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FIRST SESSION

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Daily Digest

Tuesday, January 4, 1977

Senate

Chamber Action

Routine Proceedings, pages 3–49

Seventeen resolutions were submitted, as follows: S. Con. Res. 1; and S. Res. 1–16.

Pages 8–15, 20–22, 42, 43

Swearing in of Newly Elected Senators: Vice President administered the Oath of Office to the following 34 Senators: Anderson; Bentsen; Burdick; Harry F. Byrd, Jr.; Robert C. Byrd; Cannon; Chafee; Chiles; Danforth; DeConcini; Hatch; Hayakawa; Heinz; Humphrey; Jackson; Kennedy; Lugar; Matsunaga; Melcher; Metzenbaum; Moynihan; Muskie; Proxmire; Riegle; Roth; Sarbanes; Sasser; Schmitt; Stafford; Stennis; Wallop; Weicker; Williams; and Zorinsky.

Pages 3–8

Procedural Resolutions Agreed To:

Notification of President: S. Res. 1, appointing Senators Robert C. Byrd and Baker as a committee to inform the President that a quorum of the Senate is present and ready to receive any communication he may be pleased to make. Subsequently, Senators Byrd and Baker reported that the President expressed his hope that he may deliver his State of the Union Message to the Congress at 9 p.m., on Wednesday, January 12, 1977; Page 8

Notification of House: S. Res. 2, informing the House that a quorum of the Senate is present and ready to transact business; Page 8

Hour of Meeting: S. Res. 3, fixing the hour of daily meeting of the Senate at 12 o'clock meridian unless otherwise ordered; Page 8

Electoral vote count: S. Con. Res. 1, providing for a joint meeting of the Senate and the House in the Hall of the House, at 1 p.m., on Thursday, January 6, 1977, for the purpose of opening and counting the electoral votes of the several States for President and Vice President. Senators Cannon and Hatfield were appointed as tellers on the part of the Senate; Pages 8, 9

Secretary of the Senate: S. Res. 13, electing Joseph Stanley Kimmitt, of Montana, Secretary of the Senate, effective April 1, 1977; and Page 42

Secretary for the Majority: S. Res. 14, electing James F. Duffy, of Rhode Island, Secretary for the Majority of the Senate, effective April 1, 1977.

Page 42

Senator Philip A. Hart: Senate agreed to S. Res. 15, expressing the profound sorrow of the Senate on the recent announcement of the death of Senator Philip A. Hart, of Michigan; and

S. Res. 16, authorizing payment of funeral expenses incurred by a committee appointed to arrange for and attend the funeral of the late Senator Philip A. Hart.

Page 43

Senate Committee Reorganization: S. Res. 4, to reorganize the committee system of the Senate, was submitted, and, by unanimous consent, was referred to Committee on Rules and Administration with instructions that it, or a related measure, be reported back to the Senate not later than January 19, 1977.

Pages 9-20

Senate Rule Change Proposals: S. Res. 5 through S. Res. 12, resolutions proposing sundry changes in the Senate rules, were submitted, and, by unanimous consent were referred to the Committee on Rules and Administration with instructions that they be reported back to the Senate not sooner than 60 days and not later than 90 days. Pages 20, 21, 42–45

Also Senator Robert C. Byrd submitted notices in writing that he intended to move to amend certain rules of the Senate. Pages 48, 49

Unanimous-Consent Agreements: Senate reached unanimous consent agreement concerning the following Senate procedures:

That each day during the 95th Congress, following the prayer, the Majority and Minority Leaders each be recognized for not to exceed 10 minutes;

That during the 95th Congress, Senators be allowed to bring to the desk bills, joint resolutions, and simple resolutions;

That during the 95th Congress it be in order to receive reports at the desk when presented by a Senator at any time during the session of the Senate;

That during the 95th Congress, Committee on Appropriations is authorized to file reports during adjournments or recesses of the Senate, and is also authorized to sit during sessions of the Senate; and

That conference reports not be printed as Senate reports when the House acts first on such reports or such

reports have been printed as a House report, unless specifically requested by the Senate. Pages 22, 43

Presidential Message: Senate received a message from the President outlining his proposals for personal and business tax reductions and for other tax changes in 1977—referred to Committee on Finance. Page 43

Appointment: On December 20, 1976, Senator Stafford was appointed to the National Transportation Policy Study Commission, in lieu of Senator Buckley, resigned.

Adjournment: Senate met at 2 p.m. and adjourned at 3:50 p.m. Page 49

Committee Meetings

No Committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 1,391 public bills, H.R. 1–1391; 60 private bills, 1392–1451; and 240 resolutions, H.J. Res. 1–110; H. Con. Res. 1–47; and H. Res. 1–83, were introduced. Pages 52–74, 125–130

Reports Filed: Pursuant to a unanimous consent request, the following reports were filed after the sine die adjournment of the 94th Congress:

Report entitled "Allocation of Budget Totals to Subcommittees for fiscal year 1977" (H. Rept. 94–1756);

Report entitled "Administration of the Federal Employee's Compensation Act (thirty-ninth report)" (H. Rept. 94–1757);

Report entitled "Allocation of Budget Authority and Outlays" (H. Rept. 94–1758);

Report entitled "Allocation of Budget Totals for fiscal year 1977" (H. Rept. 94–1759);

Report entitled "Allocation of Budget Authority and Outlays for fiscal year 1977" (H. Rept. 94–1760);

Report entitled "Federal Trade Commission's Proposed Funeral Industry Trade Regulation Rule: Its Effect on Small Business" (H. Rept. 94–1761);

Report entitled "Problems of Small Retail Petroleum Marketers" (H. Rept. 94–1762);

Report entitled "A Report of the Joint Committee on Atomic Energy Pursuant to Sec. 302b of the Congressional Budget Act of 1974" (H. Rept. 94–1763);

Report entitled "Americans Missing in Southeast Asia" (H. Rept. 94–1764);

Report entitled "A Summary of Activities for the 94th Congress" (H. Rept. 94–1765);

Report entitled "A Summary of Activities for the 94th Congress" (H. Rept. 94–1766);

Report entitled "A Report on Legislative History Ninety-Fourth Congress" (H. Rept. 94–1767);

Report entitled "Activities and Summary Report of the Committee on the District of Columbia for the 94th Congress" (H. Rept. 94–1768);

Report entitled "Summary of Activities of the Committee on Science and Technology for the 94th Congress" H. Rept. 94–1769);

Report entitled "A Report on Allocation of Budget Totals to Subcommittees" (H. Rept. 94–1770);

Report entitled "A Report on Committee Activities for the 94th Congress" (H. Rept. 94–1771);

Report entitled "Legislative Review Activity During the 94th Congress of the Committee on Ways and Means" (H. Rept. 94–1772);

Report entitled "A Report of the Committee on Agriculture on Activities During the 94th Congress" (H. Rept. 94–1773);

Report entitled "Legislative Review Activities of the Committee on International Relations" (H. Rept. 94–1774);

Report entitled "The Nationwide Shortage of Home Canning Equipment" (H. Rept. 94–1775);

Report entitled "The Conflict of Interest Problems Within the Presidential Executive Interchange Program" (H. Rept. 94–1776);

Report entitled "The Role of Small Business in the Air Transportation Industry: The Civil Aeronautics Board" (H. Rept. 94–1777);

Report entitled "Activities of the House Committee on Government Operations, 94th Congress, First and Second Sessions" (H. Rept. 94–1778);

Report entitled "Legislative and Review Activities of the Committee on Interior and Insular Affairs during the 94th Congress" (H. Rept. 94–1779);

Report entitled "Activities of the Committee on Veterans' Affairs, Ninety-Fourth Congress" (H. Rept. 94–1780);

Report entitled "Results and Recommendations of the Select Committee on Assassinations" (H. Rept. 94–1781);

Report entitled "Survey of Activities of the House Committee on Rules, 94th Congress" (H. Rept. 94–1782);

Report entitled "A Report on the Activities of the Ad Hoc Select Committee on the Outer Continental Shelf during the 94th Congress" (H. Rept. 94–1783);

Report entitled "A Report on the Activities of the Merchant Marine and Fisheries Committee, 94th Congress" (H. Rept. 94–1784);

Report entitled "Activity Report of the Committee on Education and Labor, 94th Congress" (H. Rept. 94–1785);

Report entitled "A Report on an Inquiry Into Professional Sports" (H. Rept. 94–1786);

Report entitled "Report of the Activities of the Committee on Armed Services, 94th Congress" (H. Rept. 94–1787);

Report entitled "Report on the Activities of the Committee of Interstate and Foreign Commerce, 94th Congress" (H. Rept. 94–1788);

Report entitled "Report on the Activities of the Committee on the Judiciary" (H. Rept. 94–1789);

Report entitled "Report on the Activities of the Committee on House Administration" (H. Rept. 94–1790);

Report entitled "Summary of Activities of the Committee on Small Business" (H. Rept. 94–1791); and

Report entitled "A Report of the Committee on Standards of Official Conduct" (H. Rept. 94–1792).

Moved to 1976 (35385–35386)

Election of Speaker: By a yea-and-nay vote of 290 yeas to 142 nays with 2 voting "present", Roll No. 2, Thomas P. O'Neill was elected Speaker of the House of Representatives over John J. Rhodes. Representatives Thompson, Dickinson, Chisholm, and Heckler acted as tellers.

Representative Mahon administered the oath of office to the Speaker who subsequently administered the oath of office to Members-elect present en bloc. Pages 50–52

Party Leaders: It was announced that Representatives Wright and Rhodes had been selected as majority and minority leaders, respectively. Page 52

Party Whips: It was announced that Representatives Brademas and Michel had been selected as majority and minority whips, respectively. Page 52

House Officers: Agreed to H. Res. 1, electing the following officers of the House of Representatives:

Edmund L. Henshaw, Clerk;
Kenneth R. Harding, Sergeant at Arms;
James T. Malloy, Doorkeeper;
Robert V. Rota, Postmaster; and
Rev. Edward G. Latch, D.D., Chaplain. Page 52

Notify Senate: Agreed to H. Res. 2, to inform the Senate that a quorum of the House had assembled and had elected Thomas P. O'Neill, a Representative from the State of Massachusetts, Speaker, and Edmund L. Henshaw, a citizen of the Commonwealth of Virginia, Clerk. Pages 52, 53

Notify President: Agreed to H. Res. 3, authorizing the Speaker to appoint three members to join with a like committee of the Senate to notify the President that a quorum of each House has been assembled and that Congress is ready to receive any communications he may be pleased to make. Subsequently, the Speaker appointed Representatives Wright, Rhodes, and Brademas to the Committee. Page 53

Inform President: Agreed to H. Res. 4, authorizing the Clerk of the House to inform the President that the House of Representatives has elected Thomas P. O'Neill, a Representative from the State of Massachusetts, Speaker; and Edmund L. Henshaw, a citizen of the Commonwealth of Virginia, Clerk of the House of Representatives. Page 53

House Rules: By a yea-and-nay vote of 256 yeas to 142 nays, Roll No. 4, the House agreed to H. Res. 5, adoption of the Rules of the House of Representatives for the 95th Congress. Agreed to move the previous question by a yea-and-nay vote of 261 yeas to 140 nays, Roll No. 3. Pages 53–70

Minority Employees: Agreed to H. Res. 6, relating to the compensation of certain minority employees. Page 70

Meeting Hour 95th Congress: Agreed to H. Res. 7, fixing the daily hour of meeting for the 95th Congress. Pages 70, 71

Joint Session: House agreed to H. Con. Res. 1, to provide for a Joint Session to hear the President on Wednesday, January 12. Page 71

Electoral Count: Agreed to S. Con. Res. 1, to provide for the counting on January 6, 1977, of the electoral votes for President and Vice President of the United States. Representatives Thompson and Dickinson were designated by the Speaker to act as tellers. Page 71

Recess: It was made in order for the Speaker to call a recess at any time on Wednesday, January 12, or Thursday, January 6, subject to the call of the Chair. Page 71

Inaugural Committee: Agreed to H. Con. Res. 2, to provide for a Committee on Inaugural Arrangements. Representatives O'Neill, Wright, and Rhodes were appointed to serve on the Committee. Page 71

Employee Compensation: Agreed to H. Res. 8, relating to the compensation of certain House employees. Pages 71, 72

Select Committee on Assassinations: Objection was heard to consideration of H. Res. 9, providing for funds for the Select Committee on Assassinations. Pages 72, 73

House Records: Agreed to H. Res. 10, relative to compliance with subpenas duces tecum. Page 73

Committee Funding: Agreed to H. Res. 11, continuing the funding of the standing and select committees of the 94th Congress until March 31. Page 74

Presidential Messages: Received and read the following messages from the President:

Cyprus negotiations: Message transmitting the 6th periodic report on the Administration's actions concerning the Cyprus negotiations—referred to the Committee on International Relations and ordered printed (H. Doc. 95–2);

Budget deferrals: Message transmitting the 4th special message withdrawing a proposed rescission and report-

ing three new deferrals of $980.8 million—referred to the Committee on Appropriations and ordered printed (H. Doc. 95-3);

Budget deferrals: Message transmitting 4 new deferrals of $3.7 billion—referred to the Committee on Appropriations and ordered printed (H. Doc. 95-4); and

Tax proposals: Message transmitting certain tax proposals to the Congress—referred to the Committee on Ways and Means and ordered printed (H. Doc. 95-5). Pages 74–76

Meeting Hour: Agreed to meet next at 12 noon on Thursday, January 6. Page 115

Lobbyists: The compilation by the Clerk of the House and the Secretary of the Senate of all new registrations and reports for the third calendar quarter of 1976, and reports of the second calendar quarter of 1976 received too late to be previously published, that were filed by persons engaged in lobbying activities appears in this issue of the Congressional Record. Pages 131–197

Adjournment: Adjourned at 6:55 p.m.

Committee Meetings

No meetings were held.

Thursday, January 6, 1977

Senate

Chamber Action

Routine Proceedings, pages 266–312

Resolutions Agreed To:

Joint Session: H. Con. Res. 1, providing for a Joint Session of the Congress in the Hall of the House of Representatives at 9 p.m. on Wednesday, January 12, 1977, for the purpose of receiving the President's Message on the State of the Union; Page 268

Inauguration Committee: H. Con. Res. 2, to continue the authority of the Joint Committee to make the necessary arrangements for the inauguration of the President-elect and the Vice President-elect on January 20, 1977. Page 268

Electoral Count: Senate met in Joint Session with the House of Representatives in the Hall of the House to open and count the electoral ballots of the several states cast in the election of the President and Vice President, the results of which are as follows:

Jimmy Carter and Walter Mondale received 297 votes for President and Vice President, respectively;

Gerald Ford received 240 votes for President;

Robert Dole received 241 votes for Vice President; and

Ronald Reagan received 1 vote for President. Page 282

Presidential Message: Senate received a message from the President transmitting his sixth periodic report on negotiations and actions which his Administration is taking to assist in the search of a solution to the problems facing the people of the Republic of Cyprus—referred to Committee on Foreign Relations. Page 267

Vice Presidential Appointment: Subsequent to the sine die adjournment of the 94th Congress, Vice President appointed Senator Domenici as a member of the Joint Committee on Atomic Energy in lieu of Senator Buckley, resigned.

Nominations: Senate received the following nominations:

Lowell Bruce Laingen, of Minnesota, to be Ambassador to the Republic of Malta;

Donald R. Norland, of Iowa, to be Ambassador to the Republic of Botswana, the Kingdom of Lesotho, and to the Kingdom of Swaziland;

Jack B. Olson, of Wisconsin, to be Ambassador to The Commonwealth of The Bahamas;

Malcolm Toon, of Maryland, to be Ambassador to the Union of Soviet Socialist Republics;

James M. Wilson, Jr., of Maryland, to be Coordinator for Human Rights and Humanitarian Affairs;

Seven Foreign Service Officers for promotion from Class one to the Class of Career Minister;

Thaddeus A. Garrett, Jr., of Ohio, to be a Commissioner of the Consumer Product Safety Commission;

Patrick J. Delaney, of New York, to be a Member of the Securities and Exchange Commission;

Julio E. Figueroa, of Louisiana; Francis X. Scannell, of Michigan; Neva Martin Abelson, of the District of Columbia; Charles Huggins, of Illinois, Clara M. Ambrus, of New York; and John A. Hill, of Connecticut, each to be a Member of the Board of Regents of the National Library of Medicine, Public Health Service;

Louis F. Polk, of Ohio, to be Chairman, and the following persons to be Members of the United States Metric Board: Harold M. Agnew, of New Mexico; Sidney D. Andrews, of Florida; Andrew H. Kenopensky, of New Jersey; Adrian G. Weaver, of Connecticut; Virginia H. Knauer, of Pennsylvania; Valerie Antoine, of California; Carl A. Beck, of Pennsylvania; Ralph V. Durham, Sr., of North Carolina; W. E. Hamilton, of Illinois; Harry E. Kinney, of New Mexico; Francis R. Dugan, of Ohio; Frank Hartman, of Michigan; James D. McKevitt, of Colorado; Jerry J. McReal, of Oregon; Satenig S. St. Marie, of Connecticut; and Kenyon R. Taylor, of Illinois.

Numerous nominations in the Army, Air Force, Marine Corps, Public Health Service, and the National Oceanic and Atmospheric Administration. Pages 282–312

Adjournment: Senate met at 12:30 p.m. and adjourned at 1:34 p.m. Page 282

Committee Meetings

ECONOMY/OIL PRICES

Committee on Banking, Housing and Urban Affairs: Committee continued oversight hearings on the economic and financial impact on the U.S. of the recent OPEC oil price increases, receiving testimony from Gerald L. Parsky, Assistant Secretary for Trade, Energy, and Financial Resources Policy Coordination, who was accompanied by his associates, all of the Department of the Treasury; and Lawrence Veit, Brown Brothers, Harriman & Company, New York City.

On Wednesday, January 5, Committee received testimony from Julius L. Katz, Assistant Secretary of State for Economic and Business Affairs; Edward R. Fried, Brookings Institution, Washington, D.C.; and David T. Devlin, Citibank, New York City.

Hearings were recessed subject to call.

COMMITTEE REORGANIZATION

Committee on Foreign Relations: Committee met in closed session to discuss provisions of S. Res. 4, to reorganize the committee system of the Senate, as such resolution affects the committee's jurisdiction. The Committee agreed to direct a letter to members of the Committee on Rules and Administration opposing certain provisions of S. Res. 4.

COMMITTEE REORGANIZATION

Committee on Rules and Administration: Committee continued hearings on S. Res. 4, reorganizing the committee system of the Senate, receiving testimony from Senators Talmadge, Goldwater, Bentsen, and Ford.

On Wednesday, June 5, Committee received testimony from Senators Stevenson, Packwood, Sparkman, Thurmond, Case, Burdick, Jackson, Hansen, and Hathaway.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 100 public bills, H.R. 1452–1551; 6 private bills, H.R. 1552–1557; and 20 resolutions, H.J. Res. 111–119; H. Con. Res. 48–50; and H. Res. 84–91, were introduced. Pages 314, 346–383

Member Sworn: Representative Murphy of the 2d district of Illinois presented himself in the Well of the House and the Speaker administered the Oath of Office. Page 312

Electoral Count: The Speaker designated Representative Dent to act as a teller for the counting of the electoral votes for President and Vice President of the United States, vice Representative Thompson. Page 312

H.O.B. Commission: The Speaker appointed Representatives Wright and Rhodes to serve with himself on the House Office Buildings Commission. Page 312

Committee Expenses: Agreed to H. Res. 84, authorizing members of certain committees of the House of Representatives to authorize payments from the contingent fund for expenses of the committee involved pending the election of the chairman involved. Page 314

Recess: House recessed at 12:21 p.m. and reconvened at 12:55 p.m. Page 318

Electoral Count: Pursuant to S. Con. Res. 1, the House and the Senate met in joint session and counted the votes cast by the electors for President and Vice President of the United States of America. The count disclosed the following votes cast for President: Jimmy Carter, 297; Gerald R. Ford, 240; and Ronald Reagan, 1.

The count disclosed the following votes cast for Vice President: Walter F. Mondale, 297; and Robert Dole, 241.

Representatives Dent and Dickinson, on the part of the House, and Senators Cannon and Hatfield, on the part of the Senate, served as tellers. Page 319

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of January 12. Agreed that when the House adjourns on Tuesday, January 11, it meet next at 8 p.m. Wednesday, January 12. Page 320

Adjournment: Adjourned at 1:51 p.m.

Committee Meetings

No meetings were held.

Monday, January 10, 1977

Senate

Chamber Action

Routine Proceedings, pages 447–756

Bills Introduced: 139 bills and 16 resolutions were in-

troduced, as follows: S. 1–S. 139; S.J. Res. 1–4; S. Con. Res. 2 and 3; S. Res. 17–26.

Pages 454–459, 475–479, 693–696, 745, 746

Resolutions Agreed To:

Deputy President pro tempore: S. Res. 17, establishing the Office of Deputy President pro tempore of the Senate;

Committee Membership Size: S. Res. 19, to amend Senate Rule XXV so as to establish the total number of Senators assigned to the various standing committees;

Committee Appointments—Majority: S. Res. 20, making temporary majority appointments to Senate committees;

Committee Appointments—Minority: S. Res. 21, making temporary minority appointments to Senate committees;

President and Mrs. Ford: S. Res. 22, commending President and Mrs. Ford on their exemplary conduct and dedicated public service;

President-Elect Carter: S. Res. 23, extending to the President-elect and to those who will serve in authority in his administration the best wishes of the Senate.

Pages 457–460

Draft Evaders: S. Res. 18, expressing the sense of the Senate in opposition to a general Presidential pardon of Vietnam-era draft evaders, was submitted, and when objection was heard to request for its immediate consideration went over under the rule. Pages 453–455

MIA–POW: S. Con. Res. 2 and S. Con. Res. 3, resolutions seeking an accounting of those missing in action or prisoners of war in Southeast Asia, were submitted, and when objections were heard to requests for their immediate consideration, went over under the rule.

Pages 455–457

Presidential Messages: Senate received eight messages from the President as follows:

1. Setting forth his proposals for legislation designed to solve the nation's energy problems—jointly referred to Committees on Banking, Housing and Urban Affairs, Commerce, Finance, Interior and Insular Affairs, Joint Committee on Atomic Energy, and Public Works;

2. Transmitting a governing international fishery agreement between the United States and the Socialist Republic of Romania—referred jointly to Committees on Commerce, Foreign Relations, and Armed Services;

3. Transmitting a governing international fishery agreement between the United States and the Union of Soviet Socialist Republics—referred jointly to Committees on Commerce, Foreign Relations, and Armed Services;

4. Transmitting a governing international fishery agreement between the United States and the German Democratic Republic—referred jointly to Committees on Commerce, Foreign Relations, and Armed Services;

5. Transmitting a governing international fishery agreement between the United States and the Republic of China—referred jointly to Committees on Commerce, Foreign Relations, and Armed Services;

6. Transmitting the Seventh Periodic Report on negotiations and actions which his Administration is taking to assist in the search of a solution to the problems facing the people of the Republic of Cyprus—referred to Committee on Foreign Relations;

7. Transmitting report of the Secretary of Agriculture prepared in accordance with the Oregon Dunes National Recreation Act—referred to Committee on Interior and Insular Affairs;

8. Reporting four new routine deferrals of budget authority totalling $685 million for the U.S. Railway Association and the U.S. Information Agency, and routine revisions to five deferrals previously transmitted—referred jointly to Committees on Appropriations, Budget, Commerce, Labor and Public Welfare, Government Operations, Banking, Housing and Urban Affairs, Foreign Relations, and Interior and Insular Affairs. Pages 460–464

Appointments: Vice President appointed Senator Goldwater as a Member of the Board of Regents of the Smithsonian Institution, and Senator Dole to the Commission on Security and Cooperation in Europe.

Also, subsequent to the sine die adjournment of the 94th Congress, the President pro tempore appointed James H. Rademacher and Rose Russell Blakely to be members of the Commission on Postal Service.

Pages 453, 696

Non-Legislative Periods—1977: Majority Leader announced Senate's schedule of non-legislative periods during the calendar year 1977. Page 448

Nominations: Senate received the following nominations:

Annice McBryde Wagner, Robert Alan Shuker, Robert McCance Scott, and Edwin C. Brown, Jr., all of the District of Columbia, each to be an Associate Judge of the Superior Court of the District of Columbia;

The following-named persons to be Members of the Board of Directors of the Corporation for Public Broadcasting: Charles H. Crutchfield, of North Carolina; Leslie N. Shaw, of California; and Paul M. Stevens, of Texas; and

Numerous nominations in the Foreign Service, Navy, and Coast Guard, and one Army in the rank of General.

Pages 747–756

Recess: Senate met at noon and recessed at 2:18 p.m.

Page 747

Committee Meetings

NOMINATION

Committee on Banking, Housing and Urban Affairs: Committee held hearings on the prospective nomination of Patricia Roberts Harris, Secretary of Housing and Urban Development-designate, where the nominee-designate, who was introduced by Senator Stevenson, and Delegate Fauntroy, testified and answered questions on her own behalf.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Commerce: Committee held hearings on the prospective nomination of Juanita M. Kreps, of North Carolina, Secretary of Commerce-designate, where Mrs. Kreps, who was introduced by Senators Helms and Morgan, testified and answered questions on her own behalf. Testimony was also received from Evelyn Y. Davis, *Highlights and Lowlights;* Manuel D. Fierro, National Congress of Hispanic American Citizens; and Alan Ogden, Councilman, city of Richmond, Va., and representative of the U.S. Labor Party, all of Washington, D.C.

On Friday, January 7, committee concluded hearings on the prospective nomination of Brock Adams, of Washington, Secretary of Transportation-designate, after Mr. Adams, who was introduced by Senator Jackson and Representative Pritchard, testified and answered questions on his own behalf. Testimony was also received from Orren Beaty, National Association of Railroad Passengers; Louis P. Haffer, Air Freight Forwarders Association of America; Dr. Morris Levitt, U.S. Labor Party; and Dan Kuykendall, all of Washington, D.C.

COMMITTEE REORGANIZATION

Committee on Rules and Administration: Committee continued hearings on S. Res. 4, reorganizing the committee system of the Senate, receiving testimony from Senators Church, Schmitt, Domenici, Hollings, Laxalt, Riegle, Stone, and Matsunaga; Representatives Pepper and Bolling; Mylio S. Kraja, The American Legion; Bruce Townsend, National Tribal Chairmen's Association; Donald H. Schwab, Veterans of Foreign Wars; and Nelson H. Cruikshank, National Council of Senior Citizens, all of Washington, D.C.

On Friday, January 7, committee received testimony from Senators Javits, Proxmire, Stennis, Randolph, Stafford, McGovern, Dole, Magnuson, Stevens, Weicker, Brooke, Johnston, Abourezk, and Haskell.

Hearings continue tomorrow.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence Activities: Committee met in closed session to receive verbal reports from its subcommittee chairmen, and to discuss future committee activities.

Committee will meet again, in closed session, on Monday, January 17.

SBA BUDGET

Select Committee on Small Business: On Friday, January 7, Committee held hearings on the proposed fiscal year 1977 budget for the Small Business Administration, receiving testimony from Mitchell P. Kobelinski, Administrator, who was accompanied by several of his associates of the SBA.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 52 public bills, H.R. 1558–1609; 4 private bills, H.R. 1610–1613; and 9 resolutions, H.J. Res. 120–122, H. Con. Res. 51–53, and H. Res 92–94 were introduced.

Page 605

Speaker Pro Tempore: Read a letter from the Speaker designating Representative Wright Speaker Pro Tempore today during the Speaker's absence. Page 412

Presidential Messages: Received and read the following messages from the President:

Budget Deferrals: Transmitting 4 new budget deferrals totaling $685 million—referred to the Committee on Appropriations and ordered printed (H. Doc. 95–32);

U.S. Energy Needs: Transmitting a message on U.S. Energy needs—ordered printed (H. Doc. 95–33);

Fishery Conservation: Transmitting a fishery conservation agreement between the United States and the Socialist Republic of Romania—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 95–34);

Fishery Conservation: Transmitting a fishery conservation agreement between the United States and the German Democratic Republic—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 95–35);

Fishery Conservation: Transmitting a fishery conservation agreement between the United States and the Union of Soviet Socialist Republics—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 95–36);

Fishery Conservation: Transmitting a fishery conservation agreement between the United States and the Republic of China—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 95–37);

Cyprus Negotiations: Transmitting the seventh report on the Administration's actions concerning the Cyprus negotiations—referred to the Committee on International Relations and ordered printed (H. Doc. 95–38); and

Oregon Dunes Recreation Area: Transmitting a report of the Secretary of Agriculture concerning the

Oregon Dunes Recreation Area—referred to the Committee on Interior and Insular Affairs. Page 419

Adjournment: Adjourned at 12:19 p.m.

Committee Meeting

SURFACE MINING

Committee on Interior and Insular Affairs: Committee met for briefing on current surface mining issues. Briefing to continue on Wednesday, January 12.

Tuesday, January 11, 1977

Senate

Chamber Action

Routine Proceedings, pages 756–889

Bills Introduced: 49 bills and 6 resolutions were introduced, as follows: S. 140–188; S.J. Res. 5 and 6; S. Con. Res. 4; S. Res. 27–29. Pages 756, 761–763, 835, 836

Amendments Submitted for Printing: Pages 836–839

Resolutions Agreed To:

Deputy President pro tempore: S. Res. 27, electing Senator Humphrey Deputy President pro tempore of the Senate;

Budget Committee Size: S. Res. 28, increasing from 14 to 16 the number of members which may be assigned to the Committee on the Budget;

Temporary Committee Appointments: S. Res. 29, appointing Senators Anderson and Moynihan as temporary members of the Committee on the Budget. Page 757

Presidential Messages: Senate received four messages from the President as follows:

PM 13—Transmitting annual report of the Office of Alien Property, Department of Justice, for fiscal year 1975—referred to Committee on the Judiciary;

PM 14—Transmitting a report, together with necessary legislation, recommending that the Congress approve creation of a Department of Energy—referred to Committee on Government Operations;

PM 15—Transmitting second report of the U.S. Sinai Support Mission—referred to Committee on Foreign Relations; and

PM 16—Transmitting eighth quarterly report of the Council on Wage and Price Stability—referred to Committee on Banking, Housing and Urban Affairs. Pages 760, 761

Notice of Motion to Amend Rules: Senator Allen filed a motion stating his intention to move to amend Senate Rule XLIV, dealing with disclosure of financial interests by Senators or persons seeking nomination or election. Page 836

Treaty Received: Senate received Protocol relating to an amendment to Article 50(a) of the Convention on International Civil Aviation (Ex A, 95th Cong., 1st sess.).

Nominations: Senate received the following nominations:

J. Robert Hunter, of Virginia, to be Federal Insurance Administrator, Department of Housing and Urban Development;

F. Barton Harvey, Jr., of Maryland; J. W. Van Gorkom, of Illinois; and H. C. Piper, Jr., of Minnesota, each to be a Director of the Securities Investor Protection Corporation; and

Two Navy nominations in the rank of Admiral. Page 889

Recess: Senate met at 3 p.m. and recessed at 3:55 p.m Page 889

Committee Meetings

NOMINATION

Committee on Agriculture and Forestry: Committee approved, pending formal receipt by the Senate, the nomination of Bob Bergland, of Minnesota, to be Secretary of Agriculture.

Prior to this action, committee held hearings on this prospective nomination where Mr. Bergland, who was introduced to the committee by Senator Anderson, testified and answered questions on his own behalf. Testimony was also received from Representatives Foley, Jones of Tennessee, and Rose; John W. Scott, the National Grange; Horace Godfrey, Godfrey Associates; and Ronald Kokinda, U.S. Labor Party, all of Washington, D.C.; and C. T. Sanders, Livestock Marketing Association, Kansas City, Mo.

NOMINATIONS

Committee on Armed Services: Committee began hearings on the prospective nominations of Dr. Harold Brown, of California, Secretary of Defense-designate, and Charles W. Duncan, Jr., of Texas, Deputy Secretary of Defense-designate. Senator Cranston introduced Mr. Brown, and Senator Bentsen introduced Mr. Duncan. The nominees-designate testified and answered questions on their own behalf.

Committee will meet tomorrow in closed session to consider further these nominations and to receive a briefing from CIA officials.

NOMINATION

Committee on Banking, Housing and Urban Affairs: Committee concluded hearings on the prospective nomination of Charles Schultze, of the District of Columbia, Council of Economic Advisers Chairman-designate, after Mr. Schultze testified and answered questions on his own behalf.

BUDGET GOALS/ECONOMIC OUTLOOK

Committee on the Budget: Committee began hearings to review and reassess Congressional fiscal year 1977 budget goals and to examine proposals designed to provide additional fiscal stimulus in the current year budget, receiving testimony from Dr. Alice Rivlin, Director, Congressional Budget Office; Dr. Paul W. McCracken, professor, University of Michigan, Ann Arbor; and Dr. Walter W. Heller, professor, University of Minnesota, Minneapolis.

Hearings continue tomorrow.

OIL TANKER ACCIDENTS

Committee on Commerce: Committee began hearings on recent oil tanker spills in and near American waters, receiving testimony from Senator Brooke; William T. Coleman, Jr., Secretary of Transportation; Russell E. Train, Administrator, Environmental Protection Agency; Robert J. Blackwell, Administrator, Maritime Administration, Department of Commerce; and Ambassador T. Vincent Learson, U.S. Law of the Sea Delegation.

Hearings continue tomorrow.

NOMINATION

Committee on Foreign Relations: Committee held hearings on the prospective nomination of Cyrus Vance, of New York, Secretary of State-designate, where Mr. Vance, who was introduced to the committee by Senators Javits and Moynihan, testified and answered questions on his own behalf. Testimony was also received from Edward Korry, Washington, D.C.; Manuel D. Fierro, National Congress of Hispanic American Citizens, Washington, D.C.; Eric Lerner, Fusion Energy Foundation, New York City; E. Stanley Rittenhouse, Liberty Lobby Washington, D.C.; and Richard Cohen, U.S. Labor Party, Washington, D.C.

Hearings were recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee began hearings on the prospective nomination of Griffin B. Bell, of Georgia, Attorney General-designate, where Mr. Bell, who was introduced to the committee by Senators Talmadge and Nunn, testified and answered questions on his own behalf. Testimony was also received from Justin A. Stanley, American Bar Association, Chicago.

Hearings continue tomorrow.

COMMITTEE REORGANIZATION

Committee on Rules and Administration: Committee continued hearings on S. Res. 4, reorganizing the committee system of the Senate, receiving testimony from Senators Muskie, Humphrey, Long, and Inouye; Susan J. Kokinda, U.S. Labor Party; Lawrence W. Roffee, Jr., Paralyzed Veterans of America; William W. Moss, the Associated General Contractors of America; William B. Gardiner, Disabled American Veterans; Andrew A. Feinstein, Public Citizen Congress Watch; John A. McCart, accompanied by Patrick J. Nilan, both of AFL–CIO, and Leo Pellerzi, American Federation of Government Employees; Roger Jim, National Congress of American Indians; George Tilton, National Federation of Federal Employees; Walter B. Stults, National Association of Small Business Investment Companies; Milton Stewart and Donald Debold, National Small Business Association; and James D. McKevitt, National Federation of Independent Business, all of Washington, D.C.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 134 public bills, H.R. 1614–1747; 7 private bills, H.R. 1748–1754; and 20 resolutions, H.J. Res. 123–134, H. Con. Res. 54 and 55, and H. Res. 95–100, were introduced. Pages 891, 892, 954–958

Speaker Pro Tempore: Read a letter from the Speaker designating Representative Wright as Speaker pro tempore today during the Speaker's absence. Page 889

Budget Committee Membership: Agreed to H. Res. 95 and 96, electing majority and minority members of the Committee on the Budget. Page 891

Presidential Messages: Received and read the following messages from the President:

Sinai support mission: Transmitting the second report to the Congress on the United States Sinai Support Mission—referred to the Committee on International Relations and ordered printed with illustrations (H. Doc. 95–41);

Office of Alien Property: Transmitting the annual report of the Office of Alien Property of the Department of Justice—referred to the Committee on International Relations; and

Wage and price stability: Transmitting the eighth quarterly report of the Council on Wage and Price Stability—referred to the Committee on Banking, Finance and Urban Affairs. Pages 891, 892

Narcotics Control: Agreed to H. Res. 77, providing for the establishment of a Select Committee on Narcotics Abuse and Control. Pages 892–894

Outer Continental Shelf: Agreed to H. Res. 97, providing for the establishment of an ad hoc Select Committee on the Outer Continental Shelf. Page 891

Adjournment: Adjourned at 2:51 p.m.

Committee Meetings

No meetings were held.

Wednesday, January 12, 1977

Senate

Chamber Action

Routine Proceedings, pages 1001–1041

Bills Introduced: Twenty bills and two resolutions were introduced as follows: S. 189–208; and S. Res. 30–31. Pages 1008, 1009

Amendments Submitted for Printing: Page 1027

Resolutions Agreed To:

Committee Membership: S. Res. 30, increasing from 17 to 18 the number of members which may be assigned to the Committee on Commerce, and from 15 to 16 the number of members which may be assigned to Committee on Labor and Public Welfare; Page 1001

Temporary Committee Appointments: S. Res. 31, appointing Senators Chafee and Lugar as temporary members of the Committees on Commerce and Labor and Public Welfare, respectively. Page 1001

President's Address on the State of the Union: Senate and House held Joint Session to receive President Ford's address on the State of the Union. Page 1041

Treaty Referred: Injunction of Secrecy was removed from Protocol relating to an amendment to Article 50(a) of the Convention on International Civil Aviation (Ex. A, 95th Cong., 1st sess.), which was received on Tuesday, January 11, and the protocol, together with accompanying papers, was referred to Committee on Foreign Relations. Page 1001

Adjournment: Senate met at 8 p.m. and adjourned at 9:59 p.m. Page 1041

Committee Meetings

CIA BRIEFING

Committee on Armed Services: Committee met in closed session to receive a general intelligence briefing from officials of the Central Intelligence Agency.

Committee will hold closed hearings tomorrow on the prospective nominations of Dr. Harold Brown, Secretary of Defense-designate, and Charles W. Duncan, Jr., Deputy Secretary of Defense-designate.

BUDGET GOALS/ECONOMIC OUTLOOK

Committee on the Budget: Committee continued hearings to review and reassess Congressional fiscal year 1977 budget goals, and to examine proposals designed to provide additional fiscal stimulus in the current year budget, receiving testimony from Dr. Lawrence Krause, The Brookings Institution, Washington, D.C.; Dr. Frank Schiff, Committee for Economic Development, Washington, D.C.; and Lawrence A. Veit, Brown Brothers, Harriman & Co., New York City.

Hearings continue tomorrow.

OIL TANKER ACCIDENTS

Committee on Commerce: Committee continued hearings on recent oil tanker spills in and near American waters, receiving testimony from Senator Kennedy; Representatives Bonker and Dicks; Admiral Owen W. Siler, Commandant, U.S. Coast Guard, Department of Transportation; John Leeper, National Academy of Sciences; Paul Hall, The Seafarers International Union of North America; and Jesse Calhoon, Marine Engineers Beneficial Association, all of Washington, D.C.; Arthur McKenzie, Tanker Advisory Center, New York City; Charles Champion, Pipeline Coordinator, State of Alaska, Anchorage; Hal Scott, Florida Audubon Society, Maitland; and Herb Brand, Transportation Institute, Washington, D.C.

Hearings were adjourned subject to call.

NOMINATION

Committee on Finance: Committee held hearings on the prospective nomination of Michael Blumenthal, of Michigan, Secretary of the Treasury-designate where Mr. Blumenthal, who was introduced to the committee by Senators Griffin and Riegle, testified and answered questions on his own behalf. Testimony was also received from Roland Kokinda, U.S. Labor Party, Washington, D.C.

Committee will hold hearings tomorrow on the prospective nominations of Joseph A. Califano, Jr., Secretary of Health, Education, and Welfare-designate, and Dr. Laurence Woodworth, Assistant Secretary, Department of the Treasury-designate.

MEXICAN BORDER TRAFFICKING

Committee on Government Operations: Permanent Subcommittee on Investigations held hearings on illicit weapons and drugs trafficking on the U.S.-Mexican border, receiving testimony from Peter Bensinger, Administrator, Drug Enforcement Administration, Department of Justice; Rex D. Davis, Director, Bureau of Alcohol, Tobacco and Firearms, and Vernon D. Acree, Commissioner, U.S. Customs Service, both of the Department of the Treasury, all of whom were accompanied by associates.

Subcommittee will meet again tomorrow in closed session to receive further testimony on this matter.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the prospective nomination of Griffin B. Bell, of Georgia, Attorney General-designate, where Mr. Bell testified further and answered questions on his own behalf. Testimony was also received from Clarence Mitchell, National Association for the Advancement of Colored People, Washington, D.C.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 1755–1774; 33 private bills, H.R. 1775–1807; and 4 resolutions, H.J. Res. 135, H. Con. Res. 56–57, and H. Res. 101 were introduced. Pages 1041, 1048–1049

Presidential Message—Energy: Received and read a message from the President wherein he transmits the Report on Federal Energy Functions—referred to the Committee on Government Operations and ordered printed (H. Doc. 95–1). Page 1041

Commendation: Agreed to H. Res. 101, commending President and Mrs. Ford for their dedicated public service. Page 1041

Recess: The House recessed at 8:07 p.m. and reconvened at 8:45 p.m. Page 1041

President's State of the Union Address: Before a Joint Session of Congress, President Ford delivered his State of the Union message. He was escorted to and from the House Chamber by a committee composed of Senators Byrd of West Virginia, Humphrey, Cranston, Inouye, Metzenbaum, Young, Baker, Griffin, Stevens, Curtis, and Tower; and Representatives Wright, Brademas, Foley, Rhodes, and Michel.

The message was referred to the Committee of the Whole House on the State of the Union and ordered printed as a House document (H. Doc. 95–43). Pages 1042–1045

Adjournment: Adjourned at 9:59 p.m.

Committee Meeting

SURFACE MINING

Committee on Interior and Insular Affairs: Met for continuation of briefing on current surface mining issues.

Joint Committee Meetings

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the December employment/unemployment situation, receiving testimony from Julius Shiskin, Commissioner of Labor Statistics, Department of Labor.

Hearings were recessed subject to call.

OPEC OIL PRICING

Joint Economic Committee: Subcommittee on Energy began hearings to examine the implications of the recent OPEC two-tiered oil pricing system, receiving testimony from Professor Theodore H. Moran, Johns Hopkins School of Advanced International Studies, Washington, D.C.; Morris A. Adelman, Massachusetts Institute of Technology, Cambridge; John H. Lichtblau, Petroleum Industry Research Foundation, Inc., New York City; and Professor A. J. Meyer, Harvard University, Cambridge.

Hearings continue tomorrow.

Thursday, January 13, 1977

Senate

Chamber Action

Senate was not in session today. It will next meet at noon on Friday, January 14.

Committee Meetings

ARMY R & D COMMAND

Committee on Appropriations: Subcommittee on Military Construction began hearings on proposed reprograming of funds in order to establish an Army research and development command at Picatinny Arsenal, N.J., receiving testimony from Senators Case, Schweiker, Williams, Clark, Culver, and Heinz; Representatives Eilberg, Meyner, and Lederer; Edwin Greiner, Acting Assistant Secretary of the Army for Installations and

Logistics, who was accompanied by his associates; and public witnesses.

Hearings continue tomorrow.

NOMINATIONS—DEFENSE

Committee on Armed Services: Committee announced that it had unanimously approved, pending formal receipt by the Senate, the nominations of Dr. Harold Brown, of California, Secretary of Defense-designate, and Charles W. Duncan, Jr., of Texas, Deputy Secretary of Defense-designate, prior to which, in closed session, Messrs. Brown and Duncan testified and answered questions on their own behalf.

BUDGET GOALS/ECONOMIC OUTLOOK

Committee on the Budget: Committee continued hearings to review and reassess Congressional fiscal year 1977 budget goals, and to examine proposals designed to provide additional fiscal stimulus in the current year budget, receiving testimony from Reginald Jones, General Electric Company, Fairfield, Conn.; Mayor Kenneth Gibson, of Newark, representing the U.S. Conference of Mayors; and Albert T. Sommers, The Conference Board, New York City.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Finance: Committee held hearings on the prospective nominations of Joseph A. Califano, Jr., of the District of Columbia, Secretary of Health, Education, and Welfare-designate, and Dr. Laurence Woodworth, of Maryland, Assistant Secretary of the Treasury-designate, where the prospective nominees testified and answered questions on their own behalf. Testimony concerning Mr. Califano was received from Richard Cohen, National Committee of the U.S. Labor Party.

Committee will meet on Tuesday, January 18, to consider these prospective nominations.

MEXICAN BORDER TRAFFICKING

Committee on Government Operations: Permanent Subcommittee on Investigations continued closed hearings on illicit weapons and drugs trafficking on the U.S.-Mexican border, where testimony was received from witnesses whose names were not released.

Subcommittee recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the prospective nomination of Griffin B. Bell, of Georgia, Attorney General-designate, where testimony was received from Representative Mitchell, of Maryland, and numerous public witnesses. These hearing were continued in an evening session.

NOMINATIONS

Committee on Labor and Public Welfare: Committee held hearings on the prospective nominations of Dr. F. Raymond Marshall, of Texas, Secretary of Labor-designate, and Joseph A. Califano, Jr., of the District of Columbia, Secretary of Health, Education, and Welfare-designate, where the prospective nominees testified and answered questions on their own behalf. Dr. Marshall was introduced to the committee by Senator Bentsen, and testimony concerning his appointment was received from Inez Casiano, Hispanic Employees Organization; John Green, U.S. Labor Party; and Charles W. Bailey, National Right to Work Committee, all of Washington, D.C.

Hearings were recessed subject to call.

COMMITTEE REORGANIZATION

Committee on Rules and Administration: Committee resumed hearings on S. Res. 4, reorganizing the committee system of the Senate, receiving testimony from Senators Stevenson and Packwood.

Committee will meet tomorrow to consider further this resolution.

FOOD ADDITIVES

Select Committee on Small Business: Committee began hearings to examine the safety, marketing, and regulation of food additives, receiving testimony from Gregory J. Ahart, Director, Manpower and Welfare Division, General Accounting Office; Sherwin Gardner, Acting Commissioner, Food and Drug Administration, Department of Health, Education, and Welfare, both of whom were accompanied by associates; and Dr. Sidney Wolfe, Health Research Group, Washington, D.C.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 118 public bills, H.R. 1808–1925; 16 private bills, H.R. 1926–1941; and 26 resolutions, H.J. Res. 136–148, H. Con. Res. 58 and 59, and H. Res. 102–112, were introduced. Pages 1105–1109

Joint Economic Committee: The Speaker appointed Representatives Bolling, Reuss, Moorhead, Hamilton, Long of Louisiana, Pike, Brown of Ohio, Brown of Michigan, Heckler of Massachusetts, and Rousselot as members of the Joint Economic Committee, on the part of the House. Page 1074

Presidential Messages: Received and read the following messages from the President:

Aviation Act: Message transmitting a legislative proposal entitled "Aviation Act of 1977"—referred to the Committee on Public Works and Transportation and ordered printed (H. Doc. 95–45); and

Armed Forces incentive awards: Two messages transmitting reports of the Secretary of Defense and the Secretary of Transportation on awards made during fiscal years 1975 and 1976 to members of the Armed Forces for suggestions, inventions, and scientific achievements—referred to the Committee on Armed Services. Page 1074

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of January 19. Page 1075

Adjournment: Adjourned at 12:29 p.m.

Committee Meetings

No meetings were held.

Joint Committee Meeting

OPEC OIL PRICING

Joint Economic Committee: Subcommittee on Energy continued hearings to examine the implications of the recent OPEC two-tiered oil pricing system, receiving testimony from Howard Kauffmann, The Exxon Corporation, New York City; Professor Anne Carter, Brandeis University, Waltham, Mass.; John Sawhill, New York University, New York City; John Sewell, Overseas Development Council, Washington, D.C.; and Professor Paul Davidson, Rutgers University, New Brunswick, N.J.

Hearings were recessed subject to call.

Friday, January 14, 1977

Senate

Chamber Action

Routine Proceedings, pages 1130–1307

Bills Introduced: Sixty-five bills and eleven resolutions were introduced, as follows: S. 209–273; S.J. Res. 7–12; S. Con. Res. 5; and S. Res. 32–35. Pages 1145, 1155, 1156, 1247–1249

Amendments Submitted for Printing: Pages 1249–1250

Bill Passed:

Secret Service: Senate passed without amendment and sent to the House S.J. Res. 12, authorizing the United States Secret Service to continue to furnish protection to certain former Federal officials or members of their immediate families. Pages 1145, 1146, 1148

Presidential Pardon of Draft Evaders: Senate considered S. Res. 18, expressing the sense of the Senate in opposition to a general Presidential pardon of Vietnam era draft evaders (coming over under the rule), taking votes in connection therewith, as follows:

1. By 37 yeas to 41 nays, rejected motion to table motion to refer this resolution to Committee on the Judiciary; Page 1141

2. By 37 yeas to 40 nays, rejected motion to table motion to proceed to consider this resolution; and Page 1141

3. By unanimous vote of 75 yeas, agreed to motion to instruct the Sergeant at Arms to request the attendance of absent Senators. Page 1139

Pages 1136–1150

Fifteen Minute Roll Call Votes: By unanimous consent, it was agreed that all record votes for the remainder of the 95th Congress be of 15 minutes duration. Page 1142

Appointment: President pro tempore appointed Senator Mathias to the Senate Select Committee on Intelligence in lieu of Senator Baker. Page 1131

Presidential Messages: Senate received messages from the President as follows:

PM 17—Transmitting reports of the Secretary of Defense and the Secretary of Transportation on awards made during Fiscal Year 1976 to members of the Armed Forces for suggestions, inventions, and scientific achievements—referred to Committee on Armed Services;

PM 18—Transmitting reports of the Secretary of Defense and the Secretary of Transportation on awards made during Fiscal Year 1975 to members of the Armed Forces for suggestions, inventions, and scientific achievements—referred to Committee on Armed Services;

PM 19—Transmitting proposed Aviation Act of 1977—referred to Committee on Commerce;

PM 20—Transmitting Governing International Fishery Agreement between the United States and People's Republic of Bulgaria—referred jointly to Committees on Commerce and Foreign Relations. Page 1151

Presidential Communications: Senate received a communication from the President transmitting proposed legislation to authorize the Secret Service to furnish protection to certain former Federal officials and their families—referred to Committee on Finance (S.J. Res. 12 subsequently passed). Pages 1151, 1152

Senate also received a communication from the President transmitting the proposed Puerto Rico Statehood Act of 1977—referred to the Committee on Interior and Insular Affairs. Page 1152

Treaty Received: Injunction of Secrecy was removed from two related protocols amending the Convention for the Unification of Certain Rules Relating to International Carriage by Air (Ex. B, 95th Cong., 1st sess.), and the treaty, together with accompanying papers, was referred to Committee on Foreign Relations.

Page 1148

Record Votes: Three record votes were taken today (total—3). Pages 1139, 1141

Adjournment: Senate met at noon and adjourned at 4:24 p.m. Page 1307

Committee Meetings

ARMY R & D COMMAND

Committee on Appropriations: Subcommittee on Military Construction continued hearings on proposed reprogramming of funds in order to establish an Army research and development command at Picatinny Arsenal, N.J., receiving testimony from Governor Milton J. Schapp, of Pennsylvania, and Governor Brendan T. Byrne, of New Jersey.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported an original resolution expressing the sense of the Senate that the release by France of Abu Daoud (a known terrorist who is accused of planning the murder of Olympic athletes in Munich in 1972) is harmful to the efforts of the community of nations to eliminate international terrorism.

Committee also approved, pending formal receipt by the Senate, the nomination of Cyrus Vance, Secretary of State-designate.

Committee also began hearings to discuss national security and arms control implications of current United States strategic options, receiving testimony from Fred C. Ikle, Director, Arm Control and Disarmament Agency.

Hearings continue on Wednesday, January 19.

COUNTERCYCLICAL ASSISTANCE

Committee on Government Operations: Subcommittee on Intergovernmental Relations held hearings to receive testimony on Title II (Countercyclical Assistance) of the Public Works Employment Act of 1976 (Public Law 94-369), and its impact on fiscal problems of the cities. Witnesses heard were Mayor Kenneth Gibson, of Newark, representing the U.S. Conference of Mayors; and the following other Mayors: Coleman Young, of Detroit; Lee Alexander, of Syracuse; Lillian Caron, of Lewiston, Maine; Peter Flaherty, of Pittsburgh; Margaret Hance, of Phoenix; Ralph Perk, of Cleveland; and Stanley Cmich, of Canton, Ohio.

Hearings were recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the prospective nomination of Griffin B. Bell, of Georgia, Attorney General-designate, where testimony was received from Julian Bond, State Senator of Georgia; Roy Innis, Congress of Racial Equality, and Haywood Burns, National Conference of Black Lawyers, both of New York City; David Cohen, President, Common Cause; Melissa Thompson, National Organization for Women; Manuel D. Fierro, National Congress of Hispanic American Citizens; Susan Kokinda, U.S. Labor Party; Beverly Moore, Citizens for Class Action Law Suits; and Onyango Sawyer, National Coalition to Aid Prisoners and their Families, all of Washington, D.C.

Hearings continue on Monday, January 17.

JFK CENTER REPAIR

Committee on Public Works: Committee ordered favorably reported an original bill authorizing $4.5 million for repairs to the John F. Kennedy Center for the Performing Arts.

Committee also announced the following hearings schedule:

January 31–February 1—Water pollution construction grant programs hearings (full committee).

February 2 and 3—Public works employment program hearings (Environmental Pollution Subcommittee).

February 9 through 11—Clean Air Act amendment hearings (Environmental Pollution Subcommittee).

COMMITTEE REORGANIZATION

Committee on Rules and Administration: Committee began markup of S. Res. 4, reorganizing the committee system of the Senate, but did not complete action thereon and will meet again on Monday, January 17.

FOOD ADDITIVES

Select Committee on Small Business: Committee continued hearings to examine the safety, marketing, and regulation of food additives, receiving testimony from Dr. Harry Mussman, Associate Administrator, Animal and Plant Health Inspection Service, Department of Agriculture; Dr. William Lijinski, Frederick Cancer Research Center, Frederick, Md.; and Dr. John Birdsall, American Meat Institute, Arlington, Va.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, January 17.

Committee Meetings

No meetings were held.

Monday, January 17, 1977

Senate

Chamber Action

Senate was not in session today. It will next meet at 1:45 p.m., on Tuesday, January 18.

Committee Meetings

NOMINATION—OMB

Committee on Government Operations: Committee began hearings on the prospective nomination of Thomas Lance, of Georgia, Director of the Office of Management and Budget-designate, where Mr. Lance, who was introduced to the committee by Senators Talmadge and Nunn, testified and answered questions on his own behalf.

Hearings continue tomorrow.

NOMINATION

Committee on Interior and Insular Affairs: Committee began hearings on the prospective nomination of Cecil D. Andrus, of Idaho, Secretary of the Interior-designate, where testimony was received from Senators Church, McClure, and Anderson. Mr. Andrus testified and answered questions on his own behalf.

Hearings continue tomorrow.

NOMINATION—ATTORNEY GENERAL

Committee on the Judiciary: Committee continued hearings on the prospective nomination of Griffin B. Bell, of Georgia, Attorney General-designate, where Mr. Bell testified further and answered questions on his own behalf.

Hearings were adjourned subject to call.

COMMITTEE REORGANIZATION

Committee on Rules and Administration: Committee continued consideration of S. Res. 4, reorganizing the committee system of the Senate, but did not complete action thereon and will meet again tomorrow.

NOMINATION—CIA

Select Committee on Intelligence Activities: Committee met with Theodore C. Sorensen, of New York, designated by President-Elect Carter to be Director of Central Intelligence. Mr. Sorensen, who was introduced to the Committee by Senator Moynihan, advised the committee that he had requested Mr. Carter to withdraw his prospective nomination. Testimony was also received in connection with this matter from Senators McGovern and Metzenbaum.

House of Representatives

Chamber Action

Bills Introduced: 58 public bills, H.R. 1943–2000; and 14 resolutions, H.J. Res. 149–151, H. Con. Res. 60–66, and H. Res. 113–116 were introduced. H.R. 1942, a public bill, was introduced on Thursday, January 13, but is printed in today's Record. Pages 1314, 1334–1336

Congressional Operations: The Speaker appointed the following Members as members of the Joint Committee on Congressional Operations: Representatives Brooks, Giaimo, Oberstar, Cleveland, and Ashbrook, on the part of the House. Page 1307

Presidential Message—Fishery Conservation: Received and read a message from the President wherein he transmits a fishery conservation agreement between the United States and the People's Republic of Bulgaria—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 95-46).

Page 1308

Secret Service Protection: House passed S.J. Res. 12, to authorize the United States Secret Service to continue to furnish protection to certain former Federal officials or members of their immediate families—clearing the measure for the President. Page 1309

Presidential Messages: Received and read the following messages from the President:

1978 Federal budget: Message transmitting the President's proposed 1978 Federal budget—referred to the Committee on Appropriations and ordered printed (H. Doc. 95-28);

Federal salaries: Message transmitting the President's proposed pay raises for members of the Judiciary, Executive Branch, and Members of Congress—referred to the Committee on Post Office and Civil Service and ordered printed (H. Doc. 95-47); and

Budget rescissions and deferrals: Message transmitting nine new rescissions totaling $1.13 billion and eight new deferrals totaling $273.4 million for fiscal

year 1977—referred to the Committee on Appropriations and ordered printed (H. Doc. 95-48).

Pages 1309–1311, 1314, 1315

Meeting Hour: Agreed that when the House adjourns on Wednesday, January 19, it meet next at 10:25 a.m. on Thursday, January 20. Page 1314

Inaugural Ceremonies: Agreed to H. Res. 113, providing for the House of Representatives to attend the inaugural ceremonies at the Capitol on Thursday, January 20. Page 1314

Speaker Pro Tempore: The Speaker designated Representative Mahon to act as Speaker pro tempore on Thursday, January 20. Page 1314

Adjournment: Adjourned at 12:40 p.m.

Committee Meetings

No meetings were held.

Joint Committee Meeting

MEXICAN ECONOMY

Joint Economic Committee: Subcommittee on Inter-American Economic Relationships began hearings on the subject: "Recent Developments in Mexico and Their Economic Implications for the United States", receiving testimony from Al Wichtrich, American Chamber of Commerce of Mexico, and Redvers Opie, both of Mexico City; Professor Clark Reynolds, Stanford University, Palo Alto, Calif.; and Professor James Wilkie, University of California at Los Angeles.

Hearings continue on Monday, January 24.

Tuesday, January 18, 1977

Senate

Chamber Action

Routine Proceedings, pages 1357–1587

Bills Introduced: Fifty-two bills and seven resolutions were introduced, as follows: S. 274–325; S. Res. 36–42.

Pages 1361–1363, 1448–1450, 1457, 1458, 1543, 1597, 1616, 1617, 1620

Resolutions Agreed to:

Senate Ethics Committee: Senate agreed to S. Res. 36, establishing a special committee to propose a code of conduct for members and employees of the Senate in the performance of their official duties; Pages 1361–1363

Vice President Rockefeller: S. Res. 37, commending Vice President Rockefeller for his long years of public service to his country; Page 1597

President Ford: S. Res. 38, commending President Ford for his 34 years of service to the United States Government. Page 1616

Federal Pay Increases: S. Res. 39, expressing Senate disapproval of Presidential recommendations for Federal executive, legislative, and judicial salary increases (transmitted to the Congress today), was submitted, and when objection was heard to request for its immediate consideration, went over under the rule.

Pages 1448–1450

Draft Evaders: S. Res. 40, expressing the sense of the Senate in opposition to a general Presidential pardon of Vietnam era draft evaders, was submitted, and when objection was heard to request for its immediate consideration, went over under the rule. Page 1620

President Ford: Numerous Senators made statements commending the public service record of President Gerald R. Ford.

By unanimous consent, it was agreed that the Record will remain open for 10 days for Senators to file additional tributes, and that all such tributes be gathered and printed as a public document. Pages 1599–1616

Vice President Rockefeller: Numerous Senators made statements commending the public service record of Vice President Rockefeller, prior to which the Vice President addressed the Senate briefly.

By unanimous consent, it was agreed that the Record will remain open for 10 days for Senators to file additional tributes, and that all such tributes be gathered and printed as a public document. Pages 1587–1597

Presidential Messages: Senate received messages from the President as follows:

PM 21—proposing nine new rescissions totalling $1,001.3 million and reporting eight new deferrals totalling $273.4 million in budget authority developed in connection with the 1978 budget; and reporting $70.6 million in increases to five deferrals previously transmitted—referred jointly to Committees on Appropriations, Budget, Foreign Relations, Commerce, Armed Services, Small Business, Agriculture and Forestry, Public Works, Finance, and Interior and Insular Affairs;

PM 22—setting forth his recommendations for increases in executive, legislative, and judicial salaries—referred to Committee on Post Office and Civil Service;

PM 23—transmitting proposed amendments to the Federal Aviation Act and the Airport and Airway Development Act—referred to Committee on Commerce;

PM 24—transmitting seventh annual report on Government services to rural America, as required by the Agricultural Act of 1970—referred to Committee on Agriculture and Forestry;

PM 25—transmitting his proposed fiscal year 1978 budget for the Federal Government—referred jointly to Committees on Appropriations and the Budget;

PM 26—transmitting his Economic Report to the Congress—referred to the Joint Economic Committee; and

PM 27—transmitting his International Economic Report—referred to Committee on Banking, Housing and Urban Affairs. Pages 1450–1457

Confirmations: Senate confirmed 115 Army nominations and 131 Air Force nominations, all in the rank of General. Pages 1622–1625

Nominations: Senate received 40 Army nominations in the rank of General, and numerous nominations in the Marine Corps and Coast Guard. Pages 1621, 1622

Adjournment: Senate met at 1:45 p.m. and adjourned at 5:47 p.m. Page 1621

Committee Meetings

TEMPORARY SUBCOMMITTEE CHAIRMEN

Committee on Appropriations: Committee held a business meeting where it made temporary assignments of subcommittee chairmen, as follows:

Agriculture—Senator Eagleton;
Defense—Senator McClellan;
District of Columbia—Senator Chiles;
Foreign Operations—Senator Inouye;
HUD—Independent Agencies—Senator Proxmire;
Interior—Senator Robert C. Byrd;
Labor, Health, Education, and Welfare—Senator Magnuson;
Legislative—Senator Huddleston;
Military Construction—Senator Johnston;
Public Works—Senator Stennis;
State, Justice, Commerce, and the Judiciary—Senator Hollings;
Transportation—Senator Bayh; and
Treasury, Postal Service, General Government—Senator Chiles.

These assignments are temporary pending determination of committee size and until permanent committee members are designated.

NOMINATIONS—HUD AND COUNCIL OF ECONOMIC ADVISERS

Committee on Banking, Housing and Urban Affairs: Committee approved, pending formal receipt by the Senate, the nominations of Patricia Roberts Harris, of the District of Columbia, Secretary of Housing and Urban Development-designate, and Charles Schultze, of the District of Columbia, designated to be Chairman of the Council of Economic Advisers.

NOMINATIONS—DOT

Committee on Commerce: Committee concluded hearings on the following prospective Department of Transportation nominations: Alan A. Butchman, of Massachusetts, Deputy Secretary-designate; Chester Davenport, of California, Assistant Secretary for Policy, Plans, and International Affairs-designate; Linda Kamm, of New York, General Counsel-designate; and Terrence L. Bracy, of Arizona, Assistant Secretary for Congressional and Intergovernmental Affairs-designate. Senator DeConcini and Representative Udall introduced Mr. Bracy; Senator Kennedy introduced Mr. Butchman; Senators Cranston and Talmadge introduced Mr. Davenport; and Senator Moynihan and Representative Solarz introduced Ms. Kamm. The nominees-designate testified and answered questions on their own behalf.

NOMINATIONS—HEW AND TREASURY

Committee on Finance: Committee approved, pending formal receipt by the Senate, the nominations of Joseph A. Califano, Jr., of the District of Columbia, Secretary of Health, Education, and Welfare-designate; Michael Blumenthal, of Michigan, Secretary of the Treasury-designate; and Dr. Laurence Woodworth, of Maryland, Assistant Secretary of the Treasury-designate.

CIA BRIEFING

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the Soviet Union from the Director of Central Intelligence, George Bush.

Committee recessed subject to call.

NOMINATION—OMB

Committee on Government Operations: Committee approved, pending formal receipt by the Senate, the nomination of Thomas Lance, of Georgia, Director of the Office of Management and Budget-designate, after Mr. Lance testified further and answered questions on his own behalf.

NOMINATION—INTERIOR

Committee on Interior and Insular Affairs: Committee approved, pending formal receipt by the Senate, the nomination of Cecil D. Andrus, of Idaho, Secretary of the Interior-designate, after receiving testimony from Mel Tonasket, representing the National Congress of American Indians; Brock Evans, Sierra Club; Joan Blue and Lorne Green, representing the American Horse Protection Association; Susan Kokinda, U.S. Labor Party; Dr. Morris Levitt, Fusion Energy Foundation; and Toby Cooper, Defenders of Wildlife, all of Washington, D.C.

NOMINATION—ATTORNEY GENERAL

Committee on the Judiciary: Committee met to consider the prospective nomination of Griffin B. Bell, of Georgia, Attorney General designate, and announced that after holding additional hearings tomorrow, it will vote on the prospective nomination at no later than 4 p.m.

NOMINATION—LABOR

Committee on Labor and Public Welfare: Committee approved, pending formal receipt by the Senate, the nomination of Dr. F. Raymond Marshall, of Texas, Secretary of Labor-designate.

EPA PROGRAMS AND POLICIES

Committee on Public Works: Subcommittee on Environmental Pollution held oversight hearings to review the programs and policies of the Environmental Protection Agency, receiving testimony from its Administrator, Russell E. Train.

Subcommittee recessed subject to call.

COMMITTEE REORGANIZATION

Committee on Rules and Administration: Committee continued consideration of S. Res. 4, reorganizing the Committee system of the Senate, but did not complete action thereon and will meet again tomorrow.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, January 19.

Committee Meetings

No meetings were held.

Wednesday, January 19, 1977

Senate

Chamber Action

Routine Proceedings, pages 1625–1718

Bills Introduced: Sixty bills and five resolutions were introduced, as follows: S. 326–385; and S. Res. 43–47. Pages 1625–1630, 1635–1641, 1652, 1653, 1689–1691

Message From the House: Senate received one message from the House. Page 1647

Executive Communications: Included in today's executive communications were Energy Actions No. 8 and 9, transmitted by the Federal Energy Administration, exempting motor gasoline from the mandatory petroleum allocation and price regulations. Pages 1647, 1648

Presidential Messages: Senate received messages from the President as follows:

PM 28—transmitting the ninth annual report on the National Housing Goal—referred to Committee on Banking, Housing and Urban Affairs; and

PM 29—transmitting annual report on achievements under the Federal Ocean Program—referred to Committee on Commerce. Pages 1646, 1647

Vice Presidential Appointments: Vice President appointed Senator Hatfield to the Federal Paperwork Commission, and Senator Eagleton to the Harry S Truman Memorial Scholarship Foundation Board of Trustees. Page 1634

Conduct Committee Appointments: The following Senators were appointed to membership on the Special Committee to Propose a Code of Conduct for Members and Employees of the Senate: Senators Nelson (chairman), Ribicoff, Inouye, Eagleton, Nunn, Clark, Glenn, Melcher, Thurmond, Javits, Griffin, Packwood, Stafford, Laxalt, and Chafee. Page 1641

Presidential Pardon of Draft Evaders: By 50 yeas to 41 nays, Senate agreed to motion to proceed to consider S. Res. 18, expressing the sense of the Senate in opposition to a general Presidential pardon of Vietnam era draft evaders; prior to which, Senate, by 42 yeas to 45 nays, rejected motion to table motion to proceed to consider this resolution.

Motion to close further debate on this resolution was entered, and, in accordance with Senate Rule XXII, vote on such motion is expected to occur one hour after the Senate convenes on Monday, January 24. Pages 1643, 1645, 1646

Senate Committee Reorganization: Time was extended from January 19 until midnight Tuesday, January 25, for Committee on Rules and Administration to report S. Res. 4, to reorganize the committee system of the Senate. Page 1646

Treaty Received: Injunction of secrecy was removed from Convention with the Government of the Republic of the Philippines with Respect to Taxes on Income (Ex. C. 95th Cong., 1st sess.), and the treaty, together with the accompanying papers, was referred to Committee on Foreign Relations. Page 1641

Nominations: Senate received two Navy nominations in the rank of Admiral; twenty-four Air Force and one Army in the rank of General, and numerous nominations in the Marine Corps and Coast Guard. Pages 1717–1718

Record Votes: Two record votes were taken today (total—5). Page 1645

Recess: Senate met at 2 p.m. and recessed at 4:58 p.m. Page 1717

Committee Meetings

NOMINATIONS

Committee on Commerce: Committee approved, pending formal receipt by the Senate, the nominations of the following persons designated by President-elect Carter for positions in the Department of Transportation: Brock Adams, of Washington, Secretary; Alan A. Butchman, of Massachusetts, Deputy Secretary; Chester Davenport, of California, Assistant Secretary for Policy, Plans, and International Affairs; Linda Kamm, of New York, General Counsel; and Terrence L. Bracy, of Arizona, Assistant Secretary for Congressional and Intergovernmental Affairs. The committee also approved the proposed nomination of Juanita M. Kreps, of North Carolina, Secretary of Commerce-designate, 115 routine nominations in the National Oceanic and Atmospheric Administration, and 333 routine nominations in the Coast Guard.

FOREIGN AFFAIRS—ARMS CONTROL

Committee on Foreign Relations: Committee resumed hearings to discuss national security and arms control implications of current U.S. strategic options, receiving testimony from Joseph S. Clark, Philadelphia; Sidney D. Drell, Stanford Linear Accelerator Laboratory, California; Paul H. Nitze, Arlington, Virginia; and Jan Lodal, American Management Systems, Arlington, Virginia.

Hearings were recessed subject to call.

NOMINATION—ATTORNEY GENERAL

Committee on the Judiciary: Committee approved, pending formal receipt by the Senate, the nomination of Griffin B. Bell, of Georgia, Attorney General-designate, prior to which action testimony thereon was received from Jesse Jackson, PUSH, Chicago; Aaron Henry, Mississippi NAACP, Clarksdale; Dean Monroe Friedman, Hofstra Law School, Hemstead, New York; The Reverend Muhammed Kenyatta, Black Economic Conference, Philadelphia; Dock Putnam, Ruth Smith, Hudie McDowell, and Frederick Calhoun, all of Atlanta; and Volma Overton, Corpus Christi, Texas.

COMMITTEE REORGANIZATION

Committee on Rules and Administration: Committee continued consideration of S. Res. 4, reorganizing the Committee system of the Senate, but did not complete action thereon and will meet again on Friday, January 21.

By unanimous consent, the Senate extended from January 19 until midnight Tuesday, January 25, the time for the committee to file its report on S. Res. 4.

House of Representatives

Chamber Action

Bills Introduced: 242 public bills, H.R. 2001–2242; 24 private bills, H.R. 2243–2266; and 81 resolutions, H.J. Res. 152–187, H. Con. Res. 67–77, and H. Res. 117–150, were introduced. Pages 1721–1725, 1781–1792

Majority Committee Appointments: Agreed to H. Res. 117, designating membership on certain standing committees of the House. Pages 1721–1723

Minority Committee Appointments: Agreed to H. Res. 118, designating membership on certain standing committees of the House. Pages 1723, 1724

Minority Pay: Agreed to H. Res. 119, relating to the compensation of certain minority employees. Page 1724

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of Janunary 26. Page 1725

Subpena: Agreed to H. Res. 120, authorizing compliance in the case of Baltimore Contractors, Inc., against the United States (Case No. 272–70) pending in the United States Court of Claims. Pages 1724, 1725

Select Committee on Narcotics: The Speaker appointed the following as members of the Select Committee on Narcotics Abuse and Control: Representatives Wolff, Chairman, Rodino, Rogers, de la Garza, Mann, Badillo, Murphy of Illinois, Rangel, Stark, Scheuer, English, Waxman, Burke of Florida, Railsback, Frey, Beard of Tennessee, Gilman, and Guyer. Page 1725

Select Committee on Aging: The Speaker appointed the following to serve as members of the Select Committee on Aging: Representatives Pepper, Chairman, Roybal, Rooney, Biaggi, Flowers, Andrews of North Carolina, John L. Burton, Beard of Rhode Island, Blouin, Bonker, Downey, Florio, Ford of Tennessee, Hughes, Lloyd of Tennessee, Santini, Risenhoover, Drinan, Evans of Indiana, Meyner, Russo, Lundine, and Oakar. Page 1725

Presidential Messages: Read the following messages from the President:

Rural America: Message transmitting to Congress the 7th annual report on Government services to rural America—referred to the Committee on Agriculture and ordered printed with illustrations (H. Doc. 95–51);

Aircraft noise: Message transmitting to Congress a legislative proposal designed to establish a program for the reduction of aircraft noise—referred to the Committee on Public Works and Transportation and the Committee on Ways and Means and ordered printed (H. Doc. 95-52);

International economic report: Message transmitting to Congress the International Economic Report of the President—referred to the Committee on International Relations;

National housing: Message transmitting to Congress the 9th annual report on the National Housing Goal—referred to the Committee on Banking, Finance and Urban Affairs and ordered printed with illustrations (H. Doc. 95-53);

Ocean program: Message transmitting to Congress the 1975 annual report on the Federal Ocean Program—referred to the Committee on Merchant Marine and Fisheries and ordered printed with illustrations (H. Doc. 95-54); and

Economic Report of the President: Message transmitting to Congress the Economic Report of the President—referred to the Joint Economic Committee and ordered printed with illustrations (H. Doc. 95-40).

Pages 1725–1731

Subpena Duces Tecum: Read a subpena duces tecum served on the Clerk of the House issued by the Chief Judge of the United States District Court for the District of Columbia commanding appearance before the Grand Jury of the Court on January 27. The subpena was ordered printed in the Record. Pages 1728, 1729

Adjournment: Adjourned at 2 p.m.

Committee Meeting

COMMITTEE ORGANIZATION

Committee on the Budget: Met for organizational purposes and adopted committee rules.

Joint Committee Meeting

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee began its hearings on President Ford's economic report to the Congress, receiving testimony from Alan Greenspan, Chairman, and Burton Malkiel, Member, both of the Council of Economic Advisers.

Hearings are expected to resume sometime in February.

Thursday, January 20, 1977

Senate

Chamber Action

Routine Proceedings, pages 1859–1898

Bills Introduced: Five bills were introduced, as follows: S. 386–390. Page 1882

Inauguration Ceremonies: Senate stood in recess to attend the ceremonies of the Inauguration of President Carter.

During today's proceedings, Senate, by 69 yeas to 1 nay, agreed to motion to instruct the Sergeant at Arms to request the attendance of absent Senators.

Pages 1861–1863

Presidential Messages: Senate received messages from the President as follows:

PM 30—transmitting his annual Employment and Training Report—referred to Committee on Labor and Public Welfare; and

PM 31—transmitting annual report of the Corporation for Public Broadcasting for fiscal year 1976—referred to Committee on Commerce. Page 1860

Confirmations: Senate confirmed the following nominations received from President Carter today:

Harold Brown, of California, to be Secretary of Defense;

Cecil D. Andrus, of Idaho, to be Secretary of the Interior;

W. Michael Blumenthal, of Michigan, to be Secretary of the Treasury;

Cyrus Vance, of New York, to be Secretary of State;

Bob S. Bergland, of Minnesota, to be Secretary of Agriculture;

Juanita M. Kreps, of North Carolina, to be Secretary of Commerce;

Patricia Roberts Harris, of the District of Columbia, to be Secretary of Housing and Urban Development;

Brockman Adams, of Washington, to be Secretary of Transportation;

Thomas Bertram Lance, of Georgia, to be Director of the Office of Management and Budget; and

Charles L. Schultze, of the District of Columbia, to be a Member of the Council of Economic Advisers.

Pages 1864–1879, 1897

Nominations: The following three nominations were received and placed on the Executive Calendar: Griffin B. Bell, of Georgia, to be Attorney General; Ray Marshall, of Texas, to be Secretary of Labor; and Joseph A. Califano, Jr., of the District of Columbia, to be Secretary of Health, Education, and Welfare.

By unanimous consent, it was agreed that after the two leaders are recognized on Monday, January 24, Senate will take up the nomination of Mr. Califano, on which there will be a two-hour time limitation.

It was also agreed that following recognition of the two leaders on Tuesday, January 25, Senate will take up the nomination of Mr. Bell, on which there will be an eight-hour time limitation.

Yeas and nays have been ordered on the question of confirmation of these three nominees. Pages 1879–1882

Senate also received the nomination of Andrew J. Young, of Georgia, to be U.S. Representative to the United Nations, which was referred to Committee on Foreign Relations. Page 1897

Record Vote: One record vote was taken today (total—6). Page 1864

Recess: Senate met at 10:15 a.m. and recessed at 6:41 Page 1897

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 2267–2288; 5 private bills, H.R. 2289–2293; and 5 resolutions, H.J. Res. 188–191 and H. Res. 151, were introduced.

Pages 1858, 1859

Inauguration Ceremonies: Pursuant to H. Res. 113, the House proceeded in a body led by Speaker pro tempore Mahon, to the inauguration ceremonies.

Page 1857

Adjournment: Adjourned at 12:28 p.m.

Committee Meetings

No meetings were held.

Monday, January 24, 1977

Senate

Chamber Action

Routine Proceedings, pages 1925–2048

Bills Introduced: Thirty bills and seven resolutions were introduced, as follows: S. 391–420; S.J. Res. 13–15; and S. Res. 48–51. Pages 1940, 1941, 1994–1997

Bills Reported: Reports were made as follows:

S. Res. 48, stating the sense of the Senate that the release by France of Abu Daoud, accused of having planned the murder of Olympic athletes in Munich in 1972, is harmful to the efforts of the community of nations to stamp out international terrorism (S. Rept. 95-1). Page 1940

Draft Evaders: By 53 yeas to 43 nays, three-fifths of the Senators present and voting not having voted in the affirmative, Senate failed to agree to motion to close further debate on S. Res. 18, expressing the sense of the Senate in opposition to the general Presidential pardon of Vietnam era draft evaders. Page 1934

Vice Presidential Appointment: Vice President appointed Senators Jackson and Pell as members of the Board of Regents of the Smithsonian Institution.

Page 1926

Confirmations: By 95 yeas to 1 nay, Senate confirmed the nomination of Joseph A. Califano, Jr., of the District of Columbia, to be Secretary of Health, Education, and Welfare.

Senate also confirmed sundry nominations in the Coast Guard and the National Oceanic and Atmospheric Administration. Pages 1926–1934, 2048

Marshall Nomination: Senate reached unanimous-consent agreement to take up, on Wednesday, January 26, the nomination of Ray Marshall, of Texas, to be Secretary of Labor, with time limitation for debate thereon of not to exceed 5 hours. Pages 1935, 1936

Record Votes: Two record votes were taken today (total—8). Page 1934

Recess: Senate met at 2 p.m. and recessed at 4:15 p.m. Page 2048

Committee Meetings

200 MILE FISHERY LIMIT

Committee on Commerce: Committee held oversight hearings on the implementation of the Fishery Conservation and Management Act—the so-called 200 mile fishery limit law, to become effective March 1, 1977. Witnesses heard were Robert Schoning, Director, National Marine Fisheries Service, Department of Commerce; and Rozanne L. Ridgway, Deputy Assistant Secretary of State for Oceans and Fisheries Affairs.

Hearings continue tomorrow.

NOMINATIONS—COMMERCE

Committee on Commerce: On Friday, January 21, Committee concluded hearings on the prospective nominations of Dr. Sidney Harman, of New York, Undersecretary of Commerce-designate, and Jerry J. Jasinowski, of the District of Columbia, Assistant Secretary of Commerce for Policy-designate, after Dr. Harman and Mr. Jasinowski testified and answered questions on their

own behalf. Testimony was also received from Laura Chasen, U.S. Labor Party, Washington, D.C.

TERRORISM AND STAFF CHIEF

Committee on Foreign Relations: On Friday, January 21, Committee reconsidered its action of January 14, when it ordered favorably reported an original resolution concerning the release of Abu Daoud, and after further consideration Committee again ordered favorably reported an original resolution expressing the sense of the Senate that the release by France of Abu Daoud (a known terrorist who is accused of planning the murder of Olympic athletes in Munich in 1972) is harmful to the efforts of the community of nations to eliminate international terrorism.

Also, Committee has named Norvill Jones as Chief of Staff to replace Pat M. Holt, effective January 28.

TETON DAM

Committee on Interior and Insular Affairs: Subcommittee on Energy Research and Water Resources held oversight hearings to receive testimony on the causes for the failure of the Teton Dam, Idaho. Witnesses heard were Wallace L. Chadwick, Chairman, Howard A. Coombs, Munson W. Dowd, and R. Keith Higginson, Members, all of the Independent Panel to Review Cause of Teton Dam Failure; Dennis Sachs, Deputy Assistant Secretary, testifying in his capacity as Chairman of the Interagency Group to Review Cause of Teton Dam Failure, and Gilbert Stamm, Commissioner, Bureau of Reclamation, both of the Department of the Interior; and General Ernest Graves, Director of Civil Works, Army Corps of Engineers.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Post Office and Civil Service: Committee held a business meeting, but made no announcements and recessed subject to call.

FEDERAL BUILDINGS DESIGN

Committee on Public Works: Subcommittee on Buildings and Grounds held hearings on the need to improve the architectural design of Federal buildings, receiving testimony from George M. White, Architect of the Capitol; Roy Knight, Acting Director, Architecture and Environmental Arts Program, National Endowment for the Arts; Nicholas Panuzio, Commissioner, Public Building Service, General Services Administration; John M. McGinty, American Institute of Architects, Washington, D.C.; Peter Lawrence, Harvard University, Cambridge; and Wolf Von Eckhardt, Committee for a National Museum for the Building Arts, Washington, D.C.

Hearings were recessed subject to call.

COMMITTEE REORGANIZATION

Committee on Rules and Administration: Committee ordered favorably reported with an amendment in the nature of a substitute, S. Res. 4, reorganizing the Committee system of the Senate.

As approved by the Committee, the resolution provides for the following committees with the number of members authorized for each:

Committee	No. of Members
Agriculture, Nutrition, and Forestry	(16)
Appropriations	(24)
Armed Services	(16)
Banking, Housing and Urban Affairs	(15)
Commerce, Science, and Transportation	(18)
Energy and Natural Resources	(17)
Environment and Public Works	(15)
Finance	(17)
Foreign Relations	(15)
Government Affairs	(19)
Human Resources	(16)
Judiciary	(15)

Any Senator may be assigned to any two of the above-listed committees, with a maximum of three subcommittee assignments.

Committee	No. of Members
Budget	(16)
Rules and Administration	(9)
Veterans' Affairs	(9)
Intelligence	(15)
Small Business	(14)
Joint Committee on Taxation	(5)
Joint Economic Committee	(10)

Any Senator may be assigned to any one of the above-listed committees, with a maximum of two subcommittee assignments.

Also, committee agreed that the Ethics Committee will be composed of six members, membership on which is not subject to above-stated limitations.

CIA/MICRONESIA

Select Committee on Intelligence Activities: Committee met in closed session to receive testimony from witnesses whose names were not released concerning allegations of improper activities of the Central Intelligence Agency in Micronesia.

Committee will meet tomorrow in closed session to receive further testimony concerning this matter.

House of Representatives

Chamber Action

Bills Introduced: 73 public bills, H.R. 2294–2366; 8 private bills, H.R. 2367–2374; and 6 resolutions, H.J. Res. 192, H. Con. Res. 78–80, and H. Res. 152 and 153 were introduced. Pages 1922–1925

Resignations: Read letters to the Speaker from Representatives Adams and Bergland wherein they resign as Members of the 95th Congress effective January 22. Page 1907

Late Report: Objection was heard to a request that the Committee on Rules be permitted to file a privileged report by midnight Tuesday. Page 1909

Presidential Messages: Received and read the following messages from the President:

Public broadcasting: Message transmitting the annual Report of the Corporation for Public Broadcasting for the year ending June 30, 1976—referred to the Committee on Interstate and Foreign Commerce; and

Employment and training: Message transmitting the annual Employment and Training Report—referred to the Committee on Education and Labor. Page 1909

Adjournment: Adjourned at 12:15 p.m.

Committee Meetings

PARKS OVERVIEW

Committee on Appropriations: Subcommittee on Interior and Related Agencies held an overview hearing on National Parks.

ECONOMIC STIMULUS PROPOSALS

Committee on the Budget: Began hearings on the state of the economy and various economic stimulus proposals. Testimony was heard from Dr. Alice Rivlin, Director, Congressional Budget Office, and public witnesses.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Interior and Insular Affairs: On Friday, January 21, the committee met for organizational purposes, and will continue tomorrow.

Joint Committee Meeting

MEXICAN ECONOMY

Joint Economic Committee: Subcommittee on Inter-American Economic Relationships resumed hearings on the subject: "Recent Developments in Mexico and Their Economic Implications for the United States", receiving testimony from Senator Bentsen; Governor Raul Castro, of Arizona; Professor Calvin Blair, University of Texas, Austin; Professor Jimmye Hillman, University of Arizona, Tucson; and Graciela Olivarez, New Mexico State Planning Officer, Santa Fe.

Hearings were recessed subject to call.

Tuesday, January 25, 1977

Senate

Chamber Action

Routine Proceedings, pages 2074–2214

Bills Introduced: Twenty-six bills and three resolutions were introduced, as follows: S. 421–446; S.J. Res. 16 and 17; and S. Con. Res. 6. Pages 2130, 2131, 2165

Bill Reported: Report was made as follows:

S. Res. 4, to reorganize the committee system of the Senate, with an amendment (S. Rept. 95–2). By unanimous consent, committee substitute amendment was considered as having been agreed to, and the resolution, as thus amended, will be treated as original text for purpose of amendment. Page 2129

Amendments Submitted for Printing: Page 2166

Draft Evaders: By 48 yeas to 46 nays, Senate tabled S. Res. 18, expressing the sense of the Senate in opposition to the general Presidential pardon of Vietnam era draft evaders. Pages 2127–2129

Vice Presidential Appointment: Vice President appointed Senator Haskell to the Migratory Bird Conservation Commission, and Senator Jackson as the Vice Chairman (temporary) of the Joint Committee on Atomic Energy. Page 2213

Confirmations: By 75 yeas to 21 nays, Senate confirmed the nomination of Griffin B. Bell, of Georgia, to be Attorney General of the United States. By 24 yeas to 71 nays, Senate at first rejected motion to recommit this nomination to Committee on the Judiciary.

Also, Senate confirmed routine Coast Guard nominations. Pages 2076–2126, 2214

Marshall Nomination: Senate laid down for further consideration tomorrow the nomination of Ray Marshall, of Texas, to be Secretary of Labor. Page 2213

Record Votes: Three record votes were taken today (total—11). Pages 2118, 2119, 2126, 2129

Recess: Senate met at 10 a.m. and recessed at 6:12 p.m. Page 2214

Committee Meetings

MILITARY PROCUREMENT AUTHORIZATIONS

Committee on Armed Services: Committee began hearings on proposed fiscal year 1978 military procurement authorization requests, receiving testimony from Secretary of Defense Harold Brown, and General George S. Brown, Chairman of the Joint Chiefs of Staff.

Hearings were adjourned subject to call.

200 MILE FISHERY LIMIT

Committee on Commerce: Committee concluded oversight hearings on the implementation of the Fishery Conservation and Management Act—the so-called 200 mile fishery limit law, to become effective March 1, 1977. Witnesses heard were Robert Schoning, Director, National Marine Fisheries Service, Department of Commerce; Rear Admiral Glenn O. Thompson, Chief of the Office of Operations, U.S. Coast Guard, Department of Transportation; Lucy Sloane, accompanied by Dick Sharood, both of the National Federation of Fishermen, Washington, D.C.; and Paul Brayton, Atlantic Offshore Fish and Lobster Association, Washington, D.C.

NOMINATION—U.N.

Committee on Foreign Relations: Committee ordered favorably reported the nomination of Andrew J. Young, of Georgia, to be U.S. Representative to the United Nations with the rank of Ambassador, prior to which action, the nominee, who was introduced to the committee by Senators Talmadge and Nunn, testified and answered questions on his own behalf. Testimony was also received from Representatives McDonald and Buchanan, and Alan Ogden, U.S. Labor Party, Washington, D.C.

SENATE ETHICS

Special Committee on Senate Official Conduct: Committee met and discussed plans for developing a code of ethics for Senators and employees of the Senate, and announced that it will begin hearings on February 1 and 2 to receive testimony on this matter.

CIA/MICRONESIA

Select Committee on Intelligence Activities: Committee met in closed session to receive further testimony from witnesses (whose names were not released) concerning allegations of improper activities of the Central Intelligence Agency in Micronesia.

Committee will meet again tomorrow in closed session to receive further testimony concerning this matter, to be followed by a closed business meeting of the Subcommittee on Charters and Guidelines

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at 3 p.m. on Wednesday, January 26.

Committee Meetings

COMMITTEE ORGANIZATION

Committee on Agriculture: Met for organizational purposes, and will resume on Thursday, January 27.

ENERGY OVERVIEW

Committee on Appropriations: Subcommittee on Interior and Related Agencies held an overview hearing on energy.

WARSAW PACT

Committee on Armed Services: Met for an executive briefing on "Warsaw Pact and NATO Postures" by the Central Intelligence Agency, which will be continued on Friday, January 28.

ECONOMIC STIMULUS

Committee on the Budget: Continued hearings on the state of the economy and various economic stimulus proposals. Testimony was heard from Representatives Bolling, Conyers, and Mikva, and public witnesses.

Hearings continue Thursday, January 27.

COMMITTEE ORGANIZATION

Committee on Interior and Insular Affairs: Concluded committee organization and adopted committee rules.

COMMITTEE ORGANIZATION

Committee on Rules: Met for committee organization and adopted committee rules and the Committee budget.

SELECT COMMITTEE ON ASSASSINATIONS

Committee on Rules: Began but did not complete hearings on H. Res. 9, providing for funds for the Select Committee on Assassinations. Testimony was heard from Chairman Gonzalez and Representatives Preyer, Devine, Michel, Bauman, and Delegate Fauntroy.

Hearings to continue on Tuesday, February 1.

Wednesday, January 26, 1977

Senate

Chamber Action

Routine Proceedings, pages 2217–2327

Bills Introduced: Thirty-two bills and two resolutions were introduced, as follows: S. 447–478; S.J. Res. 18; and S. Con. Res. 7. Pages 2218, 2219, 2223, 2224

Amendments Submitted for Printing: Page 2235

Resolution Agreed to:

Abu Daoud: By unanimous vote of 93 yeas, Senate agreed to S. Res. 48, stating the sense of the Senate that the release by France of Abu Daoud, accused of having planned the murder of Olympic athletes in Munich in 1972, is harmful to the efforts of the community of nations to stamp out international terrorism, after agreeing to Humphrey unprinted amendment No. 1, directing that a copy of the resolution be provided to the Secretary of State for transmission to the Government of France. Pages 2302–2317

Natural Gas Emergency: S. 474, proposed Emergency Natural Gas Act of 1977, was introduced and placed on the Senate Calendar. When Senate next convenes on Friday, January 28, this bill will become the pending business, with no record votes to be taken in connection therewith on that day. Pages 2320–2327

Confirmations: Senate confirmed the following nominations:

Ray Marshall, of Texas, to be Secretary of Labor—confirmed by 74 yeas to 20 nays;

Andrew J. Young, of Georgia, to be U.S. Representative to the United Nations—confirmed by 89 yeas to 3 nays;

One Air Force and eight Army nominations in the rank of General, two Navy in the rank of Admiral; and sundry nominations in the Army, Air Force, and Marine Corps. Pages 2265–2302, 2317, 2318, 2327

Record Votes: Three record votes were taken today (total 14). Pages 2302, 2317, 2318

Recess: Senate met at 10 a.m. and recessed at 4:58 p.m.

Committee Meetings

NOMINATIONS—COUNCIL OF ECONOMIC ADVISERS

Committee on Banking, Housing and Urban Affairs: Committee concluded hearings on the prospective nominations of Lyle E. Gramley, of Maryland, and William Nordhaus, of Connecticut, each to be a member of the Council of Economic Advisers after Messrs. Gramley and Nordhaus testified and answered questions on their own behalf.

NOMINATION—FEA

Committee on Interior and Insular Affairs: Committee held hearings on the prospective nomination of John F. O'Leary, of New Mexico, Federal Energy Administrator-designate, where Mr. O'Leary, who was introduced to the committee by Senators Domenici and Schmitt, testified and answered questions on his own behalf. Testimony was also received from Greg Thomas, Sierra Club, Washington, D.C.

NOMINATION—COMMERCE

Committee on Public Works: Committee held hearings on the prospective nomination of Robert Hall, of Virginia, Assistant Secretary of Commerce (for Economic Development)-designate, where Mr. Hall testified and answered questions on his own behalf.

Committee will meet tomorrow to consider this nomination and other committee business.

CIA/MICRONESIA

Select Committee on Intelligence Activities: Committee met in closed session to receive further testimony from witnesses (whose names were not released) concerning allegations of improper activities of the Central Intelligence Agency in Micronesia and recessed subject to call.

Also, Subcommittee on Charters and Guidelines met in closed session to discuss subcommittee business, but made no announcements.

House of Representatives

Chamber Action

Bills Introduced: 175 public bills, H.R. 2375–2549; 14 private bills, H.R. 2550–2563; and 65 resolutions, H.J. Res. 193–203, H. Con. Res. 81–90, and H. Res. 154–197, were introduced. Pages 2328, 2387–2396

Committee Election: Agreed to H. Res. 154, electing Representative Caputo as a member of the Committee on Standards of Official Conduct. Page 2328

Committee Resignation: Read and accepted a letter from Representative Railsback wherein he resigns as a member of the Committee on the District of Columbia. Page 2328

Taxation: Read a letter from the Chairman of the Committee on Ways and Means wherein he appoints as members of the Joint Committee on Internal Revenue Taxation the following Members on the part of the House; Representatives Ullman, Burke of Massachusetts, Rostenkowski, Conable, and Duncan of Tennessee. Page 2332

JFK Center: The Speaker appointed as members of the Board of Trustees for the John F. Kennedy Center for the Performing Arts the following Members on the part of the House: Representatives Thompson, Roncalio, and Quie. Page 2332

Transportation: The Speaker appointed as members of the National Transportation Policy Study Commis-

sion the following Members on the part of the House: Representatives Howard, Anderson of California, Rooney, Milford, Snyder, and Shuster. Page 2332

Outer Continental Shelf: The Speaker appointed as members of the Select Committee on the Outer Continental Shelf the following Members of the House: Representatives Murphy of New York (Chairman), Udall, Eilberg, Kazen, Breaux, Studds, Dodd, Hughes, Russo, Miller of California, Seiberling, Ginn, Zeferetti, Fish, Forsythe, Young of Alaska, Bauman, Wiggins, and Treen. Pages 2332–2333

Adjournment: Adjourned at 3:39 p.m.

Committee Meetings

COMMITTEE ORGANIZATION

Committee on House Administration: Met for organizational purposes.

ENERGY CONSERVATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on energy conservation in home heating systems. Testimony was heard from public witnesses.

COMMITTEE ORGANIZATION

Committee on Public Works and Transportation: Met for organizational purposes.

Thursday, January 27, 1977

Senate

Chamber Action

Senate was not in session today. It will next meet at 10 a.m. on Friday, January 28.

Committee Meetings

DEFENSE BUDGET

Committee on Armed Services: Committee held hearings to receive testimony on the overall defense budget, including trends and components of the national security budget category. Witnesses heard were Fred P. Wacker, Assistant Secretary-Comptroller; and Clifford J. Miller, Deputy Comptroller for Plans and Systems, both of the Department of Defense.

Hearings were recessed subject to call.

PRESIDENTIAL ELECTION

Committee on the Judiciary: Subcommittee on Constitutional amendments began hearings on S.J. Res. 1, proposing an amendment to the Constitution so as to provide for the direct popular election of the President and Vice President of the United States, receiving testimony from Senators Baker, Jackson, Humphrey, Dole, and Cannon; and Representative McClory.

Hearings continue on Tuesday, February 1.

COMMITTEE BUSINESS

Committee on Public Welfare: Committee ordered favorably reported the following business items:

S. 385, designating the Federal building at 110 Michigan Avenue, Northwest, Grand Rapids, Mich., as the "Gerald R. Ford Building";

An original resolution requesting $1,020,000 for the committee to investigate matters within its jurisdiction;

An original resolution waiving Section 402(a) of the Congressional Budget Act with respect to Senate consideration of a proposed bill authorizing $4.5 million for repairs to the John F. Kennedy Center for the Performing Arts (which bill was ordered reported by the committee on January 14); and

The prospective nomination of Robert Hall, of Virginia, Assistant Secretary of Commerce (for Economic Development)-designate pending its formal receipt by the Senate.

House of Representatives

Chamber Action

Bills Introduced: 90 public bills, H.R. 2564–2653; 9 private bills, H.R. 2654–2662; and 13 resolutions, H.J. Res. 204–208, H. Con. Res. 91 and 92, and H. Res. 198–203 were introduced. Pages 2460, 2482–2486

Bill Reported: One report was filed as follows: H.R. 692, to amend the Small Business Act and the Small Business Investment Act of 1958, amended (H. Rept. 95–1). Page 2482

Committee to Sit: Committee on Ways and Means and all its subcommittees were authorized to sit during the Ninety-fifth Congress. Page 2460

Majority Committee Appointments: Agreed to H. Res. 198, designating membership on certain standing committees of the House. Page 2460

District of Columbia Law Revision: The Speaker appointed as a member of the District of Columbia Law Revision Commission, Mrs. Sharon Dixon of Washington, D.C.; and the minority leader appointed as a member of the Commission, Mr. Stanford E. Parris of Virginia. Page 2460

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of February 2. Page 2462

Adjournment: Adjourned at 11:30 a.m.

Committee Meetings

COMMITTEE ORGANIZATION

Committee on Agriculture: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Appropriations: Met for organizational purposes.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on BIA school construction.

COMMITTEE ORGANIZATION

Committee on Armed Services: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Banking, Finance, and Urban Affairs: Met for organizational purposes.

ECONOMIC STIMULUS

Committee on the Budget: Continued hearings on the state of the economy and various economic stimulus proposals. Testimony was heard from OMB Director Lance; Treasury Secretary Blumenthal; Chairman of Council of Economic Advisers Schultze, and public witnesses.

COMMITTEE ORGANIZATION

Committee on Government Operations: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Interstate and Foreign Commerce: Met for organizational purposes.

LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT ACT

Committee on Public Works and Transportation: Subcommittee on Economic Development held a hearing on H.R. 11 and related bills, to increase the authorization for the Local Public Works Capital Development and Investment Act of 1976. Testimony was heard from officials of the Economic Development Administration, and the Regional Directors.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Science and Technology: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on Small Business: Met for organizational purposes.

SBA AND SBIA AMENDMENTS

Committee on Small Business: Ordered reported favorably to the House H.R. 692, to amend the Small Business Act and the Small Business Investment Act of 1958 to increase loan authorization and surety bond guarantee authority; and to improve the disaster assistance, certificate of competency and Small Business set-aside programs.

Friday, January 28, 1977

Senate

Chamber Action

Routine Proceedings, pages 2520–2631

Bills Introduced: Thirty-one bills and one resolution were introduced, as follows: S. 479–509; and S. Res. 52. Pages 2546, 2582

Message From the House: Senate received one message from the House today. Page 2544

Amendments Submitted for Printing: Pages 2583–2589

Natural Gas Emergency: Senate began consideration of S. 474, authorizing the President to declare a natural gas emergency and to make allocations to assist in meeting requirements for high priority gas uses. Pages 2521–2544

Nomination: Senate received the nomination of Charles William Duncan, Jr., of Texas, to be a Deputy Secretary of Defense, which was placed on the Executive Calendar. Pages 2521, 2631

Recess: Senate met at 10 a.m., and recessed at 2:05 p.m. Page 2631

Committee Meeting

FEDERAL INSURANCE ADMINISTRATION

Committee on Banking, Housing and Urban Affairs: Subcommittee on Housing and Urban Affairs began oversight hearings on property and crime insurance programs under the jurisdiction of the Federal Insurance Administration, receiving testimony from Robert Woodson, National Urban League, New York City; James Cubie, Congress Watch; Leslie Cheek, American Insurance Association; and C. Robert Hall, National Association of Independent Insurers, all of Washington, D.C.

Hearings continue on Friday, February 4.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, January 31.

Committee Meetings

WARSAW PACT

Committee on Armed Services: Met in executive session for continuation of CIA briefing on "Warsaw Pact and NATO Postures."

EMERGENCY NATURAL GAS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on H.R. 2500, Emergency Natural Gas Act of 1977. Testimony was heard from James Schlesinger, Assistant to the President; FPC Chairman Richard Dunham; and Governors Byrne of New Jersey; Briscoe of Texas; Shapp of Pennsylvania; and Carey of New York; and public witnesses.

LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT ACT

Committee on Public Works and Transportation: Subcommittee on Economic Development continued hearings on H.R. 11 and related bills, to amend and extend the Local Public Works Capital Development and Investment Act of 1976. Testimony was heard from public witnesses.

Hearings continue Tuesday, February 1.

Monday, January 31, 1977

Senate

Chamber Action

Routine Proceedings, pages 2674–2837

Bills Introduced: 36 bills and 2 resolutions were introduced, as follows: S. 510–545; S. Res. 53 and 54.

Pages 2751, 2752, 2791

Bills Reported: Reports were made as follows:

S. 243, to increase fiscal year 1977 authorization ceilings on programs carried out under the Small Business Act and the Small Business Investment Act (S. Rept. 95–3);

S. 521, authorizing $4.5 million to repair roof leaks at the John F. Kennedy Center for the Performing Arts (S. Rept. 95–4). Page 2751

Amendment Submitted for Printing: Page 2791

Bill Passed:

Natural Gas Emergency: By 91 yeas to 2 nays, Senate passed S. 474, authorizing the President to declare a temporary gas emergency, and to make allocations to assist in meeting requirements for high priority gas uses, after taking action on amendments proposed thereto as follows:

Adopted:

(1) Stevenson amendments, en bloc, of a technical nature and making clarifications with regard to the compensation of pipelines and distribution companies required to allocate the gas; Page 2683

(2) Stevenson unprinted amendment No. 17, to clarify that the antitrust exemption applies to criminal as well as civil proceedings in State actions as well as Federal actions; and Page 2736

(3) Stevenson unprinted amendment No. 18, to prohibit the President from approving emergency sales by intrastate pipelines that are under court supervision as of January 1, 1977, unless approved by the Court. Page 2736

Rejected:

(1) By 31 yeas to 58 nays, Abourezk unprinted amendment No. 3, granting the President authority to make allocations in the intrastate market as well as in the interstate market; Page 2694

(2) By 9 yeas to 83 nays, Abourezk unprinted amendment No. 4, setting ceiling of not to exceed the Federal Power Commission's established applicable National Area Rate ($1.42 per MCF), provided that no producer or pipeline supplying gas thereunder shall receive less than its actual cost of service, including a return on equity of 18 percent; Page 2697

(3) By 37 yeas to 55 nays, modified Durkin amendment No. 17, directing the President to conduct a comprehensive study of all phases of the natural gas industry; and Page 2705

(4) Modified Brooke unprinted amendment No. 15, making prohibition against termination of gas service during the emergency period of users unable to pay for such service (tabled by 63 yeas to 29 nays). Page 2733

During consideration of this bill today Senate, by votes of 76 yeas to 1 nay and 87 yeas, agreed to two motions to direct the Sergeant at Arms to request the attendance of absent Senators. Pages 2688–2693 Pages 2681–2747

Message From the President: PM 32—Senate received a message from the President proposing a $31.2 billion economic recovery package whose budgetary costs will be divided almost equally between fiscal years 1977 and 1978—referred jointly to Committees on Finance, Labor and Public Welfare, and Public Works.

Pages 2747–2750

Confirmation: Senate confirmed the nomination of Charles William Duncan, Jr., of Texas, to be a Deputy Secretary of Defense. Page 2837

Nominations: Senate received two Air Force nominations in the rank of General; numerous Army and Air Force; and one in the Marine Corps. Pages 2826–2837

Record Votes: Seven record votes were taken today (total—21).

Pages 2688, 2693, 2695, 2704, 2709, 2736, 2745

Recess: Senate met at 9:30 a.m. and recessed at 8:07 p.m. Page 2826

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee began hearings on proposed budget estimates for fiscal year 1978 for the Defense Establishment, receiving testimony from Secretary of Defense Harold Brown and General George S. Brown, Chairman of the Joint Chiefs of Staff.

Hearings continue tomorrow.

CLEAN WATER

Committee on Public Works: Subcommittee on Environmental Pollution began hearings on S. 57, authorizing funds to extend the water pollution construction grant program through fiscal year 1978, receiving testimony from William Dendy, California State Water Resources Control Board, Sacramento; David Bardin, New Jersey State Commissioner of Environmental Protection, Trenton; Floyd Linton, Suffolk County Legislature, New York; and Paul Howard, Greensboro, N.C., representing the Associated General Contractors of America.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 92 public bills, H.R. 2663–2754; 11 private bills, H.R. 2755–2765; and 30 resolutions, H.J. Res. 209–217, H. Con. Res. 93–95, and H. Res. 204–221, were introduced. Pages 2670–2674

Bill Reported: One report was filed as follows: H.R. 2647, to amend the Small Business Act and the Small Business Investment Act of 1958 to increase loan limitations and to increase surety bond authorizations (H. Rept. 95–2). Page 2670

Administrative Review Commission: The Speaker appointed the following Members as members of the Commission on Administrative Review on the part of the House: Representatives Obey (chairman), Price, Meeds, Hamilton, D'Amours, Frenzel, Armstrong, and Bauman; and the following members from private life: Mr. Ralph Huitt of Washington, D.C., Dr. Charles U. Daly of Cambridge, Massachusetts, Ms. Lucy Benson of Amherst, Massachusetts, Mr. William Duchessi of Amsterdam, New York, Mr. William Hamilton of Washington, D.C., Mr. Robert W. Galvin of Schaumberg, Illinois, and Mr. Roscoe Egger of Washington, D.C. Page 2633

Select Committee on Aging: The Speaker appointed the following Members as additional members of the Select Committee on Aging: Representatives Bob Wilson, Wampler, Hammerschmidt, Cohen, Sarasin, Walsh, Grassley, Abdnor, Cochran, Rinaldo, and Marks. Page 2633

House Recording: The Speaker appointed the following Members as members of the Committee on the House Recording Studio: Representatives Rose, Boggs, and Crane. Page 2633

Recesses: It was made in order for the Speaker to declare a recess anytime on Thursday, February 17, in order to receive the President of Mexico; and it was made in order for the Speaker to declare a recess anytime on Tuesday, February 22, in order to receive in joint meeting the Prime Minister of Canada. Page 2639

Resignation: Read a letter to the Speaker from Representative Young of Georgia wherein he resigns as a member of the 95th Congress, effective January 29. Page 2640

Adjournment: Adjourned at 12:40 p.m.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held an oversight hearing on the Bureau of Land Management.

WORLDWIDE INTELLIGENCE

Committee on Armed Services: Met in executive session for CIA briefing on worldwide intelligence matters.

Committee on the District of Columbia: Met for organizational purposes.

EMERGENCY NATURAL GAS ACT

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House H.R. 2500 amended, Emergency Natural Gas Act of 1977.

COMMITTEE ORGANIZATION

Committee on Standards of Official Conduct: Met for organizational purposes.

Tuesday, February 1, 1977

Senate

Chamber Action

Routine Proceedings, pages 2877–3052

Bills Introduced: Twenty-six bills and twelve resolutions were introduced, as follows: S. 546–571; S.J. Res. 19; S. Con. Res. 8; S. Res. 55–64.

Pages 2882, 2883, 2952, 3006

Bills Reported: Reports were made as follows:

Special Report of the Committee on Banking, Housing and Urban Affairs on the New York City Loan Program (S. Rept. 95–5);

S. Res. 58 through S. Res. 64, authorizing payment of gratuities to survivors of seven deceased Senate employees (each without written report). Page 2952

Amendments Submitted for Printing:

Pages 3006, 3007

Proposed Senate Rule Changes: The following three resolutions to amend the Senate rules were submitted, and, when objections were heard to requests for their immediate consideration, went over under the rule:

S. Res. 55, limiting to fifty hours consideration of a proposition on which cloture is invoked.

S. Res. 56, providing for the installation of an electronic voting system in the Senate Chamber.

S. Res. 57, to require all proposed amendments to be germane to a measure if a motion to that effect is agreed to by an affirmative vote of two-thirds of the Senators present and voting. Page 2882

New Legislative Day: During the course of proceedings today, Senate adjourned briefly to establish a new legislative day. Page 2882

Also, during today's proceedings Senate, by 80 yeas to 2 nays, agreed to motion to instruct the Sergeant at Arms to request the attendance of absent Senators.

Page 2883

Senate Committee Reorganization: Senate began consideration of S. Res. 4, to reorganize the committee system of the Senate, agreeing to amendments proposed thereto as follows:

(1) By 90 yeas to 4 nays, modified Church amendment No. 23, to maintain existence of Special Committee on Aging; Page 2908

(2) Stevenson unprinted amendment No. 19 (to Church amendment No. 23) reducing from 16 to 14 the membership of the committee, with subsequent reduction to 9 members at the beginning of the 1st session of the 96th Congress; Page 2927

(3) By 74 yeas to 20 nays, Talmadge amendment No. 16, requiring committees to include in their report on a bill or joint resolution an evaluation of its regulatory impact. Page 2936

Pending at recess was Allen amendment No. 24, disapproving recommendations of the President with respect to rates of pay which were transmitted to the Congress on January 17, 1977. Page 2943

Pages 2884–2946

Natural Gas Emergency: Senate disagreed to the House amendment to S. 474, authorizing the President to declare a temporary gas emergency, and to make allocations to assist in meeting requirements for high priority gas uses, agreed to conference with the House, and appointed as conferees Senators Stevenson, Hollings, Johnston, Pearson, and Stevens. Page 2948

By 60 yeas to 28 nays, Senate at first tabled Brooke unprinted amendment No. 20, making prohibition against termination of gas service during the emergency period of users unable to pay for such service. Page 2950

Pages 2948–2951

Nominations: Senate received the nomination of John F. O'Leary, of New Mexico, to be Administrator of the Federal Energy Administration, and numerous Army nominations. Page 3051

Record Votes: Four record votes were taken today (total—25). Pages 2883, 2936, 2942, 2951

Recess: Senate met at 11 a.m. and recessed at 7:19 p.m.

Page 3051

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee held closed hearings on proposed budget estimates for fiscal year 1978 for the Defense Establishment, receiving testimony from Secretary of Defense Harold Brown and Gen. George S. Brown, Chairman of the Joint Chiefs of Staff.

Hearings continue in closed session tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee began hearings on proposed fiscal year 1978 budget estimates for the Department of the Interior, and related agencies, receiving testimony in behalf of funds for their respective activities from Elwood R. Quesada, who was accompanied by his associates of the Pennsylvania Avenue Development Corporation; and Clement M. Silvestro, Chairman, Advisory Council on Historic Preservation.

Hearings continue tomorrow.

DEFENSE BUDGET

Committee on Armed Services: Committee resumed closed hearings on the proposed fiscal year 1978 defense budget, including information on the strategic nuclear force posture, having as its witnesses General David C. Jones, Chief of Staff, Air Force; John B. Walsh, Deputy Director of Defense Research and Engineering for Strategic and Space Systems; Vice Admiral Robert L. J. Long, Deputy Chief of Naval Operations (Submarine Warfare); Brigadier General John G. Jones, Ballistic Missile Defense Program Manager, Department of the Army; and Brigadier General Richard W. Anson, Office of the Joint Chiefs of Staff.

Committee recessed subject to call.

GEOPOLITICS OF ENERGY

Committee on Interior and Insular Affairs: Committee held hearings to discuss some of the political and economic factors governing access to international energy supplies in the decades ahead, receiving testimony from Melvin Conant, International Energy Consultant, Washington, D.C.

Hearings were recessed subject to call.

PRESIDENTIAL ELECTION

Committee on the Judiciary: Subcommittee on Constitutional Amendments resumed hearings on S.J. Res. 1, proposing an amendment to the Constitution so as to provide for the direct popular election of the President and Vice President of the United States, receiving testimony from Senators Hathaway, and Thurmond; Delegate Antonia Won Pat; Richard Cohen, U.S. Labor Party, Washington, D.C.; Professor Lawrence Longley, Lawrence University, Appleton, Wisconsin; Alan Braun, Minneapolis; and John Yunker, University of Minnesota, Minneapolis.

Hearings continue tomorrow.

CLEAN WATER

Committee on Public Works: Subcommittee on Environmental Pollution continued hearings on S. 57, authorizing funds to extend the water pollution construction grant program through fiscal year 1978, receiving testimony from John Rhett, Deputy Administrator for Water Program Operations, Environmental Protection Agency; Robert Stewart, Montpelier, Vermont, representing the League of Cities and Towns; Mayor George Moscone, of San Francisco; and Dr. Robert Sansom, Energy and Environmental Analysis, Inc., Arlington, Virginia.

Subcommittee recessed subject to call.

DIET AND DISEASES

Select Committee on Nutrition and Human Needs: Committee held hearings to investigate the relationship between nutrition and health, with testimony today on a possible relationship between diet and cardiovascular disease. Witnesses heard were Dr. Robert Levy, National Heart, Lung, and Blood Institute, NIH, Department of Health, Education, and Welfare; Dr. Jeremiah Stamler, Northwestern University Medical School, Chicago; and Dr. Antonio Gotto, representing the American Heart Association, Washington, D.C

Committee will receive testimony tomorrow on the problem of obesity.

EYEGLASSES

Select Committee on Small Business: Monopoly Subcommittee began hearings to receive testimony on alleged restrictive and anticompetitive practices in the eyeglass industry. Witnesses heard were Margery W. Smith, Acting Director, Bureau of Consumer Protection, Rachel Shao and Terry S. Latanich, staff attorneys, all of the Federal Trade Commission; and Dr. Lee Benham, Washington University, St. Louis.

Hearings continue tomorrow.

CODE OF CONDUCT

Special Committee on Official Conduct: Committee began hearings to receive testimony on proposals to develop a code of conduct for Members and employees of the Senate. Witnesses heard were Senators Stennis, Cannon, and Hathaway; Peter G. Peterson, Chairman, Commission on Executive, Legislative and Judicial Salaries; and Professor James C. Kirby, New York University Law School, New York City.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 173 public bills, H.R. 2766–2938; 16 private bills, H.R. 2939–2954; and 24 resolutions, H.J. Res. 218–226, H. Con. Res. 96–101, and H. Res. 222–230, were introduced. Pages 3171–3177

Reports Filed: Reports were filed as follows:

H. Res. 222, creating a Select Committee on Assassinations (H. Rept. 95–3); and

H. Res. 230, providing for the consideration of H. Res. 222, creating a Select Committee on Assassinations (H. Rept. 95–4). Page 3171

Late Reports: Committee on Rules received permission to file certain privileged reports by midnight tonight. Page 3054

Truman Scholarship Foundation: The Speaker appointed the following Members as members of the Board of Trustees of the Harry S. Truman Scholarship Foundation: Representatives Bolling and Taylor.

Page 3054

Coast Guard Academy: The Speaker appointed the following Members as members of the Board of Visitors to the U.S. Coast Guard Academy: Representatives Dodd and Sarasin. Page 3054

Bicentennial: The Speaker appointed the following Members as members of the American Revolution Bicentennial Board: Representatives Boggs and Butler.

Page 3054

District of Columbia: The Speaker appointed the fol-

lowing Members as members of the Temporary Commission on Financial Oversight of the District of Columbia: Representatives Diggs, Natcher, and McKinney. Page 3054

Presidential Message—Economy: Received and read a message from the President wherein he transmits his proposed Economic Recovery Act—referred to the Committees on Education and Labor, Ways and Means, Government Operations, and Public Works and Transportation, and ordered printed (H. Doc. 95-68).

Pages 3054–3057

Bill Rereferred: Committee on Public Works and Transportation was discharged from further consideration of H.R. 1523, a bill to extend title II of the Public Works Employment Act of 1976 for five additional quarters—referred to the Committee on Government Operations. Page 3057

Suspensions: House voted to suspend the rules and pass the following bills:

Emergency Natural Gas: S. 474, Emergency Natural Gas Act of 1977, as amended (passed by a recorded vote of 367 ayes to 52 noes with 2 voting "present", Roll No. 9).

House then insisted upon its amendment and asked for a conference. Appointed as conferees: Representatives Staggers, Dingell, Eckhardt, Sharp, Moffett, Broyhill, and Brown of Ohio. Page 3057

Small Business Loans: H.R. 2647, to amend the Small Business Act and the Small Business Investment Act of 1958 to increase loan limitations and to increase surety bond authorizations. Pages 3098–3100

Adjournment: Adjourned at 3:11 pm.

Committee Meetings

1978 BUDGET

Committee on Appropriations: Held an overview hearing on fiscal year 1978 budget. Testimony was heard from Treasury Secretary Blumenthal; OMB Director Lance; and Chairman of Council of Economic Advisers Schultze.

DEFENSE BUDGET

Committee on Armed Services: Held an overview hearing on the Defense budget and heard testimony from Assistant Secretary of Defense Fred P. Wacker.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Armed Services: Subcommittee on Investigations held an organizational meeting.

GAO BANK PERFORMANCE SURVEY

Committee on Banking, Finance, and Urban Affairs: Subcommittee on Financial Institutions, Supervision, Regulation and Insurance, and Government Operations' Subcommittee on Commerce, Consumer, and Monetary Affairs held a joint hearing on the GAO Bank Performance Survey with testimony from GAO witnesses.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Education and Labor: Met for organizational purposes.

BIA EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held an oversight hearing on education programs in the Bureau of Indian Affairs. Testimony was heard from representatives of Office of Indian Education; BIA; and public witnesses.

Hearings continue tomorrow.

SOLAR ENERGY

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on new developments in solar energy. Testimony was heard from representatives of ERDA; FEA; GSA; HUD; and Defense.

COMMITTEE ORGANIZATION

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources held an organizational meeting.

COMMITTEE BUSINESS

Committee on Interior and Insular Affairs: Held an orientation meeting with Secretary of Interior Andrus.

LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT ACT

Committee on Public Works and Transportation: Subcommittee on Economic Development continued hearings on H.R. 11 and related bills, to amend and extend the Local Public Works Capital Development and Investment Act of 1976. Testimony was heard from representatives of AFL-CIO; Governors' Conference; Coalition of Northeastern Governors; and State and County officials.

Hearings continue tomorrow.

SELECT COMMITTEE ON ASSASSINATIONS

Committee on Rules: Ordered reported favorably to the House H. Res. 222, creating a Select Committee on Assassinations; and granted a rule providing for the consideration of the resolution in the House as in the Committee of the Whole. Testimony was heard from Representatives Burke of California, Edwards of California, Milford, and McKinney.

NASA AND NSF AUTHORIZATIONS

Committee on Science and Technology: Held an overview hearing on NASA and NSF authorization requests for fiscal year 1978, with testimony from NASA and NSF witnesses.

Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House.

The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through January 31, 1977

	Senate	*House*	*Total*
Days in session	14	13	..
Time in session	54 hrs., 22′	18 hrs., 59′	..
Congressional Record:			
Pages of proceedings	1,820	650	2,470
Extension of Remarks	..	..	458
Public bills enacted into law	1	..	1
Private bills enacted into law	..	..	..
Bills through conference	..	..	..
Bills in conference	..	..	..
Measures passed, total	27	27	..
Senate bills	1	..	..
House bills	..	..	..
Senate joint resolutions	1	1	..
House joint resolutions	..	..	..
Senate concurrent resolutions	1	1	..
House concurrent resolutions	2	2	..
Simple resolutions	22	23	..
Measures reported, total	*4	*2	..
Senate bills	2	..	..
House bills	..	2	..
Senate joint resolutions	..	..	..
House joint resolutions	..	..	..
Senate concurrent resolutions	..	..	..
House concurrent resolutions	..	..	..
Simple resolutions	2	..	..
Special reports	..	..	..
Conference reports	..	..	..
Measures pending on calendar	3	2	..
Measures introduced, total	624	3,298	..
Bills	545	2,765	..
Joint resolutions	18	217	..
Concurrent resolutions	7	95	..
Simple resolutions	54	221	..
Quorum calls	7	4	..
Yea-and-nay votes	21	3	..
Recorded votes	..	..	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 4 reports have been filed in the Senate, a total of 2 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through January 31, 1977

Army nominations, totaling 2,758, disposed of as follows:	
Confirmed	518
Unconfirmed	2,240
Navy nominations, totaling 2,518, disposed of as follows:	
Confirmed	2
Unconfirmed	2,516
Air Force nominations, totaling 6,510, disposed of as follows:	
Confirmed	5,812
Unconfirmed	698
Marine Corps nominations, totaling 632, disposed of as follows:	
Confirmed	468
Unconfirmed	164
Civilian nominations, totaling 2,026, disposed of as follows:	
Confirmed	466
Unconfirmed	1,560

Summary

Total nominations received	14,444
Total confirmed	7,266
Total unconfirmed	7,178

Wednesday, February 2, 1977

Senate

Chamber Action

Routine Proceedings, pages 3221–3342

Bills Introduced: 22 bills and four resolutions were introduced, as follows: S. 572–593; and S. Res. 65–68. Pages 3222, 3277, 3278, 3293–3295

Bill Reported: Report was made as follows:

S. Res. 65, requesting an additional $40,000 for expenses of the Committee on the Judiciary (without written report)—referred to Committee on Rules and Administration. Page 3277

Amendments Submitted for Printing: Page 3295

Measures Passed:

Gratuities: Senate agreed to S. Res. 58–64, authorizing payment of gratuities to survivors of seven deceased Senate employees. Page 3222

Natural Gas Emergency: Senate agreed to the conference report on S. 474, authorizing the President to declare a temporary gas emergency, and to make allocations to assist in meeting requirements for high priority gas uses, thus clearing the measure for action of the House. Pages 3223–3225

Senate Committee Reorganization: Senate continued consideration of S. Res. 4, to reorganize the committee system of the Senate, taking action on amendments proposed thereto as follows:

Adopted: Long unprinted amendment No. 22, to strike language making reference to oversight jurisdiction of the Committee on Finance. Page 3258

Rejected:

(1) Allen amendment No. 24, disapproving recommendations of the President with respect to rates of pay which were transmitted to the Congress on January 17, 1977 (tabled by 56 yeas to 42 nays); and Page 3225

(2) Modified Burdick amendment No. 19, maintaining existence of Standing Committee on Post Office and Civil Service (tabled by 55 yeas to 42 nays). Page 3240

Pending at recess was modified McGovern amendment No. 15, to maintain nine member Select Committee on Nutrition and Human Needs. Page 3252

During the course of today's proceedings Senate, by 93 yeas to 4 nays, agreed to motion to instruct the Sergeant at Arms to request the presence of absent Senators. Page 3231

Pages 3223–3272

Nominations: Senate received the nomination of Clifford L. Alexander, Jr., of the District of Columbia, to be Secretary of the Army; and

Fifteen Army and six Marine Corps in the rank of General. Page 3342

Record Votes: Three record votes were taken today (total—28). Pages 3231, 3240, 3252

Recess: Senate met at 11 a.m. and recessed at 6:18 p.m. Page 3342

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee continued closed hearings on proposed budget estimates for fiscal year 1978 for the Defense Establishment, receiving testimony from David R. MacDonald, Acting Secretary of the Navy; Admiral James L. Holloway, III, Chief of Naval Operations; and General Louis H. Wilson, Jr., Commandant of the Marine Corps.

Hearings continue in closed session tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed fiscal year 1978 budget estimates for the Department of the Interior, and related agencies, receiving testimony in behalf of funds for their respective activities from John T. Vance, Commissioner, Indian Claims Commission; and James H. Billington, Director, Woodrow Wilson International Center for Scholars; and in behalf of funds for The Commission of Fine Arts and The National Gallery of Art, from J. Carter Brown, Chairman and Director, respectively.

Subcommittee will meet again on Wednesday, February 9.

NOMINATION—FEA

Committee on Interior and Insular Affairs: Committee ordered favorably reported the nomination of John F. O'Leary, of New Mexico, to be Administrator of the Federal Energy Administration.

COMMITTEE FUNDS

Committee on the Judiciary: Committee approved an original resolution (S. Res. 65) requesting an additional $40,000 in operating funds for the committee.

PRESIDENTIAL ELECTION

Committee on the Judiciary: Subcommittee on Constitutional Amendments continued hearings on S.J. Res. 1, proposing an amendment to the Constitution so as to provide for the direct popular election of the President and Vice President of the United States, receiving testimony from Resident Commissioner Baltasar Corrada of Puerto Rico; Clark MacGregor, Chamber of Commerce of the United States, Washington, D.C.; Dr. Justin Stanley, and John D. Feerick, both of the American Bar Association, New York City; Ruth Clusen, Greenbay, Wisconsin, representing the League of Women Voters; Neal R. Peirce, *National Journal*, Washington, D.C.; Dr. Eric Uslander, University of Maryland, College Park; Austin Ranney, American Enterprise Institute For Publishing Research, Washington, D.C.; and Gus Tyler, and Evelyn Dubrow, both of the International Ladies Garment Workers Union, New York City.

Hearings continue on Monday, February 7.

PUBLIC WORKS AND YOUTH EMPLOYMENT

Committee on Public Works: Subcommittee on Economic Development began hearings on S. 427, authorizing funds to extend the public works employment program and to establish a youth community improvement projects program. Witnesses heard were Senators Humphrey, Riegle, and Metzenbaum; and John Eden, Assistant Secretary of Commerce for Economic Development.

Hearings continue tomorrow.

DIET AND DISEASES

Select Committee on Nutrition and Human Needs: Committee continued hearings to investigate the relationship between nutrition and health, with testimony today on the problem of obesity. Witnesses heard were Dr. George Cahill, Joslin Institute, Boston; Dr. Theodore Van Itallie, St. Luke's Hospital Center, New York City; Dr. Johanna Dwyer, New England Medical Center Hospital, Boston; Dr. Albert Stunkard, Philadelphia General Hospital, accompanied by Marion Fineman, Philadelphia; and Dr. George Bray, Los Angeles County Harbor General Hospital.

Hearings were recessed subject to call.

EYEGLASSES

Select Committee on Small Business: Monopoly Subcommittee continued hearings to receive further testimony on alleged restrictive and anticompetitive practices in the eyeglass industry. Witnesses heard were Dr. Robert N. Smith, Asst. Secretary of Defense for Health Affairs; Clyde Cook, Director, Supply Service, John T. Manning, Asst. General Counsel, and Dr. Paul Haber, Assistant Chief Medical Director for Professional Services; all of the Veterans' Administration; and Jerald Sternburg, Regional Commissioner, and William Madison, Director of Procurement, both of the Federal Supply Service, General Services Administration.

Hearings were recessed subject to call.

CODE OF CONDUCT

Special Committee on Official Conduct: Committee continued hearings to receive testimony on proposals to develop a code of conduct for Members and employees of the Senate. Witnesses heard were Senators Hart, Brooke, Case, Weicker, Chiles, Haskell, Stone, Roth, and Johnston; Justin A. Stanley, American Bar Association, Chicago; and David Cohen and Fred Wertheimer, Common Cause, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 125 public bills, H.R. 2955–3079; 12 private bills, H.R. 3080–3091; and 31 resolutions, H.J. Res. 227–237, H. Con. Res. 102–105, and H. Res. 231–246, were introduced. Pages 3344, 3428–3433

Reports Filed: Reports were filed as follows:

Report of Allocation of Budget Totals to Subcommittees of Committee on Veterans' Affairs (H. Rept. 95–5);

H. Res. 231, waiving points of order against the conference report on S. 474, Emergency Natural Gas Act of 1977 (H. Rept. 95–6); and

Conference report on S. 474, Emergency Natural Gas Act of 1977 (H. Rept. 95–7). Page 3427

Journal: By a yea-and-nay vote of 413 yeas to 2 nays, Roll No. 10, agreed to the Journal of Tuesday, February 1. Page 3342

Natural Gas Emergency: By a yea-and-nay vote of 336 yeas to 82 nays, with 1 voting "present", Roll No. 11, the House agreed to the conference report on S. 474, Emergency Natural Gas Act of 1977; clearing the measure for the President.

H. Res. 231, a rule waiving points of order against the conference report, was adopted earlier by a voice vote. Pages 3349–3359

Committee on Assassinations: By a yea-and-nay vote of 237 yeas to 164 nays, with 1 voting "present", Roll No. 14, the House agreed to H. Res. 222, creating a Select Committee on Assassinations.

Agreed to an amendment designed to clarify the status of the select committee as compared to a standing committee for purposes of staff and other expenses.

Rejected an amendment that sought to delay a full-scope investigation until such time as the Committee makes recommendations as to whether further investigation is needed (rejected by a yea-and-nay vote of 165 yeas to 237 nays, Roll No. 13; and

Rejected an amendment that sought to strike out language that authorizes a designated counsel to obtain statements from any witness who is placed under oath by an authority who is authorized to administer oaths.

Subsequently, the Speaker appointed the following as members of the Select Committee: Representatives Gonzalez, Chairman, Preyer, Stokes, Fauntroy, Burke

of California, Dodd, Ford of Tennessee, Fithian, Devine, Anderson of Illinois, McKinney, and Thone.

H. Res. 230, the rule under which the resolution was considered, was adopted earlier by a yea-and-nay vote of 265 yeas to 145 nays, with 1 voting "present", Roll No. 12. Pages 3369–3377

Technology Assessment: The Speaker appointed the following as members of the Technology Assessment Board, on the part of the House: Representatives Teague, Udall, Brown of California, Holt, Miller of Ohio, and Winn. Page 3377

Merchant Marine Academy: The Speaker appointed the following as members of the Board of Visitors to the U.S. Merchant Marine Academy, on the part of the House: Representatives Wolff and Wydler. Page 3377

North Atlantic Assembly: The Speaker appointed the following as members of the U.S. Group of the North Atlantic Assembly, on the part of the House: Representatives Phillip Burton, Chairman, Rodino, Brooks, Annunzio, and Zablocki. Page 3377

Federal Records and Documents: The Speaker appointed Representative Ertel as a member of the National Study Commission on Records and Documents of Federal Officials, on the part of the House. Page 3377

Defense Production: The Chairman of the Committee on Banking, Finance and Urban Affairs appointed the following as members of the Joint Committee on Defense Production: Representatives Mitchell of Maryland, Evans of Indiana, Tsongas, Brown of Michigan, and Wylie. Page 3377

Adjournment: Adjourned at 7:54 p.m.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and related Agencies held a hearing on 1977 supplemental for Indian Health; and Advisory Commission on Historical Preservation, Arts and Humanities.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Egyptian development loan.

ENLISTMENT BONUSES

Committee on Armed Services: Met and ordered reported favorably to the House H.R. 583, to extend the special pay provisions for reenlistment and enlistment bonuses.

MONETARY POLICY REVIEW

Committee on Banking, Finance, and Urban Affairs: Began hearings on the semi-annual review of monetary policy, hearing testimony from Treasury Secretary Blumenthal; and OMB Director Lance.

Hearings continue tomorrow.

GAO BANK PERFORMANCE SURVEY

Committee on Banking, Finance, and Urban Affairs: Subcommittee on Financial Institutions, Supervision, Regulation and Insurance, and Government Operations' Subcommittee on Commerce, Consumer, and Monetary Affairs concluded joint hearings on the GAO Bank Performance Survey with further testimony from GAO witnesses.

BIA EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued oversight hearings on education programs in the Bureau of Indian Affairs, hearing testimony from public witnesses.

OIL SPILL CONTINGENCY PLAN

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on oil spill contingency plan. Testimony was heard from Department and public witnesses.

Hearings continue tomorrow.

NUCLEAR REGULATORY COMMISSION

Committee on Interior and Insular Affairs: Subcommittee on Energy and Environment met for briefing by Nuclear Regulatory Commission.

LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT ACT

Committee on Public Works and Transportation: Subcommittee on Economic Development continued hearings on H.R. 11 and related bills, to amend and extend the Local Public Works Capital Development and Investment Act. Testimony was heard from representatives of U.S. Conference of Mayors; National League of Cities; LEAA Administrator Richard Velde; city officials; and public witnesses.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Public Works and Transportation: Subcommittee on Investigations met for organizational purposes.

EMERGENCY NATURAL GAS ACT—CONFERENCE REPORT

Committee on Rules: Granted a rule making it in order to consider the conference report without the intervention of any point of order and waiving all points of order against the conference report on S. 474, Emergency Natural Gas Act of 1977. Testimony was heard from Chairman Staggers, and Representatives Dingell, Eckhardt, Brown of Ohio, and Broyhill.

EPA AND URDA AUTHORIZATIONS

Committee on Science and Technology: Held an overview hearing on EPA and URDA authorization and research programs. Testimony was heard from Department witnesses.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications held a hearing on the NASA authorization for fiscal year 1978, hearing testimony from John F. Yardley, Associate Administrator, NASA.

Hearings continue Wednesday, February 9.

COMMITTEE ORGANIZATION

Committee on Science and Technology: Subcommittee on Transportation, Aviation, and Weather held an organizational meeting.

COMMITTEE ORGANIZATION

Committee on Veterans' Affairs: Met for organizational purposes.

TAX ASPECTS OF ECONOMIC STIMULUS

Committee on Ways and Means: Began hearings on the tax aspects of the President's economic stimulus program, hearing testimony from Treasury Secretary Blumenthal and OMB Director Lance.

Hearings continue tomorrow.

Joint Committee Meeting

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee resumed its hearings on former President Ford's economic report to the Congress, receiving testimony from Charles Schultze, Chairman, Council of Economic Advisers.

Hearings continue tomorrow.

Thursday, February 3, 1977

Senate

Chamber Action

Routine Proceedings, pages 3496–3644

Bills Introduced: 27 bills and 6 resolutions were introduced, as follows: S. 594–620; S. Con. Res. 9; and S. Res. 69–73. Pages 3497, 3506, 3507, 3544–3547

Bills Reported: Reports were made as follows:

S. Res. 71, requesting an additional $85,000 for expenses of Committee on Armed Services for this session of the Congress (without written report)—referred to Committee on Rules and Administration;

S. Res. 72, to transfer $6,000 in funds for procurement of consultants for Committee on Armed Services (without written report)—referred to Committee on Rules and Administration. Page 3506

Bill Placed on Calendar: H.R. 2647, increasing ceiling on SBA loan programs, was received and ordered placed on the Senate Calendar. Page 3506

Amendments Submitted for Printing: Page 3547

Bills Passed:

Senate Expenses: Senate agreed to S. Res. 69, authorizing Secretary of the Senate to make certain transfers between appropriations for fiscal year 1976. Page 3497

Indian Policy Review Commission: Committee on Interior and Insular Affairs was discharged from the further consideration of S.J. Res. 10, authorizing an additional $100,000 for the American Indian Policy Review Commission, and the joint resolution was then passed without amendment and sent to the House. Page 3604

Senate Committee Reorganization: Senate continued consideration of S. Res. 4, to reorganize the committee system of the Senate, taking additional action on amendments proposed thereto as follows:

Adopted:

(1) Modified Clark amendment No. 32, to establish, effective at the beginning of the 96th Congress, a limit of two major committee chairmanships per member, full committee or subcommittee, and one chairmanship per member for other committees or subcommittees thereof (motion to table rejected by 42 yeas to 47 nays); Page 3623

(2) Modified Metcalf amendment No. 25, to permit Senators who served on the Joint Committee on Congressional Operations in the 94th Congress to continue to do so temporarily without regard to limitations on committee assignments contained in the resolution; Page 3630

(3) McIntyre unprinted amendment No. 25, to clarify language of Talmadge amendment No. 16 (agreed to on Tuesday, February 1) concerning implementation of requirements for determining the paperwork impact of the legislation; Page 3631

(4) Cannon amendments making technical and clerical corrections in the resolution; Page 3640

Rejected:

(1) Modified McGovern amendment No. 29, to continue in effect through the 95th Congress a nine member Select Committee on Nutrition and Human Needs (tabled by 49 yeas to 44 nays); Page 3614

(2) Helms unprinted amendment No. 23 (as a substitute for Clark amendment No. 32), limiting the total number of standing committees and subcommittees to one hundred (tabled by 79 yeas to 10 nays); Page 3628

(3) Modified Clark amendment No. 33, to require, beginning with the 96th Congress, each standing committee to establish not less than three legislative subcommittees, unless by majority vote it rules otherwise (tabled by 63 yeas to 20 nays). Page 3632

Pending at recess was Hathaway amendment No. 20, limiting any Senator to eight years continuous service on a committee; to be followed by Long amendment No. 37, giving Committee on Finance jurisdiction over health programs under the Social Security Act and health programs financed by a specific tax or trust fund. Page 3639 Pages 3603–3644

Vice Presidential Appointment: Vice President appointed Senator Williams to the Board of Trustees of the John F. Kennedy Center for the Performing Arts. Page 3644

Confirmation: Senate confirmed the nomination of John F. O'Leary, of New Mexico, to be Administrator of the Federal Energy Administration. Page 3644

Record Votes: Four record votes were taken today (total—32). Pages 3623, 3628, 3629, 3639

Recess: Senate met at 1 p.m. and recessed at 7:39 p.m. Page 3644

Committee Meetings

GRAIN STANDARDS

Committee on Agriculture and Forestry: Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices held hearings on the implementation of the Grain Standards Act (Public Law 94–582), with testimony today on the fee schedule and proposed recordkeeping requirements. Witnesses heard were Senator Tower; Representatives Sebelius and Hightower; Donald E. Wilkinson, Interim Administrator, accompanied by David Gailliart and David Mangum, all of the Federal Grain Inspection Service, Department of Agriculture; and numerous public witnesses representing grain and agricultural organizations.

Hearings continue tomorrow.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee continued closed hearings on proposed budget estimates for fiscal year 1978 for the Defense Establishment, receiving testimony from Fred P. Wacker, Assistant Secretary of Defense (Comptroller).

Hearings continue in closed session tomorrow.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction approved the reprograming of funds in order to establish an Army Research and Development Command at Picatinny Arsenal, N.J.

Subcommittee recessed subject to call.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee on Public Works held hearings on proposed urgent supplemental appropriations request for fiscal year 1977 and on proposed budget estimates for fiscal year 1978 for the Southwestern Power Administration, receiving testimony from its Administrator, Peter C. King.

Subcommittee recessed subject to call.

COMMITTEE BUSINESS AND DEFENSE BUDGET

Committee on Armed Services: Committee ordered favorably reported the following business items:

an original resolution (S. Res. 71) requesting an additional $85,000 for operating funds for the committee;

an original resolution (S. Res. 72) requesting a transfer of $6,000 in committee funds for procurement of consultants; and

2,744 routine nominations in the Army, Navy, Air Force, and Marine Corps.

Also, committee continued hearings on the proposed fiscal year 1978 defense budget, and on military procurement authorization requests, including information on maritime programs. Witnesses heard were Admiral James L. Holloway III, Chief of Naval Operations; General Louis H. Wilson, Commandant of the Marine Corps; E. C. Aldridge, Jr., Director of Planning and Evaluation, Office of Secretary of Defense; and Major General Richard L. Lawson, Director of Plans, Office of the Deputy Chief of Staff for Plans and Operations, Air Force.

Hearings were recessed subject to call.

BUDGET RECOMMENDATIONS

Committee on Banking, Housing and Urban Affairs: Committee completed its review of the President's economic stimulus proposals and supplemental spending proposals for fiscal year 1977, and agreed on recommendations that it will make to the Budget Committee.

BUDGET RECOMMENDATION

Committee on Finance: Committee completed its review of the President's economic stimulus proposals for fiscal year 1977, and agreed on recommendation that it will make to the Budget Committee.

FISHERY AGREEMENTS

Committee on Foreign Relations: Subcommittee on Oceans and International Environment held hearings to receive testimony on the need for Congressional approval of the Governing International Fishery Agreements (GIFA) negotiated in accordance with the Fisheries Conservation and Management Act of 1976. Witnesses heard were Rozanne Ridgway, Deputy Assistant Secretary of State for Oceans and Fisheries Affairs; Robert Shoning, Director, National Marine Fisheries Service, Department of Commerce; Lucy Sloan, Federation of Fishermen, Cambridge, Massachusetts; Spencer Apollonio, New England Regional Fishery Management Council, Boston; Richard B. Allen, Boston, Atlantic Offshore Fish and Lobster Association, and also representing the Fixed and Mobile Gear Fishermen; and Al Guimond, a citizen of Rhode Island.

Subcommittee recessed subject to call.

FUEL COSTS—FEDERAL ASSISTANCE

Committee on Government Operations: Subcommittee on Intergovernmental Relations held hearings to examine proposals for a coordinated Federal-State effort to assist low income people during the energy emergency. Witnesses heard were Senators Kennedy and Brooke; Governors Milton J. Shapp, of Pennsylvania, Ella T. Grasso, of Connecticut, and Julian Carroll, of Kentucky; and Lt. Governor Thomas P. O'Neill, III, of Massachusetts.

Subcommittee recessed subject to call.

ATTORNEY FEES

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure held hearings on S. 270, to permit awards of reasonable attorney fees and other expenses for participation in proceedings before Federal agencies, receiving testimony from Calvin J. Collier, Chairman, Federal Trade Commission; William J. Scott, Attorney General of Illinois, Chicago; Satenig St. Marie and David Schoenfeld, J. C. Penney Co., New York City; and Arthur Penn, New Jersey State Deputy Public Advocate, Trenton.

Subcommittee recessed subject to call.

PUBLIC WORKS AND YOUTH EMPLOYMENT

Committee on Public Works: Subcommittee on Economic Development continued hearings on S. 427, authorizing funds to extend the public works employment program and to establish a youth community improvement projects program. Witnesses heard were Pa. State Senator Eugene Scanlon, representing the National Council of State Legislatures; Mayor Kenneth A. Gibson of Newark, and Mayor Lee Alexander of Syracuse, both of the U.S. Conference of Mayors; Mayor Peter Flaherty, of Pittsburgh; Rudolf Oswald and Robert Georgine, both of the AFL–CIO, Washingon, D.C.; Professor Frank Armstrong, University of Vermont, Burlington; James Martin, National Governors Conference, Washington, D.C.; Betty Gill, National Association of Counties, Marion County, West Virginia; Arthur Sypek, Sr., National Association of Counties, Mercer County, New Jersey; Andrew Ebona, United Indian Planners Association, Evelyn Pickett, National Tribal Chairmen's Association, and Charles Trimble, Congress of American Indians, all of Washington, D.C.

Hearings continue tomorrow.

SBA PROGRAMS

Select Committee on Small Business: Committee held oversight hearings on Small Business Administration programs and priorities, receiving testimony from its Administrator, Mitchell P. Kobelinski.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 28 public bills, H.R. 3092–3119; 5 private bills, H.R. 3120–3124; and 4 resolutions, H.J. Res. 238 and H. Res. 247–249, were introduced. Pages 3494–3696

Report Filed: One report was filed as follows: H.J. Res. 227, making urgent supplemental appropriations for the Southwest Power Administration (H. Rept. 95–8). Page 3494

Late Report: Committee on Appropriations received permission to file a late report by midnight tonight on H.J. Res. 227, making urgent supplemental appropriations for the Southwestern Power Administration. Page 3473

Supplemental Power Appropriations: It was made in order to consider on Monday, February 7, or any day thereafter, H.J. Res. 227, making urgent supplemental appropriations for the Southwestern Power Administration. Page 3473

Meeting Hour: By unanimous consent, the House will meet at 11 a.m. on Wednesday, February 9. Page 3474

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of February 9. Page 3474

Adjournment: Adjourned at 11:22 a.m.

Committee Meetings

POWER SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House H.J. Res. 227, making

urgent power supplemental appropriations for the Department of Interior, Southwestern Power Administration for the fiscal year ending September 30, 1977.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on the Central Intelligence Agency.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held hearings on 1977 supplementals for Federal Energy Administration; and Bicentennial Land Heritage Parks Program.

HUD APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on American Battle Monuments Commission/cemeterial expenses, Army.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on ACTION; Community Services Administration; and Occupational Safety and Health Review Commission.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative Branch held a hearing on Cost Accounting Standards Board; and General Accounting Office.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on Southwestern Power Administration.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation heard testimony from the Secretary of Transportation.

POSTAL SERVICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on U.S. Postal Service.

DEFENSE AUTHORIZATION

Committee on Armed Services: Began hearings on the procurement portion of the 1978 Defense authorization request. Acting Assistant Secretary Edwin Greiner; and Maj. Gen. Philip R. Feir, Assistant Deputy Chief of Staff, Department of the Army.

DEFENSE AUTHORIZATION—NAVY

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held an open and executive hearing on the Navy's shipbuilding and conversion program. Testimony was heard from Vice Adm. J. H. Doyle, Jr., Deputy Chief of Naval Operations (Surface Warfare).

Hearings continue tomorrow.

DEFENSE AUTHORIZATION—MANPOWER

Committee on Armed Services: Subcommittee on Military Personnel began hearings on the manpower portions of the 1978 Defense authorization request. Testimony was heard from David P. Taylor, Assistant Secretary for Manpower and Reserve Affairs, and Vice Adm. John G. Finneran, Deputy Secretary for Manpower and Reserve Affairs, Department of Defense.

MONETARY POLICY REVIEW

Committee on Banking, Finance and Urban Affairs: Continued hearings on semi-annual review of monetary policy, hearing testimony for Federal Reserve Board Chairman Arthur Burns.

Hearings continue tomorrow.

THIRD CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Met for markup of third concurrent budget resolution for fiscal year 1977.

OIL SPILL CONTINGENCY PLAN

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources continued hearings on an oil spill contingency plan, hearing testimony from public witnesses.

COMMITTEE ORGANIZATION

Committee on Government Operations: Subcommittee on Manpower and Housing held an organizational meeting.

COMMITTEE ORGANIZATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and Environment held an organizational meeting.

COMMITTEE ORGANIZATION

Committee on the Judiciary: Held an organization meeting and agreed to subcommittee assignments; approved staff; and adopted committee rules.

COMMITTEE ORGANIZATION

Committee on Post Office and Civil Service: Met for organizational purposes.

LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT ACT

Committee on Public Works and Transportation: Subcommittee on Economic Development continued hearings on H.R. 11 and related bills, to amend and extend the Local Public Works Capital Development and Investment Act of 1976. Testimony was heard from Secretary of Commerce Kreps; and numerous Members of Congress.

Hearings continue tomorrow.

TAX ASPECTS OF ECONOMIC STIMULUS

Committee on Ways and Means: Continued hearings on the tax aspects of the President's economic stimulus program, hearing testimony from OMB Director Lance; Treasury Secretary Blumenthal; and Secretary of Labor Marshall.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Ways and Means: Subcommittee on Health held an organizational meeting.

COMMITTEE ORGANIZATION

Committee on Ways and Means: Subcommittee on Trade held an organizational meeting.

Joint Committee Meeting

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee continued its hearings on former President Ford's economic report to the Congress, receiving testimony from Secretary of the Treasury Michael Blumenthal.

Hearings continue on Monday, February 7.

Friday, February 4, 1977

Senate

Chamber Action

Routine Proceedings, pages 3656–3751

Bills Introduced: 30 bills and 3 resolutions were introduced, as follows: S. 621–650; and S. Res. 74–76. Pages 3656, 3704, 3711

Bill Reported: Report was made as follows:

S. 385, to name a Federal building in Grand Rapids, Mich., the "Gerald R. Ford Building" (S. Rept. 95–6). Page 3704

Bill Jointly Referred: S. 285, proposed Tax Exempt Private Pension Investment Act, pending before the Committee on Finance, was jointly referred to the Committee on Labor and Public Welfare. Page 3704

Change of Reference: Committee on Public Works was discharged from the further consideration of S. 531, authorizing additional funds to carry out Title II of the Public Works Employment Act, and the bill was then referred to the Committee on Finance. Page 3750

Measures Passed:

Senate Committee Reorganization: By 89 yeas to 1 nay, Senate agreed to S. Res. 4, to reorganize the committee system of the Senate, after taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Long amendment No. 37, giving Committee on Finance jurisdiction over health programs under the Social Security Act and health programs financed by a specific tax or trust fund; Page 3665

(2) Cannon unprinted amendment No. 28, making clarification in Clark amendment No. 32 (agreed to on February 3), dealing with limitation on committee chairmanships; Page 3669

(3) Cannon (for Stevens) unprinted amendment No. 29, to assure that Committee on Commerce retains its jurisdiction over sports; Page 3669

(4) Stevenson unprinted amendment No. 30, making clarification in eligibility of committee staffs for transition period protection; Page 3670

(5) Cannon unprinted amendment No. 31, of a technical nature categorizing Joint Committee on Taxation and Ethics Committee in their proper places; Page 3673

(6) Cannon unprinted amendment No. 32, to clarify committee jurisdiction with respect to "contested elections and acceptance of incompatable offices"; Page 3674

(7) Cannon unprinted amendment No. 33, to provide that a Senator who was a member of the Budget Committee during the 94th Congress may elect to have that committee as one of his Class A committees; Page 3674

(8) Cannon unprinted amendment No. 34, giving Committee on Agriculture jurisdiction over food from fresh water; Page 3674

(9) Cannon unprinted amendment No. 35, of a clerical and corrective nature; Page 3674

(10) Cannon unprinted amendment No. 36, to provide that the committees notify the office designated by Committee on Rules and Administration of committee meetings information for computerized scheduling purposes; Page 3674

(11) Cannon unprinted amendment No. 37, making clarifications as to jurisdiction of Committee on Rules and Committee on Governmental Affairs concerning organizational matters; Page 3674

(12) Cannon unprinted amendment No. 40, to allow certain Senators serving on the Committee on Government Operations to serve on the Governmental Affairs Committee in addition to serving on two other so-called Paragraph 2 committees, under certain circumstances; Page 3681

(13) Modified Allen unprinted amendment No. 42, providing that the right to make announcements concerning the holding of committee meetings during sessions of the Senate shall have the same priority as the filing of cloture a motion; Page 3684

(14) Cannon unprinted amendment No. 43, making the effective date of the resolution February 11, 1977; Page 3686

(15) Percy unprinted amendment No. 44, continuing until December 31, 1977, a nine member Select Committee on Nutrition and Human Needs; Page 3686

(16) Stevenson unprinted amendment No. 45, correcting oversight jurisdiction of Committee on Human Resources to substitute the term "public welfare" for the term "income maintenance"; Page 3688

(17) Stevenson unprinted amendment No. 46, permitting the chairman and ranking member of the Budget Subcommittee of the Intelligence Committee to serve on that committee as a fourth committee for the balance of this session of the Congress; and Page 3688

(18) Robert C. Byrd unprinted amendment No. 47, including in jurisdiction of Committee on Foreign Relations "national security and international aspects of trusteeships of the United States." Page 3692

Rejected:

(1) Hathaway amendment No. 20, limiting any Senator to eight years continuous service on a committee (tabled by 72 yeas to 15 nays); Page 3660

(2) Nelson unprinted amendment No. 38, providing for rotation of committee chairmanships after no more than six continuous years service (tabled by 62 yeas to 26 nays); Page 3678

(3) Huddleston unprinted amendment No. 39, requiring affirmative vote of two-thirds of the Senators present and voting to create a new Standing Committee (tabled by 51 yeas to 35 nays); Page 3680

(4) Mathias unprinted amendment No. 41 (to Cannon unprinted amendment No. 40, described above), to broaden provisions of such amendment (tabled by voice vote); and Page 3683

(5) Mathias amendment No. 36, having a similar intent of his unprinted amendment No. 41. Page 3683

Pages 3660–3699

Senate Committee Staff Salaries: Senate passed without amendment and cleared for the House S. 649, authorizing payment of salaries of certain Senate committee staff personnel at the rates paid to them on January 4, 1977. Page 3750

George Washington's Farewell Address: By unanimous consent, it was agreed that the reading of George Washington's Farewell Address will occur on Monday, February 21, 1977. Page 3750

Presidential Messages: Senate received two messages from the President as follows:

PM 33—transmitting proposed legislation designed to restore Presidential power to submit reorganization plans to the Congress—referred to Committee on Government Operations;

PM 34—transmitting annual report of the Railroad Retirement Board covering fiscal year 1976—referred to Committee on Labor and Public Welfare.

Page 3703

Senate Authorizations: During the forthcoming recess of the Senate until 2 p.m. on Monday, February 7, the Secretary of the Senate is authorized to receive and refer messages from the President and House of Representatives; and Vice President, President pro tempore, Acting President pro tempore, or the Deputy President pro tempore are authorized to sign duly enrolled bills and joint resolutions. Pages 3750

Confirmations: Senate confirmed 41 Army and 24 Air Force nominations, all in the rank of General; 2 Navy in the rank of Admiral; and sundry other nominations in the Navy and Marine Corps. Page 3751

Nominations: Senate received the nominations of Paul C. Warnke, of the District of Columbia, to be Director of the United States Arms Control and Disarmament Agency; and

Richard B. Parker, of Kansas, to be Ambassador to the Republic of Lebanon. Page 3751

Record Votes: Four record votes were taken today (total—36). Pages 3665, 3679, 3681, 3691

Recess: Senate met at 9:45 a.m. and adjourned at 4:50 p.m. Page 3751

Committee Meetings

GRAIN STANDARDS

Committee on Agriculture and Forestry: Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices resumed hearings on the implementation of the Grain Standards Act (Public Law 94–582), receiving further testimony on the fee schedule and proposed recordkeeping requirements from numerous public witnesses representing trade, grain, and other agricultural organizations.

Hearings were recessed subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee continued closed hearings on proposed budget estimates for fiscal year 1978 for the Defense Establishment, receiving testimony from Robert N. Parker, Acting Director of Defense Research and Development.

Subcommittee will meet again in closed session on Monday, February 7.

FEDERAL INSURANCE ADMINISTRATION

Committee on Banking, Housing and Urban Affairs: Subcommittee on Housing and Urban Affairs resumed oversight hearings on property and crime insurance programs under the jurisdiction of the Federal Insurance Administration, receiving testimony from its Acting Administrator, J. Robert Hunter; James J. Sheeran, New Jersey State Insurance Commission, Trenton; and George Bernstein, Washington, D.C.

Subcommittee recessed subject to call.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee concluded hearings in preparation of reporting the third concurrent resolution on the fiscal year 1977 budget, after receiving testimony on President Carter's economic stimulus proposals from Secretary of the Treasury W. Michael Blumenthal; Thomas B. Lance, Director, Office of Management and Budget; and Charles L. Schultze, Chairman, Council of Economic Advisors.

Committee will meet on Tuesday, Feb. 8, to consider a proposed third concurrent budget resolution.

STRATEGIC PETROLEUM RESERVES

Committee on Interior and Insular Affairs: Committee held oversight hearings on the Federal Energy Administration's strategic petroleum reserve plan submitted to Congress on January 10, 1977. Witnesses heard were Senators Kennedy and Matsunaga, the latter of whom was accompanied by Alfred S. Harris, Hawaii Department of Planning and Economic Development, Honolulu; John F. O'Leary, Administrator, who was accompanied by Thomas E. Noel, Assistant Administrator for Strategic Petroleum Reserves, both of FEA; John H. Lichtblau, Petroleum Industry Research Foundation, New York City; Henry Lee, Massachusetts Energy Policy Office, Boston; Zeb D. Alford, New England Regional Council, Westboro, Mass.; John G. Buckley, Northeast Petroleum Industries, Inc. and New England Independent Terminal Operators Association, Boston; and Howard Marlow, representing the National Marine Engineers' Beneficial Association, New York City.

Hearings were recessed subject to call.

PUBLIC WORKS AND YOUTH EMPLOYMENT

Committee on Public Works: Subcommittee on Economic Development concluded hearings on S. 427, authorizing funds to extend the public works employment program and to establish a youth community improvement projects program. Witnesses heard were Senator Zorinsky; Secretary of Commerce Juanita M. Kreps; Lt. Governor Robert Orr, of Indiana; Phyllis Lampsher, Seattle, Washington, representing the National League of Cities; Charles Au, Mansfield, Ohio, Associated General Contractors of America; J. Alexander McMahon, American Hospital Assn., Washington, D.C.; Prince Galuma Vaiihupo Ala'ilima, representing villages in American Samoa; Grenville Whitman, National Assn. of Neighborhoods, Baltimore, Maryland; and Neil Goldstein, New York Representative of the Sierra Club.

Full committee will meet on Tuesday, February 8, to consider S. 427.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, February 7.

Committee Meetings

LABOR–HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on the Pension Benefit Guaranty Corp.; and Railroad Retirement Board.

DEFENSE AUTHORIZATION—NAVY

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the Navy's shipbuilding and conversion program, hearing testimony from Rear Adm. D. P. Harvey, Director of Naval Intelligence.

Hearings continue Monday, February 7.

DEFENSE AUTHORIZATION—RESEARCH

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the Army Research, Development, Test and Evaluation portion of the 1978 Defense authorization, hearing testimony from Department of the Army witnesses.

Hearings continue Monday, February 7.

MONETARY POLICY REVIEW

Committee on Banking, Finance and Urban Affairs:

Concluded hearings on semi-annual review of monetary policy with testimony from public witnesses.

THIRD CONCURRENT BUDGET RESOLUTION

Committee on the Budget: On Thursday evening, February 3, the committee ordered reported favorably to the House the third concurrent budget resolution for fiscal year 1977.

LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT AND INVESTMENT ACT

Committee on Public Works and Transportation: Subcommittee on Economic Development concluded hearings on H.R. 11 and related bills, to amend and extend the Local Public Works Capital Development and Investment Act of 1976, with testimony from public witnesses.

TAX ASPECTS OF ECONOMIC STIMULUS

Committee on Ways and Means: Continued hearings on tax aspects of the President's economic stimulus program with testimony from public witnesses.

Hearings continue Monday, February 7.

Joint Committee Meeting

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the January employment/unemployment situation, receiving testimony from Julius Shiskin, Commissioner of Labor Statistics, Department of Labor.

Hearings were recessed subject to call.

Monday, February 7, 1977

Senate

Chamber Action

Routine Proceedings, pages 3752–3793

Bills Introduced: 13 bills and 2 resolutions were introduced, as follows: S. 651–663; S.J. Res. 20; and S. Res. 77. Pages 3758, 3773–3775

Bill Reported: Report was made as follows:

H.J. Res. 227, making urgent power supplemental appropriations in the amount of $6.4 million for the Southwestern Power Administration for fiscal year 1977 (S. Rept. 95-7). Page 3758

Bill Referred: H.J. Res. 227, power supplemental appropriations, was referred to Committee on Appropriations. Page 3757

Measures Passed:

Adjournment Resolution: Senate agreed to H. Con. Res. 106, providing for adjournment of the House of Representatives from February 9 until February 16, and for the recess of the Senate from February 11 to February 21, 1977. Page 3755

Power Supplemental Appropriations: Senate passed without amendment and cleared for the President H.J. Res. 227, making urgent power supplemental appropriations in the amount of $6.4 million for the Southwestern Power Administration for fiscal year 1977. Pages 3789–3791

Recess: Senate met at 2 p.m. and recessed at 3:28 p.m. Page 3792

Committee Meetings

APPROPRIATIONS—POWER SUPPLEMENTAL

Committee on Appropriations: Committee ordered favorably reported H.J. Res. 227, making supplemental appropriations in the amount of $6.4 million for fiscal year 1977 for the Southwestern Power Administration.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee continued closed hearings on proposed budget estimates for fiscal year 1978 for the Defense Establishment, receiving testimony from Secretary Martin R. Hoffmann, General Bernard W. Rogers, Chief of Staff, and Major General R. L. West, Director of Budget, all of the Department of the Army.

Subcommittee will meet again in closed session on Wednesday, February 9.

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee on HUD held hearings on proposed budget estimates for fiscal year 1978 and on supplemental appropriations for fiscal year 1977 for the General Revenue Sharing and Countercyclical Revenue Sharing Programs, receiving testimony from Warren F. Brecht, Assistant Secretary (Administration), and Jeanna D. Tully, Director, Office of Revenue Sharing, both of the Department of the Treasury.

Subcommittee will meet again on Monday, February 21.

APPROPRIATIONS—WINTER OLYMPIC GAMES

Committee on Appropriations: Subcommittee on State, Justice, Commerce held hearings on a proposal to reprogram funds of the Departments of Commerce and Justice for construction of facilities at the site of the 1980 Winter Olympics in Lake Placid, N.Y., receiving testimony from Senators Javits and Moynihan; Representative McEwen; John W. Eden, Assistant Secretary of Commerce for Economic Development; and Norman A. Carlson, Director, Bureau of Prisons, Department of Justice.

Subcommittee recessed subject to call.

SURFACE COAL MINING

Committee on Interior and Insular Affairs: Subcommittee on Minerals, Materials, and Fuels held hearings on S. 7, to establish in the Department of the Interior an Office of Surface Mining Reclamation and Enforcement to administer programs to control surface coal mining operations. Witnesses heard were Secretary of the Interior Cecil D. Andrus; and John F. O'Leary, Federal Energy Administrator.

Hearings were recessed subject to call.

PRESIDENTIAL ELECTIONS

Committee on the Judiciary: Subcommittee on Constitutional Amendments resumed hearings on S.J. Res. 1, 8, and 18, proposing amendments to the Constitution so as to provide for the direct popular election of the President and Vice President of the United States, receiving testimony from Senators Allen and McClure; Representatives Edwards of Alabama and Burlison of Mo.; Andrew J. Biemiller, AFL-CIO, Stephen Schlossberg, United Auto Workers, and Carl L. Megel, American Federation of Teachers, all of Washington, D.C.; Professor James Kirby, New York University Law School, New York City; Professor Kenneth Kofmehl, Purdue University, Lafayette, Indiana; and Dr. Alan Natapoff, Cambridge, Massachusetts.

Hearings continue on Thursday, February 10.

HANDICAPPED PROGRAMS

Committee on Labor and Public Welfare: Subcommittee on the Handicapped held hearings to review programs for the handicapped, receiving testimony from numerous public witnesses representing organizations for the blind, the deaf, and special education groups.

Hearings continue tomorrow.

PUBLIC BUILDING PROSPECTUSES

Committee on Public Works: Subcommittee on Buildings and Grounds held hearings where testimony was received on the following six public building prospectuses from Philip Campbell, Assistant Commissioner, Public Buildings Service, General Services Administration:

Harry S. Truman Library, Independence, Missouri; Courthouse & Federal Office Building, Wheeling, West Virginia; The Pentagon, Arlington, Virginia; Virginia Heating and Refrigeration Plant, Arlington, Virginia; Central Intelligence Agency Headquarters, McLean, Virginia; and Federal Office Building, 201 Varick Street, Manhattan, New York City.

Subcommittee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 88 public bills, H.R. 3125–3212; 8 private bills, H.R. 3213–3220; and 20 resolutions, H.J. Res. 239–244, H. Con. Res. 106 and 107, and H. Res. 250–261, were introduced. Pages 3796, 3839–3843

Bill Reported: One report was filed as follows: H.R. 583, to amend chapter 5 of title 37, United States Code, to extend the special pay provisions for reenlistment and enlistment bonuses (H. Rept. 95-9). Page 3839

Journal: By a yea-and-nay vote of 329 yeas to 3 nays with 3 voting "present", Roll No. 15, agreed to the Journal of Thursday, February 3. Page 3793

Late Reports: Committee on Rules received permission to file certain privileged reports by midnight Tuesday, February 8; and

Committee on the Budget received permission to file a report by midnight Tuesday, February 8, on the Third Concurrent Resolution on the Budget for fiscal year 1977. Page 3794

Committee Salaries: By a voice vote, the House passed S. 649, to authorize salaries of certain members of Senate committee staffs at the rates paid to them on January 4, 1977. Page 3795

District Work Period: By a voice vote, the House passed H. Con. Res. 106, providing for an adjournment of the House from February 9 to February 16, 1977, and a recess of the Senate from February 11 to February 21, 1977. Page 3796

Washington's Farewell Address: The Speaker designated Representative Walker to read George Washington's Farewell Address on Monday, February 21, immediately upon the adoption of the Journal. Page 3796

Joint Economic Report: By voice vote, the House passed H.J. Res. 239, extending the filing date of the 1977 Joint Economic Report. Page 3796

Presidential Messages: Read the following messages from the President:

Reorganization: Transmitting legislative proposals to restore the President's power to submit reorganization plans to Congress—referred to the Committee on Government Operations and ordered printed with accompanying papers (H. Doc. 95-71); and

Railroad Retirement Board: Transmitting the annual report of the Railroad Retirement Board for fiscal year 1976—referred to the Committee on Interstate and Foreign Commerce. Pages 3796, 3797

Committee Resignation: Received and accepted a letter from Representative Yatron wherein he resigns from the Committee on Small Business. Page 3797

Congressional Mailing Standards: The Speaker appointed the following Members as members of the House Commission on Congressional Mailing Standards: Representatives Udall, Chairman, Charles H. Wilson of California, Howard, Derwinski, Quillen, and Lott. Page 3797

Military Academy: The Speaker appointed the following Members as members of the Board of Visitors to the United States Military Academy: Representatives Murphy of New York, Long of Maryland, Cederberg, and Gilman. Page 3797

Air Force Academy: The Speaker appointed the following Members as members of the Board of Visitors to the United States Air Force Academy: Representatives Flynt, Evans of Colorado, Robinson, and Treen. Page 3797

American Indians: The Speaker appointed the following Members as members of the American Indian Policy Review Commission: Representatives Meeds, Yates, and Young of Alaska. Page 3797

Supplemental Power Appropriations: By a yea-and-nay vote of 341 yeas to 5 nays, Roll No. 16, the House passed H.J. Res. 227, making urgent power supplemental appropriations for the Department of the Interior, Southwestern Power Administration for the fiscal year ending September 30, 1977. Pages 3798–3801

Referral: One Senate-passed resolution was referred to the appropriate House committee. Page 3838

Adjournment: Adjourned at 1:33 p.m.

Committee Meetings

FEDERAL TIMBER SALE METHODS

Committee on Agriculture: Subcommittee on Forests began hearings on the federal timber sale methods required by the National Forest Management Act. Testimony was heard from John R. McGuire, Chief, Forest Service, USDA; Senator Packwood and Representatives Baucus, Charles Wilson of Texas; and Department of Interior.

Hearings continue tomorrow.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on fiscal year 1977 supplementals; general budget overview; and general agricultural outlook.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held hearings on 1977 supplementals for Bureau of Land Management; and Land Heritage Program.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Federal Mediation and Conciliation Service; National Mediation Board; and Soldiers' and Airmen's Home.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislation held a hearing on the Library of Congress.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction heard testimony from the Assistant Secretary of Defense (I&L).

STATE-COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and Judiciary held hearings on Departments of State and Commerce 1977 supplementals and rescissions.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held hearings on general management and agency operations; Administration and staff support; Indian Trust Accounting; Archives; records declassification; and allowances for former Presidents.

DOD AUTHORIZATION—NAVY PROCUREMENT

Committee on Armed Services: Held a hearing on the Navy procurement portion of the 1978 Defense authorization, hearing testimony from VAdm. F. C. Turner, Deputy Chief of Naval Operations.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy held an organizational meeting.

DEFENSE AUTHORIZATION—NAVY

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the Navy's shipbuilding and conversion program. Testimony was heard from RAdm. John D. Bulkeley, President, Board of Inspection and Survey; and RAdm. William H. Roden, Office of Chief of Naval Operations.

Hearings continue tomorrow.

DOD AUTHORIZATION—RESEARCH

Committee on Armed Services: Subcommittee on Research and Development held a hearing on the Army portion of the 1978 Defense authorization RDT&E. Testimony was heard from Assistant Secretary of the Army Edward A. Miller; and Lt. Gen. Howard H. Cooksey, Office of the Chief of Staff, U.S. Army.

DOD AUTHORIZATION—CIVIL DEFENSE

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on the Civil Defense portion of the 1978 Defense authorization. Testimony was heard from Fred Chafer, Logistics and Communications Division, GAO; Ted Cherry, Chief, CIA Task Force on Civil Defense; and Bob English, Congressional support officer.

Hearings continue tomorrow.

DOD AUTHORIZATION—MANPOWER

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on the manpower portion of the 1978 Defense authorization, hearing testimony from John Ahearne, Principal Deputy Assistant Secretary for Manpower and Reserve Affairs, DOD.

Hearings continue tomorrow.

FLEXIBLE REGULATION OF INTEREST RATES

Committee on Banking, Finance, and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance held a hearing on H.R. 1901, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions, hearing testimony from representatives of credit unions.

COMMITTEE ORGANIZATION

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held an organizational meeting.

COMMITTEE ORGANIZATION

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held an organizational meeting.

FISHERY CONSERVATION AND MANAGEMENT ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 2081, to amend the Fishery Conservation and Management Act of 1976 for the purpose of waiving certain requirements of that Act in order to provide for the orderly implementation of foreign fishing in the fishery conservation zone on March 1, 1977. Testimony was heard from Department and public witnesses.

Following the hearing, the Subcommittee approved for full committee action H.J. Res. 240 amended, to give Congressional approval to certain governing international fishery agreements negotiated in accordance with the Fishery Conservation and Management Act of 1976.

EXECUTIVE PAY RAISE

Committee on Post Office and Civil Service: Ad Hoc Subcommittee on Presidential Pay Recommendations began hearings on the President's pay recommendations for executive, legislative, and judicial salaries. Testimony was heard from representatives of the Administration, Judicial Branch, and Members of Congress.

Hearings continue tomorrow.

TRANSPORTATION FARES—AIRCRAFT REGISTRATION

Committee on Public Works and Transportation: Subcommittee on Aviation met and approved for full committee action the following bills:

H.R. 26, to provide increased notice to the public of changes in air carrier fares;

H.R. 27 amended, to authorize reduced fare transportation for elderly and handicapped persons;

H.R. 735, relating to eligibility for aircraft registration; and

H.R. 736, relating to emergency locator transmitters.

JOHN F. KENNEDY CENTER AUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds met and approved for full committee action H.R. 2846 amended, to amend the John F. Kennedy Center Act to authorize funds for repair and construction.

The subcommittee also approved a study resolution for San Jose, California; and three public building prospectuses.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy RD & D met for briefing by ERDA, Fossil Energy.

TAX ASPECTS OF ECONOMIC STIMULUS

Committee on Ways and Means: Continued hearings on tax aspects of the President's economic stimulus program, with testimony from public witnesses.

Hearings continue tomorrow.

Joint Committee Meeting

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee resumed its hearings on former President Ford's economic report to the Congress, receiving testimony from Walter Heller, University of Minnesota, Minneapolis; Henry Kaufman, Salomon Brothers, New York City; and

Franco Modigliani, Massachusetts Institute of Technology, Cambridge.

Hearings continue tomorrow.

Tuesday, February 8, 1977

Senate

Chamber Action

Senate was not in session today. It will next meet on Thursday, February 10, at 2 p.m.

Committee Meetings

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee on Labor-HEW began hearings on proposed budget estimates for fiscal year 1978 for the Department of Health, Education, and Welfare, and related agencies, receiving testimony in behalf of funds for their respective activities from Robert Chase, Director, Community Services Administration, Department of HEW; Betty S. Murphy, Chairman, National Labor Relations Board; and Frederick H. Burkhardt, Chairman, National Commission on Libraries and Information Science.

Hearings continue tomorrow.

NOMINATIONS AND DEFENSE BUDGET

Committee on Armed Services: Committee ordered favorably reported the nominations of Clifford L. Alexander, Jr., of the District of Columbia, to be Secretary of the Army; and W. Graham Claytor, of the District of Columbia, to be Secretary of the Navy. Prior to this action, committee held hearings on these nominations where Mr. Alexander, who was introduced to the committee by Senators Packwood and Glenn and Mr. Claytor, who was introduced to the committee by Senator Harry F. Byrd, Jr., testified and answered questions on their own behalf.

Also, committee resumed hearings on the proposed fiscal year 1978 Defense budget, and on military procurement authorization requests, including testimony on the U.S. posture toward NATO. Witnesses heard were Eugene V. McAuliffe, Assistant Secretary of Defense (International Security Affairs); General Bernard W. Rogers, Chief of Army Staff; Vice Admiral J. P. Moorer, Deputy Chief of Naval Operations (Plans, Policy and Operations); Maj. Gen. H. S. Vandenburg, Jr., Office of Deputy Chief of Air Force Staff, Plans and Operations; and Rear Adm. Samuel H. Packer, Office of the Joint Chiefs of Staff.

Committee will meet again on Thursday, February 10.

THIRD CONGRESSIONAL BUDGET RESOLUTION

Committee on the Budget: Committee began consideration of the proposed third concurrent resolution revising the congressional budget for the Federal Government for fiscal year 1977, but did not complete action thereon and will meet again tomorrow.

NOMINATION

Committee on Foreign Relations: Committee ordered favorably reported the nomination of Richard B. Parker, of Kansas, to be Ambassador to the Republic of Lebanon, prior to which action the nominee testified and answered questions on his own behalf.

Also, committee began hearings on the nomination of Paul C. Warnke, of the District of Columbia, to be Director of the United States Arms Control and Disarmament Agency, where the nominee testified and answered questions on his own behalf. Testimony was also received from Representative Stratton.

Hearings continue tomorrow.

REORGANIZATION AUTHORITY

Committee on Government Operations: Committee held hearings on proposed legislation designed to restore Presidential power to submit reorganization plans to the Congress, receiving testimony from T. Bertram Lance, Director, Office of Management and Budget; and Antonin Scalia, Washington, D.C.

Hearings were recessed subject to call.

HANDICAPPED PROGRAMS

Committee on Labor and Public Welfare: Subcommittee on the Handicapped continued hearings to review programs for handicapped persons, receiving testimony from Raymond Kurzweil, accompanied by Barry Unger, both of Kurzweil Computer Products, Inc., Cambridge, Mass.; Deborah Kaplan, accompanied by Daniel Clearfield, both of Disabilities Rights Center, Inc., Washington, D.C.; Richard J. Dowling, American Speech and Hearing Association, Washington, D.C.; Dr. Martin D. Shulman, New Jersey Speech and Hearing Association, Old Bridge; and Surinder Dhillon, Rehab Group, Inc., Arlington, Va.

Subcommittee will meet again on Thursday, February 24.

PUBLIC WORKS AND YOUTH EMPLOYMENT

Committee on Public Works: Committee began consideration of S. 427, authorizing funds to extend the public works employment program and to establish a youth community improvement projects program, but did not complete action thereon and will meet again tomorrow.

INTELLIGENCE ACTIVITIES AUTHORIZATION

Select Committee on Intelligence Activities: Subcommittee on Budget Authorization began closed hearings on proposed fiscal year 1978 authorizations for Government intelligence activities, receiving testimony from E. H. Knocke, Acting Director of Central Intelligence.

Subcommittee will meet again in closed session on Thursday, February 10.

House of Representatives

Chamber Action

Bills Introduced: 86 public bills, H.R. 3221–3306; 9 private bills, H.R. 3307–3315; and 16 resolutions, H.J. Res. 245–248, H. Con. Res. 108–110, and H. Res. 262–270 were introduced. Pages 3916–3920

Reports Filed: Reports were filed as follows:

H. Res. 252, to authorize and direct the Committee on Standards of Official Conduct to determine whether Members of the House, their immediate families, or their associates accepted anything of value, directly or indirectly, from the Government of the Republic of Korea or representative thereof, amended (H. Rept. 95–10);

H. Res. 270, providing for the consideration of H.R. 692, amendments to Small Business Act and the Small Business Investment Act of 1958 (H. Rept. 95–11); and

H. Con. Res. 110, Third Concurrent Resolution on the Budget for fiscal year 1977 (H. Rept. 95–12). Page 3916

Late Report: Commission on Administrative Review received permission to file a report by midnight Monday, February 14, on financial ethics. Page 3885

Subpena Duces Tecum: Read a letter from the Sergeant at Arms concerning a subpena duces tecum directing him to appear before grand jury investigations pending in the U.S. district court for the District of Columbia on January 31, 1977—ordered printed in the Record. Page 3887

Suspensions: House voted to suspend the rules and pass the following:

Enlistment bonuses: H.R. 583, to amend chapter 5 of title 37, United States Code, to extend the special pay provisions for reenlistment and enlistment bonuses. Page 3887–3899

International fishing: H.J. Res. 240, to give congressional approval to certain governing international fishery agreements negotiated in accordance with the Fishery Conservation and Management Act of 1976, as amended (passed by a yea-and-nay vote of 353 yeas to 35 nays, with 1 voting "present", Roll No. 17). Pages 3889–3894

Late Report: Committee on Armed Services received permission to file a report by midnight tonight on H.R. 694, to make certain changes in the retired serviceman's family protection plan and the survivor benefit plan. Page 3894

Adjournment: Adjourned at 1:38 p.m.

Committee Meetings

FEDERAL TIMBER SALE METHODS

Committee on Agriculture: Subcommittee on Forests continued hearings on the Federal timber sale methods required by the National Forest Management Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on general agricultural outlook; and general budget overview.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Bureau of Mines; Mining Enforcement Safety Administration; and Bureau of Indian Affairs.

LABOR–HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Corporation for Public Broadcasting; National Labor Relations Board; National Commission on Libraries and Information Science; and White House Conference on Libraries.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on Library of Congress; and Copyright Royalty Tribunal.

FCC APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and Judiciary held a hearing on the Federal Communications Commission, 1978 budget.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing

on Automatic Data and Telecommunications Service Payment to Tel. Fund; and Office of Preparedness Exp.; Defense Production Act.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on fiscal year 1978 Defense Department and Army budgets.

FOREIGN OPERATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing and markup on proposed rescission on military credit sales; and proposed supplemental for military assistance.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Selective Service System/Federal Home Loan Bank Board.

RETIRED SERVICEMAN'S FAMILY PROTECTION PLAN

Committee on Armed Services: Met and ordered reported favorably to the House H.R. 694 amended, to make certain changes in the Retired Serviceman's Family Protection Plan and the Survivor Benefit Plan.

DOD AUTHORIZATION—PROCUREMENT

Committee on Armed Services: Continued hearings on Navy procurement portion of 1978 Defense authorization, with testimony from Vice Adm. F. C. Turner, Deputy Chief of Naval Operations.

Hearings continue tomorrow.

DOD AUTHORIZATION—NAVY

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the Navy's shipbuilding and conversion program. Testimony was heard from Vice Adm. James H. Doyle, Jr., and Vice Adm. Robert L. J. Long, Deputy Chiefs of Naval Operations.

Hearings continue tomorrow.

DOD AUTHORIZATION—RDT&E

Committee on Armed Services: Subcommittee on Research and Development held a hearing on the Navy portion of the RDT & E fiscal year 1978 Defense authorization. Testimony was heard from Assistant Secretary of the Navy Marcy; Vice Adm. P. B. Armstrong, Office of Chief of Naval Operations; and Brig. Gen. S. G. Olmstead, Headquarters, U.S. Marine Corps.

DOD AUTHORIZATION—CIVIL DEFENSE

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on Civil Defense portion of the 1978 Defense authorization, hearing testimony from John Hunt, Deputy Director, Defense Civil Preparedness Agency.

Hearings continue tomorrow.

DOD AUTHORIZATION—MANPOWER

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on the manpower portion of 1978 Defense authorization, hearing testimony from Everett T. Keech, Acting Under Secretary of the Air Force.

Hearings continue tomorrow.

FLEXIBLE REGULATION OF INTEREST RATES

Committee on Banking, Finance, and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation, and Insurance met and approved for full committee action H.R. 1901 amended, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions.

CONSUMER INFORMATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs held a hearing on consumer information. Testimony was heard from representatives of Consumer Federation of America; Consumer's Union; United Steelworkers of America; National Association of Retired Persons; Consumer Affairs Unit, Syracuse, N.Y.; and Department of Consumer Affairs, Sacramento, Cal.

Hearings continue tomorrow.

ELEMENTARY AND SECONDARY CAREER EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held a hearing on H.R. 7, Elementary and Secondary Career Education Act of 1977, with testimony from public witnesses.

Hearings continue tomorrow.

FULL EMPLOYMENT—CETA AUTHORIZATION—ECONOMIC STIMULUS

Committee on Education and Labor: Subcommittee on Employment Opportunities held hearings on H.R. 50. Full Employment and Balanced Growth Act of 1977; H.R. 2992, CETA authorization; and the President's economic stimulus proposals. Testimony was heard from Mayor Gibson of Newark, N.J.; and public witnesses.

Hearings continue Thursday, February 10.

COMMITTEE ORGANIZATION

Committee on Government Operations: Subcommittee on Government Activities and Transportation held an organizational meeting.

COMMITTEE FUNDS

Committee on House Administration: Met and ordered reported favorably to the House H. Res. 261, to provide for the expenses of investigations and studies to be conducted by the Committee on House Administration.

Prior to the full committee meeting, the Subcommittee on Accounts approved H. Res. 261 for full committee action.

SURFACE MINING

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on H.R. 2, Surface Mining Control and Reclamation Act of 1977. Testimony was heard from Secretary of Interior Andrus; Pennsylvania Governor Shapp; and Walter Heine and William Guckert, Pennsylvania Department of Environmental Resources.

COMMITTEE ORGANIZATION

Committee on Interstate and Foreign Commerce: Met for organizational purposes.

COMMITTEE ORGANIZATION

Committee on the Judiciary: Subcommittee on Immigration, Citizenship, and International Law held an organizational meeting; and Subcommittee on Courts, Civil Liberties and the Administration of Justice held an organizational meeting.

FISHERY CONSERVATION AND MANAGEMENT ACT

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House H.J. Res. 240, amended, to give congressional approval to certain governing international fishery agreements negotiated in accordance with the Fishery Conservation and Management Act of 1976.

COMMITTEE ORGANIZATION

Committee on Merchant Marine and Fisheries: Met for organizational purposes.

EXECUTIVE PAY RAISE

Committee on Post Office and Civil Service: Ad Hoc Subcommittee on Presidential Pay Recommendations continued hearings on the recommendations of the Commission on Executive, Legislative, and Judicial Salaries. Testimony was heard from Wesley R. Liebtag, Executive Director, Commission on Executive, Legislative, and Judicial Salaries; and Members of Congress.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held an organizational meeting.

LOCAL PUBLIC WORKS AUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Economic Development met and approved for full committee action H.R. 11, amended, to increase the authorization for the Local Public Works Capital Development and Investment Act of 1976.

SOUTH KOREAN INFLUENCE INVESTIGATION

Committee on Rules: Ordered reported favorably to the House H. Res. 252, amended, to authorize and direct the Committee on Standards of Official Conduct to determine whether Members of the House, their immediate families, or their associates accepted anything of value, directly or indirectly, from the Government of the Republic of Korea or representatives thereof. Testimony was heard from Chairman Flynt and Representative Spence.

SBA AND SBIA AMENDMENTS

Committee on Rules: Granted an open rule providing for the consideration of and one hour of general debate; waiving points of order against the consideration of the bill for failure to comply with section 402 of the Congressional Budget Act of 1974, and providing that the bill be read for amendment by titles instead of by sections. Testimony was heard from Representatives Smith of Iowa, and Conte.

NSF AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research, and Technology held an overview hearing on the NSF authorization for fiscal year 1978 and basic research. Testimony was heard from Dr. Richard Atkinson, Acting Director, and other NSF officials; and public witnesses.

Hearings continue tomorrow.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy RD & D, Panel on Fossil Energy, met for discussion on the fossil research and development program with outside experts.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met on committee business.

TAX ASPECTS OF ECONOMIC STIMULUS

Committee on Ways and Means: Continued hearings on the tax aspects of the President's economic stimulus program with testimony from public witnesses.

Hearings continue tomorrow.

HONEY INDUSTRY IMPORT RELIEF

Committee on Ways and Means: Subcommittee on Trade held a hearing on H. Con. Res. 80 and 105, to

disapprove denial of import relief to United States honey industry. Testimony was heard from Representatives Pressler and Abdnor; James Starkey, senior agricultural adviser to Special Representative for Trade Negotiations; and public witnesses.

Joint Committee Meeting

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee continued its hearings on former President Ford's economic report to the Congress, receiving testimony from Lawrence Klein, Wharton School of Finance, Philadelphia; Irving Friedman, Citibank, New York City; and Robert Solomon, Brookings Institution, Washington, D.C.

Hearings continue tomorrow.

Wednesday, February 9, 1977

Senate

Chamber Action

Senate was not in session today. It will next meet on Thursday, February 10, at 2 p.m.

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed closed hearings on proposed budget estimates for fiscal year 1978 for the Defense Establishment, receiving testimony from Acting Secretary John J. Martin and General David C. Jones, Chief of Staff, both of the Air Force.

Hearings were recessed subject to call.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee resumed its hearings on proposed budget estimates for fiscal year 1978 and on supplemental appropriations for fiscal year 1977 for the Department of the Interior, and related activities, with testimony from Nancy Hanks, Chairman, National Endowment for the Arts; and Robert J. Kingston, Acting Chairman, National Endowment for the Humanities.

Hearings continue tomorrow.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Health, Education, and Welfare, and related activities, receiving testimony in behalf of funds for their respective activities from James L. Cowen, Chairman, Railroad Retirement Board; Henry Loomis, President, Corporation for Public Broadcasting/Public Broadcasting Service; James F. Scearce, Federal Mediation and Conciliation Service; Lt. General F. T. Unger, U.S. Soldiers' and Airmen's Home; Ronald E. Gerevas, Associate Director for Domestic and Antipoverty Operations, ACTION; and Frank Barnako, Chairman, Occupational Safety and Health Review Commission.

Hearings were recessed subject to call.

THIRD CONGRESSIONAL BUDGET RESOLUTION

Committee on the Budget: Committee ordered favorably reported an original concurrent resolution revising the congressional budget for the Federal Government for fiscal year 1977. As approved by the committee the resolution recommends $415.0 billion for outlays; $467.0 billion for new budget authority; and $346.8 billion for total revenues for fiscal year 1977.

NOMINATION

Committee on Foreign Relations: Committee continued hearings on the nomination of Paul C. Warnke, of the District of Columbia, to be Director of the United States Arms Control and Disarmament Agency, receiving testimony from Senator McClure; Richard Cohen, U.S. Labor Party, Washington, D.C.; Mark Lockman, Liberty Lobby, Washington, D.C.; and Paul Nitze, Coalition for a Democratic Majority, Washington, D.C.

Hearings were recessed subject to call.

RHODESIAN CHROME

Committee on Foreign Relations: Subcommittee on African Affairs began hearings on S. 174, to amend the United Nations Participation Act of 1945 so as to halt the importation of Rhodesian chrome, receiving testimony from Jack Sheehan, United Steel Workers of America, Washington, D.C.; E. F. Andrews, Allegheny Ludlum, Pittsburgh; Ronald Kokinda, U.S. Labor Party, Washington, D.C.; and Robert Bartell, Liberty Lobby, Washington, D.C.

In closed session, subcommittee received a briefing on this matter from officials of the Central Intelligence Agency.

Hearings continue tomorrow.

PUBLIC WORKS AND YOUTH EMPLOYMENT

Committee on Public Works: Committee continued consideration of S. 427, authorizing funds to extend the public works employment program and to establish a youth community improvement projects program, but did not complete action thereon and will meet again on Tuesday, February 22.

CLEAN AIR

Committee on Public Works: Subcommittee on Environmental Pollution, began hearings on bills proposing amendments to the Clean Air Act (S. 251, 252, and 253), receiving testimony from Leonard Woodcock, United Automobile Aerospace and Agricultural Implement Workers of America, Herbert L. Misch, Ford Motor Company, Sidney L. Terry, Chrysler Corporation, Fred Stewart, American Motors Corporation, and Dr. David S. Potter, General Motors Corporation, all of Detroit; Robert W. McElwaine, American Imported Automobile Dealers Association, and Heinz W. Gerth, Mercedes-Benz of North America, both of Washington, D.C.; Assemblyman Oliver Koppel, New York Assembly Committee on Conservation and Environment, for the National Conference of State Legislatures; Commissioner Bay Haas, Mobile County, Alabama, for the National Association of Counties; Robert Palmer, Special Assistant to the Governor of Alaska, Anchorage; Patricia Littlefoot, Northern Cheyenne Tribe, Lame Deer, Montana; Stuart Ross, Motorcycle Industry Council, Inc., Washington, D.C.; Donald A. Randall, Automotive Service Councils, Inc., Elmhurst, Ill.; Mark Fleishaker, Motor and Equipment Manufacturers Association, Washington, D.C.; and Harold Halfpenny, Automotive Service Industry Association, Chicago.

Hearings continue tomorrow.

CODE OF CONDUCT

Special Committee on Official Conduct: Subcommittee met to discuss staff recommendations for developing a code of conduct for members and employees of the Senate, but made no announcements and will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 142 public bills, H.R. 3316–3457; 9 private bills, H.R. 3458–3466; and 20 resolutions, H.J. Res. 249–256, H. Con. Res. 111–116 and H. Res. 271–286, were introduced. Pages 3965, 4055–4061

Report Filed: One report was filed as follows: H. Res. 261, to provide for the expenses of the investigations and studies to be conducted by the Committee on House Administration (H. Rept. 95–13). Page 4055

Journal: By a yea-and-nay vote of 364 yeas to 3 nays, with 1 voting "present", Roll No. 18, agreed to the Journal of Tuesday, February 8. Page 3964

Committee Election: Agreed to H. Res. 271, designating membership on certain standing committees of the House. Page 3965

Indian Policy: By a voice vote, the House passed S.J. Res. 10, to extend the period of time in which the American Indian Policy Review Commission must submit its final report and to increase the authorization of appropriations for such Commission—clearing the measure for the President. Page 3965

Ethics: By a yea-and-nay vote of 388 yeas, with 1 voting "present", Roll No. 19, the House agreed to H. Res. 252, to authorize and direct the Committee on Standards of Official Conduct to determine whether Members of the House accepted anything of value, directly or indirectly, from the Government of the Republic of Korea or representatives thereof. Pages 3966–3976

Unanimous-Consent Requests: Notwithstanding the adjournment of the House from Thursday, February 10, until Wednesday, February 16, the following unanimous-consent requests were agreed to:

Receive and sign: The Speaker was authorized to sign enrolled bills and joint resolutions, and the Clerk was authorized to receive messages from the Senate; and

Resignations and appointments: The Speaker was authorized to accept resignations and to appoint commissions, boards, and committees authorized by law or by the House. Page 3966

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of February 16. Page 3966

Late Reports: Committee on Public Works and Transportation received permission to file reports by midnight Friday, February 11, on the following bills:

H.R. 26, to provide improved notice to the public of changes in air carrier fares;

H.R. 27, to authorize reduced fare transportation for elderly and handicapped persons;

H.R. 735, relating to eligibility for aircraft registration;

H.R. 736, relating to emergency locator transmitters; and

H.R. 2846, to amend the John F. Kennedy Center Act to authorize funds for certain repairs. Page 3966

Small Business: By a yea-and-nay vote of 381 yeas, Roll No. 20, the House passed H.R. 692, to amend the Small Business Act and the Small Business Investment Act of 1958 to increase loan authorization and surety bond guarantee authority; and to improve the disaster assistance, certificate of competency and Small Business setside programs.

Agreed To:

An amendment that increases the guarantees for programs under part B of title IV of the Small Business Investment Act of 1958 to $2 billion; and

A technical amendment.

Rejected an amendment that sought to delete language that establishes an Administrator for Minority Small Business as an Executive Level V position (rejected by a division vote of 3 ayes to 26 noes).

H. Res. 270, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 3976–3987

Adjournment: Adjourned at 1:53 p.m.

Committee Meetings

FOREST TIMBER SALE METHODS

Committee on Agriculture: Subcommittee on Forests concluded hearings on the federal timber sale methods required by the National Forest Management Act, hearing testimony from Representative Bonker and public witnesses.

COMMITTEE ORGANIZATION

Committee on Agriculture: Subcommittee on Conservation and Credit held an organizational meeting.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on the Farm Credit Administration.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior and Related Agencies held a hearing on Office of the Secretary; Forest Service; Territorial Affairs; and Pennsylvania Avenue Development Corporation.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on 1977 supplementals for Gallaudet College; Howard University; Public Assistance; SRS Program Administration; and HEW—Office of the Inspector General.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction heard testimony from Assistant Secretary of the Navy (I&L).

JUSTICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and Judiciary held a hearing on 1977 supplemental for the Department of Justice.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on Federal Supply Service; and Federal Buildings Fund.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on fiscal year 1978 Navy and Air Force budgets.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on proposed supplementals for migration and refugee assistance; U.S. Emergency Refugee and Migration Assistance Fund; and pay raise.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Office of Science and Technology Policy.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on Chief of Engineers and Director of Civil Works.

DOD AUTHORIZATION—PROCUREMENT

Committee on Armed Services: Continued hearings on Navy procurement portion of 1978 Defense authorization with testimony from Navy Department witnesses.

DOD AUTHORIZATION—NAVY

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the Navy's shipbuilding and conversion program, hearing testimony from Department of the Navy witnesses.

DOD AUTHORIZATION—RESEARCH

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the Navy portion of the RDT&E fiscal year 1978 Defense authorization, hearing testimony from Navy and Marine Corps witnesses.

DOD AUTHORIZATION—CIVIL DEFENSE

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on Civil Defense portion of the 1978 Defense authorization with testimony from public witnesses.

DOD AUTHORIZATION—MANPOWER

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on the manpower portion of the 1978 authorization, hearing testimony from Paul D. Phillips, Principal Deputy Assistant Secretary for Manpower and Reserve Affairs, USA.

CONSUMER INFORMATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs continued hearings on consumer information. Testimony was heard from representatives of the Federal Trade Commission; Federal Reserve; Office of Consumer Affairs, HEW; and Office of the Comptroller of the Currency.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on the District of Columbia: Subcommittee on Iudiciary held an organizational meeting.

ELEMENTARY AND SECONDARY CAREER EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 7, Elementary and Secondary Career Education Act of 1977. Testimony was heard from Kenneth Hoyt, Office of Education; and public witnesses.

FOREST MANAGEMENT

Committee on Education and Labor: Subcommittee on Environment, Energy and Natural Resources held a hearing on forest management and Redwood National Park. Testimony was heard from Gary Everhardt, Director, National Park Service; and representatives of environmental organizations.

NUCLEAR REGULATORY COMMISSION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment met for continuation of briefing by the Nuclear Regulatory Commission.

COMMITTEE ORGANIZATION

Committee on International Relations: Subcommittee on Africa held an organizational meeting.

CURRENT NATURAL GAS SUPPLY

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power met for briefing by the Federal Power Commission; Federal Energy Administration; and the Department of the Interior on the current natural gas supply situation.

COMMITTEE ORGANIZATION

Committee on the Judiciary: Subcommittee on Crime held an organizational meeting.

Subcommittee on Criminal Justice held an organizational meeting.

EXECUTIVE PAY RAISE

Committee on Post Office and Civil Service: Ad Hoc Subcommittee on Presidential Pay Recommendations continued hearings on the recommendations of the Commission on Executive, Legislative and Judicial Salaries. Testimony was heard from Members of Congress; former Member of Congress David N. Henderson; and Ralph Nader, Consumer Advocate.

PUBLIC WORKS MISCELLANY

Committee on Public Works and Transportation: Met and ordered reported favorably to the House the following bills:

H.R. 26, as amended, to provide increased notice to the public of changes in air carrier fares;

H.R. 27, amended, to authorize reduced fare transportation for elderly and handicapped persons;

H.R. 735, relating to eligibility for aircraft registration;

H.R. 736, relating to emergency locator transmitters; and

H.R. 11, amended, to increase the authorization for the Local Public Works Capital Development and Investment Act of 1976.

The Committee also approved a study resolution for a Federal office building in San Jose, Calif.; and three lease renewal prospectuses.

NSF AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research and Technology held hearings on NSF Basic Research Directorates; and NSF Science Education, with testimony from NSF witnesses.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy RD & D met for briefing by ERDA, Nuclear Energy.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on fiscal year 1978 NASA authorization, hearing testimony from NASA and ERDA witnesses.

TAX ASPECTS OF ECONOMIC STIMULUS

Committee on Ways and Means: Concluded hearings on the tax aspects of the President's economic stimulus program with testimony from public witnesses.

COMMITTEE ORGANIZATION

Committee on Ways and Means: Subcommittee on Social Security held an organizational meeting.

Joint Committee Meeting

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee continued its hearings on former President Ford's economic report to the Congress, receiving testimony from Frank Lindsay, ITEK Corporation and Committee for Economic Development, Washington, D.C.; Donald V. Seibert, J. C. Penney Co., Lexington, Mass.; and E. D. Kuhns, International Association of Machinists, Washington, D.C.

Hearings continue tomorrow.

Thursday, February 10, 1977

Senate

Chamber Action

Routine Proceedings, pages 4137–4358

Bills Introduced: Fifty-three bills and five resolutions were introduced, as follows: S. 664–716; S. Con. Res. 10; and S. Res. 78–81. Pages 4169–4171, 4268–4271

Bills Reported: Reports were made as follows:

Special Report of Committee on Banking, Housing and Urban Affairs on oversight hearings on the Council on Wage and Price Stability, together with additional views (S. Rept. 95–8);

S. Con. Res. 10, revising the congressional budget for the Federal Government for fiscal year 1977 (S. Rept. 95–9);

S. Res. 54, waiving section 402(a) of the Congressional Budget and Impoundment Control Act of 1974 with respect to Senate consideration of S. 521, authorizing $4.5 million to repair roof leaks at the John F. Kennedy Center for the Performing Arts (S. Rept. 95–10);

S. Con. Res. 8, to print as a Senate document Government Operations Committee print entitled "The Accounting Establishment" (S. Rept. 95–11);

S. Res. 53, to print additional copies of Armed Services Committee print entitled "NATO and the New Soviet Threat" (S. Rept. 95–12);

S. Res. 65, requesting an additional $40,000 for expenses of the Committee on the Judiciary (S. Rept. 95–13);

S. Res. 71, requesting an additional $85,000 for expenses of Committee on Armed Services (S. Rept. 95–14);

S. Res. 72, to transfer $6,000 in funds for procurement of consultants for Committee on Armed Services (with technical amendment) (S. Rept. 95–15);

S. Res. 78, requesting additional funds for committee inquiries and investigations during the transition period March 1 through June 30, 1977, in accordance with S. Res. 4 (without written report);

S. Res. 79, authorizing the revision and printing of the Senate manual for use during the 95th Congress (without written report); and

S. Res. 80, authorizing payment of a gratuity to the survivor of a deceased Senate employee (without written report). Pages 4168, 4169

Amendments Submitted for Printing: Pages 4271–4275

Bills Referred: H.R. 583, extending from June 30, 1977, to September 30, 1978, special pay provisions for reenlistment and enlistment bonuses, was referred to Committee on Armed Services; and H.R. 692, to increase ceilings on loan programs of the Small Business Administration, was referred to Committee on Small Business. Page 4166

Bill Placed on Calendar: H.J. Res. 239, extending to March 30, 1977, time for the Joint Economic Committee to file its report on the President's Economic Report, was received and placed on the Senate Calendar. Page 4166

Bill Passed:

International Fishery Agreements: Senate passed without amendment and cleared for the President H.J. Res. 240, granting Congressional approval to governing international fishery agreements negotiated between the United States and Bulgaria, Romania, Republic of China, German Democratic Republic, U.S.S.R., and Poland. Pages 4356, 4357

New Committee Jurisdictions: By unanimous consent, it was agreed that any measures introduced in the Senate today be referred in accordance with the new jurisdictions of committees detailed in S. Res. 4, provisions of which become effective on February 11, 1977. Page 4140

Confirmations: Senate confirmed the following nominations:

Alan A. Butchman, of the District of Columbia, to be Deputy Secretary of Transportation;

Terrence L. Bracy, of Virginia, to be an Assistant Secretary of Transportation;

Chester Davenport, of Maryland, to be an Assistant Secretary of Transportation;

Linda Kamm, of the District of Columbia, to be General Counsel of the Department of Transportation; and

Richard B. Parker, of Kansas, to be Ambassador to the Republic of Lebanon. Page 4358

Nominations:

Received on February 7

Warren M. Christopher, of California, to be Deputy Secretary of State;

Alan A. Butchman, of the District of Columbia, to be Deputy Secretary of Transportation;

Terrence L. Bracy, of Virginia, to be an Assistant Secretary of Transportation;

Chester Davenport, of Maryland, to be an Assistant Secretary of Transportation;

Linda Kamm, of the District of Columbia, to be General Counsel of the Department of Transportation;

Peter G. Bourne, of the District of Columbia, to be Director of the Office of Drug Abuse Policy;

Lee I. Dogoloff, of Maryland, to be Deputy Director of the Office of Drug Abuse Policy;

C. Fred Bergsten, of New York, to be a Deputy Under Secretary of the Treasury;

W. Graham Claytor, of the District of Columbia, to be Secretary of the Navy; and

Forty-one Navy in the rank of Admiral.

Received on February 8

Paul C. Warnke, of the District of Columbia, for the rank of Ambassador during his tenure of service as Director of the United States Arms Control and Disarmament Agency.

Received on February 9

Evan S. Dobelle, of Massachusetts, for the rank of Ambassador during his tenure of service as Chief of Protocol for the White House.

Received on February 10

Admiral Stansfield Turner, to be Director of Central Intelligence; and

Twelve Marine Corps nominations in the rank of General. Pages 4357, 4358

Recess: Senate met at 2 p.m. and recessed at 4:02 p.m. Page 4357

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture and Forestry: Committee ordered favorably reported an original resolution requesting $447,791 for committee operating expenses for this session of the Congress.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior and related agencies, receiving testimony in behalf of funds for their respective activities from David M. Childs, Chairman, National Capital Planning Commission; and Captain George G. Dowd, Director, Naval Petroleum Reserves.

Subcommittee will meet again on Wednesday, February 23.

APPROPRIATIONS—SUPPLEMENTAL FOREIGN AID

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed supplemental appropriations for fiscal year 1977 for foreign aid and related activities, receiving testimony from C. Fred Bergsten, designated to be Assistant Secretary of the Treasury for International Affairs; and James M. Wilson, Coordinator for Human Rights and Humanitarian Affairs, Roy D. Morey, Deputy Assistant Secretary, Bureau of International Organization Affairs, and Richard A. Ericson, Deputy Director, Bureau of Politico-Military Affairs, all of the Department of State.

Hearings were recessed subject to call.

DEFENSE BUDGET

Committee on Armed Services: Committee resumed hearings on the proposed fiscal year 1978 Defense budget and on military procurement authorization requests, receiving testimony today on military force posture from General Bernard W. Rogers, Chief of Staff, Army; Admiral J. L. Holloway III, Chief of Naval Operations; General David C. Jones, Chief of Staff, Air Force; and General Louis H. Wilson, Commandant of the Marine Corps.

Hearings were recessed subject to call.

RHODESIAN CHROME

Committee on Foreign Relations: Subcommittee on African Affairs continued hearings on S. 174, to amend the United Nations Participation Act of 1945 so as to halt the importation of Rhodesian chrome, receiving testimony from Secretary Cyrus R. Vance and Julius L. Katz, Assistant Secretary for Economic and Business Affairs, both of the Department of State.

Hearings were recessed subject to call.

REGULATORY REFORM

Committee on Government Operations: Committee held hearings to consider recommendations and findings with respect to two recently released committee studies concerning regulatory reform entitled "The Regulatory Appointments Process" and "Congressional Oversight of Regulatory Agencies." Witnesses heard were Philip Elman, Washington, D.C.; Kenneth P. O'Donnell, Boston; David Cohen, Common Cause, Washington, D.C.; and Richard Wegman, Chief Counsel and Staff Director of the Committee.

Hearings were recessed subject to call.

HOME HEATING OIL ENTITLEMENTS

Committee on Interior and Insular Affairs: Committee held informational hearings on the granting of entitlements for home heating oil. Witnesses heard were Representative Dodd, on behalf of the New England Congressional Caucus; John F. O'Leary, Administrator, Federal Energy Administration; Lawrence J. Gold-

stein, Petroleum Industry Research Foundation, New York City; Leon Hess, Amerada Hess Corporation, New York City; John G. Buckley, Northeast Petroleum Industries, Inc., Boston; Charles H. Burkhart, New England Fuel Institute, Boston; Edwin Jason Dryer, Independent Refiners Association of America, Washington, D.C.; Roger G. McGrath III, Southland Oil Company, Jackson, Mississippi; R. B. Kiefer, Ashland Petroleum Company, Ashland, Kentucky; and L. W. Locke, Enfield Oil Company, Enfield, North Carolina.

Hearings were recessed subject to call.

PRESIDENTIAL ELECTIONS

Committee on the Judiciary: Subcommittee on Constitutional Amendments resumed hearings on S.J. Res. 1, 8, and 18, proposing amendments to the Constitution so as to provide for the direct popular election of the President and Vice President of the United States, receiving testimony from Senator Hatch; Endicott Peabody, Boston, former Governor of Massachusetts; Holmes Alexander, Washington, D.C.; Professor George Haimbaugh, University of South Carolina, Columbia; and R. Michael Cole, Common Cause, Washington, D.C.

Hearings were recessed subject to call.

CLEAN AIR

Committee on Public Works: Subcommittee on Environmental Pollution continued hearings on bills proposing amendments to the Clean Air Act (S. 251, 252, and 253), receiving testimony from numerous public witnesses representing industry, environmental groups, and local government agencies.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee approved the following business items:

S. Res. 65, requesting an additional $40,000 for expenses of the Committee on the Judiciary;

S. Res. 71, requesting an additional $85,000 for expenses of Committee on Armed Services for this session of the Congress;

S. Res. 72, to transfer $6,000 in funds for procurement of consultants for Committee on Armed Services (with technical amendments);

S. Con. Res. 8, to print as a Senate document Government Operations Committee print entitled "The Accounting Establishment";

S. Res. 53, to print additional copies of Armed Services Committee print entitled "NATO and the New Soviet Threat";

An original resolution (S. Res. 79) authorizing the revision and printing of the Senate manual for use during the 95th Congress;

An original resolution (S. Res. 80) authorizing payment of a gratuity to the survivors of a deceased Senate employee; and

An original resolution (S. Res. 78) requesting transition period funding for committee expenses in accordance with S. Res. 4, as follows:

March 1 through June 30, 1977

1. Agriculture, Nutrition, and Forestry	$120,000
2. Armed Services	220,000
3. Banking, Housing and Urban Affairs	314,000
4. Budget	706,000
5. Energy and Natural Resources	240,000
6. Environment and Public Works	339,000
7. Finance	131,000
8. Foreign Relations	420,000
9. Human Resources	712,000
10. Judiciary	1,533,000
11. Rules and Administration	207,000
12. Veterans' Affairs	115,000
13. Small Business	85,000
14. Intelligence	491,000
15. Aging	191,000
16. Nutrition and Human Needs	160,000
17. Temporary Committee to Study the Senate Committee System	50,000

February 11 through June 30, 1977

1. Commerce, Science, and Transportation	880,000
2. Governmental Affairs	1,072,000

INTELLIGENCE ACTIVITIES AUTHORIZATION

Select Committee on Intelligence Activities: Subcommittee on Budget Authorization resumed closed hearings on proposed fiscal year 1978 authorizations for Government intelligence activities, receiving further testimony from E. H. Knocke, Acting Director of Central Intelligence.

Subcommittee will meet again in closed session tomorrow.

CODE OF CONDUCT

Special Committee on Official Conduct: Subcommittee met to discuss further staff recommendations for developing a code of conduct for members and employees of the Senate, but made no announcements and recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, February 16.

Committee Meetings

CONSUMER INFORMATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs concluded hearings on consumer information. Testimony was heard from representatives of American Bankers Association; Consumer Bankers Association; National Retail Merchants Association; First Bank Group of Ohio and City National Bank; National Association of Mutual Savings Banks; and National Consumer Finance Association.

FULL EMPLOYMENT—CETA AUTHORIZATION—ECONOMIC STIMULUS

Committee on Education and Labor: Subcommittee on Employment Opportunities continued hearings on H.R. 50, Full Employment and Balanced Growth Act of 1977; H.R. 2992, CETA authorization; and the President's economic stimulus proposals. Testimony was heard from public witnesses.

Joint Committee Meeting

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee continued its hearings on former President Ford's economic report to the Congress, receiving testimony from Secretary of Commerce Juanita Kreps; and Secretary of Labor F. Ray Marshall.

Hearings continue on Wednesday, February 23.

Friday, February 11, 1977

Senate

Chamber Action

Routine Proceedings, pages 4364–4493

Bills Introduced: Twenty-seven bills and nine resolutions were introduced, as follows: S. 717–743; S.J. Res. 21 and 22; and S. Res. 82–88.

Pages 4374–4380, 4384, 4386, 4387, 4434

Bills Reported: Reports were made as follows:

Special Report on activities of the Committee on Aeronautical and Space Sciences during the 94th Congress (S. Rept. 95–16);

Special Report of Judiciary Subcommittee on Juvenile Delinquency (S. Rept. 95–17).

Special Report of Committee on the Judiciary entitled "The Federal Judicial System" (S. Rept. 95–18);

Special Report of Committee on the Judiciary entitled "Immigration and Naturalization" (S. Rept. 95–19). Page 4386

Bill Jointly Referred: S. 570, disaster loans, was jointly referred to Committees on Agriculture, Nutrition, and Forestry; Small Business; and Environment and Public Works. Page 4365

Bills Passed:

Paragraph 2 Committees/Size: S. Res. 82, designating the number of Senators to serve on Paragraph 2 standing committees of the Senate as follows:

	Members
Agriculture, Nutrition, and Forestry	18
Appropriations	25
Armed Services	18
Banking, Housing and Urban Affairs	15
Commerce, Science, and Transportation	18
Energy and Natural Resources	18
Environment and Public Works	15
Finance	18
Foreign Relations	16
Governmental Affairs	17
Human Resources	15
Judiciary	17

Pages 4371, 4372, 4374

Paragraph 3 Committees/Size: S. Res. 83, designating the number of Senators to serve on Paragraph 3 standing committees as follows:

	Members
Budget	16
Rules and Administration	9
Veterans' Affairs	9

Page 4374

Committee Appointments—Majority: S. Res. 84, making majority party appointments to Senate committees for the 95th Congress, and electing chairmen of such committees as follows:

Committee on Agriculture, Nutrition, and Forestry: Senators Talmadge (Chairman), Eastland, McGovern, Allen, Humphrey, Huddleston, Clark, Stone, Leahy, Zorinsky, Melcher.

Committee on Appropriations: Senators McClellan (Chairman), Magnuson, Stennis, Robert C. Byrd, Proxmire, Inouye, Hollings, Bayh, Eagleton, Chiles, Johnston, Huddleston, Burdick, Leahy, Sasser, DeConcini.

Committee on Armed Services: Senators Stennis (Chairman), Jackson, Cannon, McIntyre, Harry F. Byrd, Jr., Nunn, Culver, Hart, Bumpers, Morgan, Anderson.

Committee on Banking, Housing and Urban Affairs: Senators Proxmire (Chairman), Sparkman, Williams, McIntyre, Cranston, Stevenson, Morgan, Riegle, Sarbanes.

Committee on Commerce, Science, and Transportation: Senators Magnuson (Chairman), Cannon, Long, Hollings, Inouye, Stevenson, Ford, Durkin, Zorinsky, Riegle, Melcher.

Committee on Energy and Natural Resources: Senators Jackson (Chairman), Church, Metcalf, Johnston, Abourezk, Haskell, Bumpers, Ford, Durkin, Metzenbaum, Matsunaga.

Committee on Environment and Public Works: Senators Randolph (Chairman), Muskie, Gravel, Bentsen, Burdick, Culver, Hart, Anderson, Moynihan.

Committee on Finance: Senators Long (Chairman), Talmadge, Ribicoff, Harry F. Byrd, Jr., Nelson, Gravel, Bentsen, Hathaway, Haskell, Matsunaga, Moynihan. (Senator Long elected Chairman by unanimous vote of 60 yeas.)

Committee on Foreign Relations: Senators Sparkman (Chairman), Church, Pell, McGovern, Humphrey, Clark, Biden, Glenn, Stone, Sarbanes.

Committee on Governmental Affairs: Senators Ribicoff (Chairman), McClellan, Jackson, Muskie, Metcalf, Eagleton, Chiles, Nunn, Glenn, Sasser.

Committee on Human Resources: Senators Williams (Chairman), Randolph, Pell, Kennedy, Nelson, Eagleton, Cranston, Hathaway, Riegle.

Committee on the Judiciary: Senators Eastland (Chairman), McClellan, Kennedy, Bayh, Robert C. Byrd, Abourezk, Allen, Biden, Culver, Metzenbaum, DeConcini.

Committee on Rules and Administration: Senators Cannon (Chairman), Pell, Robert C. Byrd, Allen, Williams, Clark.

Committee on the Budget: Senators Muskie (Chairman), Magnuson, Hollings, Cranston, Chiles, Abourezk, Biden, Johnston, Anderson, Sasser.

Committee on Veterans' Affairs: Senators Cranston (Chairman), Talmadge, Randolph, Stone, Durkin, Matsunaga.

Select Committee on Small Business: Senators Nelson (Chairman), McIntyre, Nunn, Hathaway, Haskell, Culver.

Special Committee on Aging: Senators Church (Chairman), Muskie, Chiles, Glenn, Melcher, Concini. Pages 4374–4380

British-American Parliamentary Conference: S. Res. 85, authorizing appointment of a special delegation to attend the British-American Parliamentary Conference. Page 4380

Select Committee on Ethics: S. Res. 86, appointing Senators Stevenson (Chairman), Ribicoff, and Morgan as Majority Party members of the Select Committee on Ethics. Page 4384

Transition Period Committee Funding: S. Res. 78, authorizing funds for committee expenses during the forthcoming transition period in accordance with S. Res. 4. Agreed to Eagleton unprinted amendment No. 48, authorizing salary payment to certain members of the staff of the Committee on the District of Columbia until June 30, 1977. (For amounts authorized for the individual committees, see page D60 in the DAILY DIGEST dated February 10, 1977.) Pages 4380–4382

Calendar Bills: Senate took from the Calendar and passed the following measures:

Without amendment and cleared for the President:

Economic Report: H.J. Res. 239, extending to March 30, 1977, time for the Joint Economic Committee to file its report on the President's Economic Report. Page 4382

Without amendment and sent to the House:

Gerald R. Ford Building: S. 385, to name a certain Federal building in Grand Rapids, Mich., the "Gerald R. Ford Building"; Page 4382

Resolutions without amendment:

JFK Center Repair: S. Res. 54, waiving section 402(a) of the Congressional Budget and Impoundment Control Act of 1974 with respect to Senate consideration of S. 521, authorizing $4.5 million to repair roof leaks at the John F. Kennedy Center for the Performing Arts; Page 4383

Printing: S. Con. Res. 8, to print as a Senate document Government Operations Committee print entitled "The Accounting Establishment"; Page 4382

Printing: S. Res. 53, to print additional copies of Armed Services Committee print entitled "NATO and the New Soviet Threat"; Page 4382

Judiciary Committee Funds: S. Res. 65, authorizing an additional $40,000 for expenses of the Committee on the Judiciary; Page 4382

Armed Services Funds: S. Res. 71, authorizing an additional $85,000 for expenses of Committee on Armed Services; Page 4382

Printing: S. Res. 79, authorizing the revision and printing of the Senate manual for use during the 95th Congress; Page 4382

Gratuity: S. Res. 80, authorizing payment of a gratuity to the survivors of a deceased Senate employee; Page 4383

Resolution with amendment:

Armed Services Committee Consultants: S. Res. 72, to transfer $6,000 in funds for procurement of consultants for Committee on Armed Services. Page 4382

Appointments: Vice President made appointments as follows:

Senator Hayakawa to read George Washington's Farewell Address on Monday, February 21, 1977;

Senators Leahy and Zorinsky to the Select Committee on Nutrition and Human Needs;

Senator Jackson as Vice Chairman of the Joint Committee on Atomic Energy; and

Senators Abourezk, Metzenbaum, and Melcher to the Select Committee on Indian Affairs.

Also, President pro tempore appointed Senator Moynihan as an At-large member of the Select Committee on Intelligence. Page 4366

Presidential Message: Senate received a message from the President transmitting a report on progress made toward solution of the Cyprus dispute (PM 35)—referred to Committee on Foreign Relations. Page 4385

Procedures for Referral of Measures: Senator Cranston set forth procedures for the referral of legislation and nominations necessitated by adoption of S. Res. 4, committee reorganization resolution. Page 4384

Confirmations: Senate confirmed the following nominations:

W. Graham Claytor, of the District of Columbia, to be Secretary of the Navy; and

Clifford L. Alexander, Jr., of the District of Columbia, to be Secretary of the Army. Page 4493

Record Vote: One record vote was taken today (total—37). Page 4377

Recess: Senate met at 1 p.m. and recessed at 3:50 p.m. Page 4493

Committee Meetings

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Legislative Subcommittee began hearings on proposed budget estimates for fiscal year 1978 for the Cost Accounting Standards Board and the General Accounting Office, receiving testimony from Elmer B. Staats, Chairman and Comptroller General, respectively.

Hearings were recessed subject to call.

WARNKE NOMINATION

Committee on Armed Services: Following a closed informal meeting, committee announced that Paul C. Warnke, of the District of Columbia, had agreed to appear in hearings before the committee, tentatively scheduled for Tuesday, February 22, to testify and answer questions in behalf of his nomination to serve with the rank of Ambassador during his tenure of service as Director of the Arms Control and Disarmament Agency.

VANCE MIDDLE EAST TRIP

Committee on Foreign Relations: Committee met in closed session with Secretary of State Cyrus Vance to discuss his forthcoming visit to the Middle East.

Committee recessed subject to call.

ATTORNEY FEES

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure resumed hearings on S. 270, to permit awards of reasonable attorney fees and other expenses for participation in proceedings before Federal agencies, receiving testimony from Senator Allen; William T. Coleman, Jr., Washington, D.C., former Secretary of Transportation; David Graham, National Rural Electric Cooperative Association, Washington, D.C.; Benjamin Blackburn, Southeastern Legal Foundation, Decatur, Ga.; William H. Cuddy, Hartford, Conn., accompanied by Prall Culviner representing Edison Electric Institute, Washington, D.C.; George Gleason, American Nuclear Energy Council, Washington, D.C.; and Anthony Z. Roisman, Washington, D.C.

Hearings were recessed subject to call.

CLEAN AIR

Committee on Environment and Public Works: Subcommittee on Environmental Pollution continued hearings on bills proposing amendments to the Clean Air Act (S. 251, 252, and 253), receiving testimony from Dr. Arend Bouhuys, Yale University, New Haven; Verlyn Martin, Costa Mesa, Calif.; A. Robert Stevenson, National Retail Merchants Association; Edward C. Maeder, representing the International Council of Shopping Centers; David D. Roberts, National Association of Realtors; Albert A. Walsh, National Realty Committee, Inc.; and Donald M. Manzelli, Associated General Contractors of America, all of Washington, D.C.

Hearings were recessed subject to call.

INTELLIGENCE ACTIVITIES AUTHORIZATION

Select Committee on Intelligence Activities: Subcommittee on Budget Authorization continued closed hearings on proposed fiscal year 1978 authorizations for Government intelligence activities, receiving further testimony from E. H. Knocke, Acting Director of Central Intelligence.

Hearings were recessed subject to call.

COMMITTEE ORGANIZATION

Committee on the Judiciary: Committee held an organizational meeting where it adopted its rules of procedure for the 95th Congress, and agreed to establishment of 10 subcommittees, the names of which and chairmen of which will be announced at a later date.

Also, Committee approved annual reports of its subcommittees covering their activities for the 94th Congress.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, February 16.

Committee Meetings

No meetings were held.

Wednesday, February 16, 1977

Senate

Chamber Action

The Senate was not in session today. It will next meet at noon on Monday, February 21.

Committee Meeting

APPROPRIATIONS—LABOR

Committee on Appropriations: On Tuesday, February 15, Subcommittee on Labor-HEW resumed hearings on proposed budget estimates for fiscal year 1978 for the National Mediation Board, receiving testimony from its Chairman Kay McMurray. Also, Subcommittee held hearings on proposed budget estimates for fiscal year 1978 and on supplemental appropriations for fiscal year 1977 for the Department of Labor, receiving testimony on employment and training programs from William B. Hewitt, Acting Assistant Secretary for Employment and Training; and receiving testimony on non-employment and training programs from Alfred M. Zuck, Comptroller, both of the Department of Labor who were accompanied by their associates.

Subcommittee will meet again on Tuesday, February 22, to hear Secretary of Labor Marshall.

House of Representatives

Chamber Action

Bills Introduced: 144 public bills, H.R. 3467–3610; 19 private bills, H.R. 3611–3629; and 17 resolutions, H.J. Res. 257–261, H. Con. Res. 117, and H. Res. 287–297 were introduced. Pages 4526–4532

Bills Reported: Reports were filed as follows:

H.R. 26, to amend the Federal Aviation Act of 1958 to provide improved notice to the public of changes in air carrier fares (H. Rept. 95–14);

H.R. 27, to amend the Federal Aviation Act of 1958 to authorize reduced fare transportation on a space-available basis for elderly persons and handicapped persons (H. Rept. 95–15);

H.R. 735, to amend the Federal Aviation Act of 1958 relating to eligibility for aircraft registration (H. Rept. 95–16);

H.R. 736, to amend the Federal Aviation Act of 1958 relating to emergency locator transmitters (H. Rept. 95–17);

H.R. 2846, to amend the John F. Kennedy Center Act to authorize funds for certain repairs (H. Rept. 95–18); all of the foregoing reports were filed on Friday, February 11;

Report entitled "Allocation of Budget Totals By Program, Committee on Government Operations" (H. Rept. 95–19); and

H.R. 11, to increase the authorization for the Local Public Works Capital Development and Investment Act of 1976, amended (H. Rept. 95–20). Page 4526

Presidential Message—Cyprus: Read a message from the President transmitting a report on the progress toward a solution to the Cyprus dispute—referred to the Committee on International Relations and ordered printed (H. Doc. 95–74). Page 4495

Federal Records: The Speaker appointed the following Members as members of the Federal Records Council: Representatives Burlison of Missouri and Frenzel. Page 4496

Arts and Humanities: The Speaker appointed Representative Stark as a member of the Federal Council on the Arts and the Humanities. Page 4496

Budget: By unanimous consent it was made in order to consider on Tuesday, February 22, or any day thereafter, H. Con. Res. 110, Third Concurrent Resolution on the Budget for fiscal year 1977. Pages 4498, 4499

Pay Raise: Objection was heard to the unanimous consent request to consider H. Res. 115, disapproving the recommendations of the President with respect to the rates of pay of Federal officials transmitted to the Congress for the fiscal year ending September 30, 1978. Page 4500

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 4525

Adjournment: Adjourned at 1:24 p.m.

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture: Subcommittee on Livestock and Grains met on organizational and other committee business.

COMMITTEE BUSINESS

Committee on Agriculture: Subcommittee on Dairy and Poultry met on organizational and other committee business.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on the Extension Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on fiscal year 1977 supplementals for the Intelligence Community; and an open hearing with testimony from Principal Deputy Assistant Secretary of Defense (Comptroller).

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing in International Financial Institute; Inter-American Development Bank; African Development Fund; and proposed supplemental for Israel.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the National Gallery; Woodrow Wilson Center; and Fine Arts Commission.

LABOR–HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on fiscal year 1977 supplementals; SSA—black lung benefits; Office of Education; and National Institute of Education.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on the Congressional Budget Office.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on the Navy program.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on North Atlantic Division; Ohio River Division; and Delaware River Basin Commission.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the National Transportation Safety Board; and a markup on a recission proposal.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on Civil Service Commission; Advisory Commission in Intergovernmental Relations; and U.S. Customs Service.

DOD AUTHORIZATION—NAVY

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the Navy's shipbuilding and conversion program, hearing testimony from VAdm. James H. Doyle, Jr., Deputy Chief of Naval Operations.

Hearings continue tomorrow.

DOD AUTHORIZATION—RESEARCH

Committee on Armed Services: Subcommittee on Research and Development held a hearing on the Air Force portion of the fiscal year 1978 RDT&E authorization, hearing testimony from Department of Air Force witnesses.

Hearings continue tomorrow.

DOD AUTHORIZATION—MANPOWER

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on the manpower portion of the fiscal year 1978 Defense authorization, hearing testimony from Navy and Marine Corps witnesses.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met and considered committee rules but did not complete action on the rules.

URBAN RIOT AND CRIME INSURANCE

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on urban riot and crime insurance. Testimony was heard from Representative Annunzio; Federal Insurance Administration, HUD; Pennsylvania Insurance Commissioner William Sheppard; and public witnesses.

COMMITTEE ORGANIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held an organizational meeting.

COMMITTEE ORGANIZATION

Committee on the District of Columbia: Subcommittee on Economic Development and Regional Affairs held an organizational meeting.

LIBRARY SERVICES EXTENSION

Committee on Education and Labor: Subcommittee on Select Education held a hearing on extension of the Library Services and Construction Act. Testimony was heard from Representative Brinkley and public witnesses.

TONRY–MOREAU CONTESTED ELECTION

Committee on House Administration: On Tuesday, February 15, the Panel on Elections held a hearing on the contested primary election in Louisiana's First Congressional District. Testimony was heard from John Martell, attorney representing Representative Tonry; and Gilbert Andry, attorney representing James A. Moreau.

COMMITTEE BUSINESS

Committee on Interior and Insular Affairs: Met on organizational matters.

SURFACE MINING

Committee on Interior and Insular Affairs: Subcommittee on Energy and Environment continued hearings on

H.R. 2, Surface Mining Control and Reclamation Act of 1977. Testimony was heard from representatives of Corps of Engineers; Tennessee Valley Authority; National Farmers Union; Montana Power Company; West Virginia Surface Mining and Reclamation Association; and Surface Mining Research Library, Charleston, W. Va.

Hearings continue Tuesday, Feb. 22.

PETROLEUM STORAGE RESERVE PLAN

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on the Petroleum Storage Reserve Plan. Testimony was heard from FEA Director John O'Leary; Gene Soccolich, Massachusetts Energy Policy Office; Alfred Harris, Manager, Hawaii State Energy Office; and public witnesses.

COMMITTEE BUSINESS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations met in executive session and approved for full committee action report entitled "Gulf Oil Corporation: Failure to Deliver Natural Gas to the Interstate Market"; and considered other committee business.

COMMITTEE BRIEFINGS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice met for briefings by Norman Carlson, Director, Federal Bureau of Prisons; William Gray, Director, Executive Office of U.S. Attorneys; William E. Hall, Director, U.S. Marshals Service; and C. Marshall Dann, Commissioner, U.S. Patent Office.

EXECUTIVE PAY RAISE

Committee on Post Office and Civil Service: Ad Hoc Subcommittee on Presidential Pay Recommendations met and voted not to approve H. Res. 201 and H. Res. 152, and voted to table various other resolutions of disapproval.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather held a hearing on the fiscal year 1978 NASA authorization. Testimony was heard from NASA; Department of Defense, Administration; and public witnesses.

Hearings continue tomorrow.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy RD&D met for a panel discussion of nuclear research and development program.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and applications continued hearings on fiscal year 1978 NASA authorization, hearing testimony from NASA and public witnesses.

Hearings continue tomorrow.

NSF AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearing on the fiscal year 1978 NSF authorization for science education with testimony from public witnesses.

ADMINISTRATIVE REVIEW COMMISSION RECOMMENDATIONS

Committee on Standards of Official Conduct: Met and by a vote of 8 to 0 ordered reported favorably to the House Title II and Title III, sec. 303, amended of H. Res. 287.

TAX ASPECTS OF ECONOMIC STIMULUS

Committee on Ways and Means: Began markup of legislation relating to tax aspects of the President's economic stimulus program, and will resume tomorrow.

Thursday, February 17, 1977

Senate

Chamber Action

The Senate was not in session today. It will next meet at noon on Monday, February 21.

Committee Meetings

No meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 78 public bills, H.R. 3630–3707; 3 private bills, H.R. 3708–3710; and 10 resolutions, H.J. Res. 298–303 and H. Res. 262–265 were introduced.

Pages 4603–4606

Bills Reported: Reports were filed as follows:

H. Res. 287, to amend the rules of the House of Representatives, amended (H. Rept. 95–21); and

H.R. 3347, rescinding certain budget authority recommended in the message of the President of September 22, 1976 (H. Rept. 95–22). Page 4603

Late Report: Committee on Appropriations received permission to file a report by midnight tonight on H.R. 3347, rescinding certain budget authority recommended in the message of the President of September 22, 1976. Subsequently, it was made in order to consider the bill in the House as in the Committee of the Whole.

Page 4576

Recess: House recessed at 11:06 a.m. and reconvened at 12:22 p.m. Pages 4577, 4579

President of Mexico: The House received President José López Portillo of Mexico. Escorting President Portillo to and from the House Chamber were Representatives Wright, Brademas, Foley, Zablocki, Young of Texas, Gonzales, Roybal, de la Garza, Kazen, Long of Louisiana, Rhodes, Michel, Broomfield, and Lujan.

Pages 4577–4579

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of February 23.

Page 4579

Adjournment: Agreed to adjourn from Thursday to Monday. Earlier, by a yea-and-nay vote of 109 yeas to 224 nays, Roll No. 22, rejected a similar motion.

Pages 4580–4583

Pay Raise: Objection was heard to a unanimous consent request to consider H. Res. 115, disapproving the recommendations of the President with respect to the rates of pay of Federal officials transmitted to the Congress for the fiscal year ending September 30, 1978.

Page 4579

Late Report: Committee on House Administration received permission to file a report by midnight Friday, February 18, on H. Res. 287, to amend the rules of the House of Representatives. Page 4581

Lobbyists: The compilation by the Clerk of the House and the Secretary of the Senate of all new registrations and reports for the fourth calendar quarter of 1976, and reports for the third calendar quarter of 1976 received too late to be previously published, that were filed by persons engaged in lobbying activities appears in this issue of the Congressional Record. Pages 4607–4670

Adjournment: Adjourned at 1:16 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Began hearings on proposals to extend and amend the Agriculture and Consumer Protection Act of 1973. Testimony was heard from Representatives Mahon, Corcoran, Sebelius, Nolan, Harkin, and Glickman.

Hearings continue Tuesday, February 22.

HELIUM FUND RESCISSION

Committee on Appropriations: Met and ordered reported favorably to the House H.R. 3347, to rescind certain budget authority recommended in the message of the President of September 22, 1976, relating to Helium Fund.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Economic Research Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense heard testimony from Secretary of Defense Harold Brown, and Adm. J. L. Holloway, Chief of Naval Operations.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on World Bank and International Finance Corporation; and International Development Association.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on National Capital Planning Commission; FDR Memorial; and Historic Preservation Commission.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on fiscal year 1977 supplementals.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing and markup on supplementals and considered March 15 report to Budget Committee.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction continued hearings on the Navy program.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on South Atlantic Division; New England Division; Susquehanna River Basin Commission; and hearing and markup on fiscal year 1977 ERDA supplementals and ERDA deferrals and reprogramming.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Interstate Commerce Commission, including fiscal year 1977 supplementals.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on Commission on Federal Paperwork; Bureau of the Public Debt; and Government financial operations.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on the National Science Foundation.

NUCLEAR WEAPONS

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy met in executive session for a briefing on nuclear weapons.

DOD AUTHORIZATION—NAVY

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the Navy's shipbuilding and conversion program, hearing testimony from Deputy Chief of Naval Operations Doyle.

Hearings continue tomorrow.

DOD AUTHORIZATION—RESEARCH

Committee on Armed Services: Subcommittee on Research and Development held a hearing on the Air Force portion of the 1978 RD&E Defense authorization. Testimony was heard from Department of the Air Force witnesses.

DOD AUTHORIZATION—MANPOWER

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on the manpower portion of the fiscal year 1978 Defense authorization. Testimony was heard from representatives of the Department of Defense, and National Guard, Army, Naval, Air Force, Marine Corps, and U.S. Coast Guard Reserves.

FLEXIBLE REGULATION OF INTEREST RATES

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House H.R. 3365 amended, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions.

VOCATIONAL EDUCATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held a hearing on vocational education for possible amendments to the Education Amendments of 1976. Testimony was heard from representatives of American Vocational Association.

HOUSE RULES AMENDMENTS

Committee on House Administration: Met and ordered reported favorably to the House Sec. 302 amended of H. Res. 287, amending the Rules of the House of Representatives.

NUCLEAR REGULATORY COMMISSION AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and Environment continued hearings on H.R. 3455, authorizing appropriations for the Nuclear Regulatory Commission, hearing testimony from Department witnesses.

Hearings continue tomorrow.

ALASKA NATURAL GAS DELIVERY

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held an oversight hearing on the delivery of natural gas from Alaska to the lower 48 States. Testimony was heard from Alaska State officials, and public witnesses.

UNESCO SUPPLEMENTAL

Committee on International Relations: Subcommittee on International Operations held a hearing on fiscal year 1977 supplemental funds for UNESCO. Testimony was heard from representatives of Department of State; Committee for an Effective UNESCO; U.S. National Commission for UNESCO; and Representative Rosenthal.

COMMITTEE ORGANIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held an organizational meeting.

COMMITTEE BRIEFINGS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice met for briefings by Roland Kirks, Director, Administrative Office of U.S. Courts; and Curtis Crawford, Chairman, U.S. Parole Commission.

PRIVATE CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and considered private claims bills.

TUNA-PORPOISE CONTROVERSY

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on the tuna-porpoise controversy. Testimony was heard from Department and public witnesses.

WAR RISK INSURANCE

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on war risk insurance, hearing testimony from Federal Aviation Administration and Air Transport Association.

EPA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held a hearing on fiscal year 1978 EPA authorization, hearing testimony from Department witnesses.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Transportation, Aviation, and the Weather held a hearing on fiscal year 1978 NASA authorization. Testimony was heard from representatives of General Accounting Office; Aerospace Industries Association of America; and Department of Transportation.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications held a hearing on fiscal year 1978 NASA authorization with testimony from NASA witnesses.

Hearings continue Wednesday, Feb. 23.

ECONOMIC STIMULUS

Committee on Ways and Means: Continued markup of legislation relating to tax aspects of the President's economic stimulus program, and will resume tomorrow.

Monday, February 21, 1977

Senate

Chamber Action

Routine Proceedings, pages 4720–4774

Bills Introduced: Seven bills and three resolutions were introduced, as follows: S. 744–751; S.J. Res. 23 and 24; and S. Res. 89. Pages 4729, 4730, 4734–4736

Bills Reported: Reports were made as follows:

Annual Report of Judiciary Subcommittee on Internal Security (S. Rept. 95–20) (filed on February 17, 1977);

Special Report entitled "Legislative Activities Report of the Committee on Foreign Relations, 94th Congress" (S. Rept. 95–21);

Special Report of Judiciary Subcommittee on Criminal Laws and Procedures (S. Rept. 95–22);

Special Report of Judiciary Subcommittee on Patents, Trademarks, and Copyrights (S. Rept. 95–23). Page 4729

Changes of Reference: Numerous measures were re-referred as a result of changes in committee jurisdiction in accordance with S. Res. 4, agreed to by the Senate on February 11. Pages 4729, 4752

Amendments Submitted for Printing: Pages 4736, 4737

Resolutions Agreed To:

Southeast Asia MIA/KIA: S. Con. Res. 2, to require an accounting of military personnel missing in action or killed in action in the Southeast Asia conflict. Pages 4752–4754

Presidential Task Force on MIA–POW's: S. Con. Res. 3, to reaffirm the honor of those who served in Southeast Asia and to urge establishment of a Presidential Task Force on MIA–POW's. Agreed to Dole unprinted amendment No. 49, in the nature of a substitute. Pages 4755, 4756

George Washington's Farewell Address: George Washington's Farewell Address was read to the Senate by Senator Hayakawa. Pages 4722–4726

Third Congressional Budget Resolution: Senate began consideration of S. Con. Res. 10, revising the Congressional budget of the Federal Government for fiscal year 1977. By unanimous consent, it was agreed that when Senate resumes consideration of this resolution on Tuesday, February 22, time for debate thereon be limited to 4 hours. Pages 4727, 4756–4767

New Legislative Day: During the course of proceedings today, Senate adjourned briefly to establish a new legislative day. Page 4751

Presidential Messages: Senate received four messages from the President, as follows:

PM 36—Transmitting a governing International Fishery Agreement between the United States and the Republic of Korea—referred jointly to Committees on Commerce, Science, and Transportation and Foreign Relations; Page 4728

PM 37—Transmitting a governing International Fishery Agreement between the United States and Japan—referred jointly to Committees on Commerce, Science, and Transportation and Foreign Relations; Page 4728

PM 38—Transmitting a governing International Fishery Agreement between the United States and the European Economic Community—jointly referred to Committees on Commerce, Science, and Transportation and Foreign Relations; and Page 4728

PH 39—Transmitting a governing International Fishery Agreement between the United States and Spain—referred jointly to Committees on Commerce, Science, and Transportation and Foreign Relations.

Page 4728

Appointments: President pro tempore appointed the following Senators to the Select Committee on Intelligence: Senator Pearson in lieu of Senator Thurmond, resigned; Senator Chafee in lieu of Senator Stafford, resigned; and Senator Lugar in lieu of Senator Hatfield, resigned. Page 4767

Treaty Received: Injunction of Secrecy was removed from Treaty between the United States and Mexico on the Execution of Penal Sentences (Ex. D, 95th Cong., 1st sess.), received by the Senate on February 15, 1977, and the treaty, together with accompanying papers, was referred to Committee on Foreign Relations.

Page 4720

Confirmation: Senate confirmed the nomination of Laurence N. Woodworth, of Maryland, to be an Assistant Secretary of the Treasury. Page 4774

Nominations: Senate received nominations from the President, as follows:

Received on February 14

Daniel J. Meador, of Virginia, to be an Assistant Attorney General; and

Numerous Foreign Service nominations.

Received on February 15

Thomas B. Ross, of the District of Columbia, to be an Assistant Secretary of Defense; and

Numerous nominations in the Navy and Air Force.

Received on February 16

Wade Hampton McCree, Jr., of Michigan, to be Solicitor General of the United States;

Barbara A. Babcock, of California, to be an Assistant Attorney General;

Benjamin R. Civiletti, of Maryland, to be an Assistant Attorney General;

Drew S. Days III, of New York, to be an Assistant Attorney General;

Patricia M. Wald, of Maryland, to be an Assistant Attorney General;

James T. McIntyre, Jr., of Georgia, to be Deputy Director of the Office of Management and Budget;

Douglas M. Costle, of Virginia, to be Administrator of the Environmental Protection Agency;

Barbara Blum, of Georgia, to be Deputy Administrator of the Environmental Protection Agency; and

Numerous Navy nominations, eight of which are in the rank of Admiral.

Received on February 18

Laurence N. Woodworth, of Maryland, to be an Assistant Secretary of the Treasury;

Samuel Winfred Brown, Jr., of Colo., to be Director of ACTION Agency;

Joseph Maxwell Cleland, of Georgia, to be Directo of Veterans' Affairs; and

One Army in the rank of General, and one each in the Navy and Coast Guard, both in the rank of Admiral.

Also, Senate received 14 withdrawals from the President.

Received on February 21

R. James Woolsey, of Maryland, to be Under Secretary of the Navy. Page 4767–4774

Recess: Senate met at noon and recessed at 4:04 p.m.

Page 4767

Committee Meetings

APPROPRIATIONS—FOREIGN AID

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1978 for foreign aid programs, receiving testimony from J. Kenneth Fasick, Director, International Division, General Accounting Office, who was accompanied by his associates.

Subcommittee will meet again on Thursday, February 24, to hear Secretary of State Vance.

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee held hearings on proposed budget estimates for fiscal year 1978 for the Department of Housing and Urban Development and Independent Agencies, receiving testimony in behalf of funds for their respective activities from Garth Marston, Chairman, Federal Home Loan Bank Board; and Byron V. Pepitone, Director, Selective Service System, both of whom were accompanied by their associates.

Subcommittee will meet again on Thursday, February 24, to hear officials of the National Science Foundation.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee held hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony in behalf of funds for their respective activities from Major General Frances Koisch, Division Engineer, Lower Mississippi Valley Division, Army Corps of Engineers, who also testified in his capacity as President of the Mississippi River Commission; and Brig. General Robert L. Moore, Division Engineer, North Central Division, Army Corps of Engineers.

Subcommittee will meet again tomorrow.

EXPORT ADMINISTRATION ACT EXTENSION

Committee on Banking, Housing and Urban Affairs: Subcommittee on International Finance began hearings on S. 69 and 92, to amend and extend the Export Administration Act, which bills include sections concerning foreign boycotts, embargoes and exemptions on certain agricultural exports, and exports of nuclear material and technology. Witnesses heard were W. R. Needham, American Consulting Engineers Council, Washington, D.C.; George A. Helland, Petroleum Equipment Suppliers Association, Houston; Charles W. Stewart, Machinery and Allied Products Institute, Washington D.C.; John S. Withers, Associated General Contractors of America, Inc., Washington, D.C.; Maxwell E. Greenberg, Anti Defamation League, Washington, D.C., who was accompanied by several representatives of American Jewish Committee, American Jewish Congress, and National Jewish Community Relations Council; and C. L. Whitehill, General Mills, Inc., Minneapolis.

Hearings continue tomorrow.

CLEAN AIR

Committee on Environment and Public Works: Committee began consideration of bills proposing amendments to the Clean Air Act (S. 251, 252, and 253), but did not complete action thereon and will meet again tomorrow.

ADDITIONAL JUDGESHIPS

Committee on the Judiciary: Committee began hearings on S. 11, and printed amendment No. 40 thereto, providing for the appointment of additional district court judges, receiving testimony from Senators Stone and Domenici; William E. Foley, Deputy Director, and David Cook, Division of Information Systems, both of the Administrative Office of the U.S. Courts; Judge John D. Butzner, Jr., Richmond, Judicial Conference of the U.S.; and Chief Judges H. Vearle Payne, Albuquerque, and Henry S. Wise, Danville, Illinois.

Hearings continue tomorrow.

CODE OF CONDUCT

Special Committee on Official Conduct: Committee began to mark up proposals to develop a code of conduct for Members and employees of the Senate, but did not complete action thereon and will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 3711–3722; and one resolution, H.J. Res. 266, were introduced.

Page 4797

Washington's Farewell Address: Pursuant to a special order agreed to on February 7, George Washington's Farewell Address was read to the House by Representative Walker. Pages 4775–4779

Presidential Messages—Fishery Agreements: Received and read four messages from the President transmitting the following international fishery agreements:

Between the United States and Spain—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 95–81);

Between the United States and the European Economic Community—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 95–80);

Between the United States and the Republic of Korea—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 95–78); and

Between the United States and Japan for 1977—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 95–79).

Pages 4780, 4781

Adjournment: Adjourned at 12:50 p.m.

Committee Meetings

AG-LAND TRUST PROPOSAL FOR FAMILY FARMS

Committee on Agriculture: On Friday, Feb. 18, Subcommittee on Family Farms, Rural Development and Special Studies held a hearing on the Ag-Land Trust proposal for family farms. Testimony was heard from Representatives Findley and Baldus, and public witnesses.

Hearings continue Thursday, Feb. 24.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on Lower Mississippi Valley Division; and North Central Division.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Coast Guard, including 1977 supplemental.

On Friday, Feb. 18, the subcommittee held a hearing on the U.S. Railway Administration.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: On Friday, Feb. 18, Subcommittee on Agriculture met for consideration of March 15 report to the Budget Committee and supplemental markup.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: On Friday, Feb. 18, subcommittee on Labor-HEW held a hearing on fiscal year 1977 supplementals for Department of Labor and other accounts; and heard testimony from Secretary of Labor.

TREASURY APPROPRIATIONS

Committee on Appropriations: On Friday, Feb. 18, Subcommittee on Treasury, Postal Service, General Government held a hearing on Internal Revenue Service; markup on fiscal year 1977 supplementals; and March 15th report to Budget Committee.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: On Friday, Feb. 18, Subcommittee on HUD-Independent Agencies continued hearings on the National Science Foundation.

DOD AUTHORIZATION—NAVY

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the Navy's shipbuilding and conversion program, hearing testimony from VAdm. C. R. Bryan, Commander, Sea Systems Command.

On Friday, Feb. 18, the subcommittee continued hearings with testimony from Department of Navy witnesses.

DOD AUTHORIZATION—PROCUREMENT

Committee on Armed Services: On Friday, Feb. 18, the committee continued hearings on the Air Force procurement portion of the fiscal year 1978 Defense authorization with testimony from Department of the Air Force witnesses.

UNDERPRODUCTION OF NATURAL GAS

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining held a hearing on alleged underproduction of natural gas on Federal leases in the Gulf of Mexico. Testimony was heard from officials of the Interior Department Federal Power Commission.

NUCLEAR REGULATORY COMMISSION AUTHORIZATION

Committee on Interior and Insular Affairs: On Friday, Feb. 18, Subcommittee on Energy and the Environment continued hearings on H.R. 3455, authorizing appropriations for the Nuclear Regulatory Commission, hearing testimony from officials of the Commission.

U.S. LEGAL SERVICES CORPORATION—COPYRIGHT OFFICE

Committee on the Judiciary: On Friday, Feb. 18, Subcommittee on Courts, Civil Liberties and the Administration of Justice met for briefings by Judith Riggs, Director, U.S. Legal Services Corporation; and Jon Baumgarten, General Counsel, U.S. Copyright Office.

GAO FISHERIES REPORT

Committee on Merchant Marine and Fisheries: On Friday, Feb. 18, Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on the GAO study entitled "The United States Fishing Industry-Present Condition and Future of Marine Fisheries", hearing testimony from GAO witnesses.

NSF AUTHORIZATION

Committee on Science and Technology: On Friday, Feb. 18, Subcommittee on Science, Research, and Technology continued hearings on fiscal year 1978 NSF authorization with testimony from NSF and public witnesses.

TAX REDUCTION AND SIMPLIFICATION ACT

Committee on Ways and Means: On Thursday, Feb. 17, the Committee order reported favorably to the House H.R. 3477 amended, to provide for a refund of 1976 individual income taxes and other payments, to reduce individual and business income taxes, and to provide tax simplification and reform.

Tuesday, February 22, 1977

Senate

Chamber Action

Routine Proceedings, pages 4804–4880

Bills Introduced: 11 bills and 3 resolutions were introduced, as follows: S. 752–762; S.J. Res. 25; and S. Res. 90. Pages 4812, 4813, 4901

Bills Reported: Reports were made as follows:

Special Report of Judiciary Subcommittee on Separation of Powers (S. Rept. 95–24);

Special Report of Judiciary Subcommittee on Administrative Practice and Procedure (S. Rept. 95–25);

Special Report of Judiciary Subcommittee on Constitutional Rights (S. Rept. 95–26);

Special Report of Judiciary Subcommittee on Refugees and Escapees (S. Rept. 95–27); and

Special Report of Judiciary Subcommittee on Antitrust and Monopoly (S. Rept. 95–28). Page 4812

Amendments Submitted for Printing: Page 4823

Measures Passed:

Third Congressional Budget Resolution: By 72 yeas to 20 nays, Senate agreed to S. Con. Res. 10, revising the Congressional budget for the Federal Government for fiscal year 1977, thus clearing the measure for action of the House. Pages 4880–4897

SBA Loan Programs: Senate passed H.R. 2647, to increase ceilings on major lending programs of the Small Business Administration, after agreeing to Robert C. Byrd unprinted amendment No. 50, striking all after the enacting clause and inserting in lieu thereof provisions of Senate companion measure, S. 243.

S. 243 was then indefinitely postponed.

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Nelson, McIntyre, Nunn, Hathaway, Haskell, Culver, Javits, Weicker, Packwood, Bartlett, and Laxalt. Page 4897

Committee Appointments—Minority: Senate agreed to S. Res. 90, making minority appointments to Senate committees for the 95th Congress, as follows:

Committee on Agriculture, Nutrition, and Forestry: Senators Dole, Young, Curtis, Bellmon, Helms, Hayakawa, Lugar.

Committee on Appropriations: Senators Young, Case, Brooke, Hatfield, Stevens, Mathias, Schweiker, Bellmon, Weicker.

Committee on Armed Services: Senators Tower, Thurmond, Goldwater, Scott, Bartlett, Helms, Garn.

Committee on Banking, Housing, and Urban Affairs: Senators Brooke, Tower, Garn, Heinz, Lugar, Schmitt.

Committee on Commerce, Science, and Transportation: Senators Pearson, Griffin, Stevens, Goldwater, Packwood, Schmitt, Danforth.

Committee on Energy and Natural Resources: Senators Hansen, Hatfield, McClure, Bartlett, Weicker, Domenici, Laxalt.

Committee on Environment and Public Works: Senators Stafford, Baker, McClure, Domenici, Chafee, Wallop.

Committee on Finance: Senators Curtis, Hansen, Dole, Packwood, Roth, Laxalt, Danforth.

Committee on Foreign Relations: Senators Case, Javits, Pearson, Percy, Griffin, Baker.

Committee on Governmental Affairs: Senators Percy, Javits, Roth, Stevens, Mathias, Danforth, Heinz.

Committee on Human Resources: Senators Javits, Schweiker, Stafford, Hatch, Chafee, Hayakawa.

Committee on Judiciary: Senators Thurmond, Mathias, Scott, Laxalt, Hatch, Wallop.

Committee on Rules and Administration: Senators Hatfield, Griffin, Baker.

Committee on the Budget: Senators Bellmon, Dole, McClure, Domenici, Hayakawa, Heinz.

Committee on Veterans' Affairs: Senators Stafford, Thurmond, Hansen.

Select Committee on Small Business: Senators Weicker, Bartlett, Packwood.

Special Committee on Aging: Senators Domenici, Brooke, Percy. Page 4901

Prime Minister Trudeau: Senate and House met jointly to receive an address by Pierre E. Trudeau, Prime Minister of Canada. Page 4880

Presidential Messages: Senate received two messages from the President, as follows:

PM 40—transmitting a list of 19 water resource projects for which he recommends no funding in fiscal year 1978, and calling for an evaluation of these and all other water resource projects—referred to Committee on Environment and Public Works; and

PM 41—transmitting his proposed changes in the fiscal year 1978 budget—referred jointly to Committees on Appropriations and Budget. Page 4810

Nominations: Senate received the following nominations:

Elliot L. Richardson, of Massachusetts, to be an Ambassador at Large and the Special Representative of the President of the United States for the Law of the Sea Conference and Chief of Delegation; and

The nominations of seven Foreign Service Officers for promotion to the Class of Career Minister. Page 4901

Record Vote: One record vote was taken today (total—38). Page 4896

Recess: Senate met at 12 noon and recessed at 3:51 p.m. Page 4901

Committee Meetings

FARM AND FOOD LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee began hearings on proposed legislation to amend and extend the Agriculture and Consumer Protection Act of 1973, receiving testimony from Senators Abourezk, Johnston, and Thurmond; and Representative Walker.

Hearings continue tomorrow with representatives of farm organizations.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee held hearings on proposed budget estimates for fiscal year 1978 for the Department of Agriculture, receiving testimony in behalf of funds for the Rural Development Service from Richard A. Farley, Director, National Agricultural Library, and William E. Kibler, Administrator, Statistical Reporting Service, both of whom were accompanied by their associates of the Department of Agriculture.

Hearings continue tomorrow.

APPROPRIATIONS—LABOR

Committee on Appropriations: Subcommittee held hearings on proposed budget estimates for fiscal year 1978 for the Department of Labor, receiving testimony from its Secretary Ray Marshall.

Subcommittee will meet again on Monday, February 28, to receive testimony on proposed supplemental appropriations for fiscal year 1977 from the Health Services Administration, National Institute on Alcoholism and Alcohol Abuse, the Health Resources Ad-

ministration, and special benefits for disabled coal miners.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee held hearings on proposed budget estimates for fiscal year 1978 for military construction programs, receiving testimony in behalf of funds for the family housing program and Defense Agencies from Perry J. Fliakas, Deputy Assistant Secretary of Defense, and Evan R. Harrington, Director, Facilities Programming, Office of Deputy Assistant Secretary of Defense for both of Installations and Housing.

Subcommittee is tentatively scheduled to meet again on Monday, March 7.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 3,102 routine nominations in the Army, Navy, Air Force, and Marine Corps.

Also, Committee met to hear Paul C. Warnke, of the District of Columbia, testify and answer questions in behalf of his nomination to serve with the rank of Ambassador during his tenure of service as Director of the Arms Control and Disarmament Agency, and will meet with Mr. Warnke again tomorrow.

EXPORT ADMINISTRATION ACT EXTENSION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance continued hearings on S. 69 and 92, to amend and extend the Export Administration Act, which bills include sections concerning foreign boycotts, embargoes and exemptions on certain agricultural exports, and exports of nuclear material and technology. Witnesses heard were Robert L. McNeill, Emergency Committee for American Trade, Washington, D.C.; Jack Carlson and John Brewer, both of the Chamber of Commerce of the United States, Washington, D.C.; L. A. Fox, National Association of Manufacturers, Washington, D.C.; Gerald Ullman, National Customs Brokers and Forwarders Association of America, Inc., Washington, D.C.; Gregory Halpin, American Association of Port Authorities, Baltimore; Francis B. Burch, Attorney General of Maryland, Annapolis; and Gilbert M. Weinstein, New York Chamber of Commerce and Industry, New York City.

Hearings continue on Monday, February 28, with Secretary of State Vance.

PUBLIC WORKS EMPLOYMENT

Committee on Environment and Public Works: Committee began consideration of S. 427, authorizing funds to extend the public works employment program and to establish a youth community improvement projects program, but did not complete action thereon and will meet again tomorrow.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. 174, to amend the United Nations Participation Act of 1945 so as to halt the importation of Rhodesian chrome (amended);

an original resolution expressing the sense of the Senate with respect to actions of the current regime in Uganda, including the recent deaths of the Anglican Archbishop and two government officials;

the nomination of Paul C. Warnke, of the District of Columbia, for the rank of Ambassador during his tenure of service as Director of the United States Arms Control and Disarmament Agency; and

a Foreign Service Information Officer Promotion list dated January 10, 1977.

Also, committee announced subcommittee chairmanships as follows:

European Affairs, Senator Biden,
East Asian & Pacific Affairs, Senator Glenn,
Western Hemispheric Affairs, Senator Sarbanes,
Near Eastern & South Asian Affairs, Senator Stone,
African Affairs, Senator Clark,
Arms Control, Oceans, and International Environment, Senator Pell,
Foreign Assistance, Senator Humphrey
Foreign Economic Policy, Senator Church,
International Operations, Senator McGovern.

COMMITTEE ORGANIZATION

Committee on Human Resources: Committee held an organization meeting where it adopted its rules of procedure for the 95th Congress and announced assignments to subcommittees as follows:

Labor,
Senators Williams (chairman), Randolph, Pell, Nelson, Riegle, Javits, Schweiker, Stafford,
Handicapped,
Senators Randolph (chairman), Williams, Eagleton, Stafford, Hatch,
Education, Arts, and Humanities,
Senators Pell (chairman), Randolph, Kennedy, Eagleton, Stafford, Schweiker, Hayakawa, Javits, (Ex Officio),
Employment, Poverty, and Migratory Labor,
Senators Nelson (chairman), Cranston, Hathaway, Riegle, Javits, Hatch, Chafee,
Health and Scientific Research,
Senators Kennedy (chairman), Pell, Nelson, Hathaway, Schweiker, Javits, Chafee,
Aging,
Senators Eagleton (chairman), Kennedy, Cranston, Chafee, Hayakawa,
Child and Human Development,
Senators Cranston (chairman), Riegle, Hayakawa, and
Alcoholism and Drug Abuse,
Senators Hathaway (chairman), Williams, Hatch,

ADDITIONAL JUDGESHIPS

Committee on the Judiciary: Committee continued hearings on S. 11, and printed amendment No. 40 thereto, providing for the appointment of additional district court judges, receiving testimony from Senators Huddleston and Abourezk; Chief Judges Bernard Moynahan, Lexington, Kentucky, Fred Nichol, Sioux Falls, South Dakota, Edward Northrop, Baltimore, and Otto R. Skopil, Jr., Portland, Oreg.; Judges William Stuart, Des Moines and James Browning, San Francisco; and David Cohen, Common Cause, Washington, D.C.

Hearings were recessed subject to call.

AMERICAN LEGION LEGISLATIVE RECOMMENDATIONS

Committee on Veterans' Affairs: Committee held hearings to receive legislative recommendations for 1977 from William J. Rogers, National Commander, The American Legion.

Committee recessed subject to call.

NOMINATION—CIA

Select Committee on Intelligence: Committee held hearings on the nomination of Admiral Stansfield Turner, to be Director of Central Intelligence, where the nominee, who was introduced to the committee by Senators Stevenson and Percy, testified and answered questions on his own behalf. Testimony was also received from David Cohen, Common Cause; John Marks, Center for National Security Studies; and Richard Cohen, U.S. Labor Party, all of Washington, D.C.

Committee will meet tomorrow to consider this nomination.

ECONOMIC STIMULATION

Select Committee on Small Business: Committee held hearings to consider the impact of the Carter Administration's 1977 economic stimulation package on small business, receiving testimony from Laurence N. Woodworth, Assistant Secretary of the Treasury for tax policy; Bruce G. Fielding, National Federation of Independent Business, San Francisco; Professor Armand J. Thieblot, Jr., University of Maryland, College Park; Milton Stewart, National Small Business Association, Washington, D.C.; Professor Robert Eisner, Northwestern University, Chicago; Professor Gary Fetnke, University of Iowa, Iowa City; Edward H. Pendergast, Jr., Small Business Association of New England, Boston; and Bernard M. Shapiro, Chief of Staff, Joint Committee on Internal Revenue Taxation.

Hearings were recessed subject to call.

CODE OF CONDUCT

Special Committee on Official Conduct: Committee continued to mark up proposals to develop a code of conduct for Members and employees of the Senate, but did not complete action thereon and will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 110 public bills, H.R. 3723–3832; 6 private bills, H.R. 3833–3838; and 19 resolutions, H.J. Res. 267 and 268, H. Con. Res. 118–124, and H. Res. 304–313 were introduced. Pages 4972–4976

Bills Reported: Reports were filed as follows:

H.R. 3365, Depository Institutions Amendments of 1977, amended (H. Rept. 95–23);

H. Res. 304, providing for the consideration of H.R. 11, to increase the authorization for the Local Public Works Capitol Development and Investment Act of 1976 (H. Rept. 95–24); and

Adverse report on H. Con. Res. 80, to disapprove the determination of the President denying import relief under the Trade Act of 1974 to the U.S. honey industry (H. Rept. 94–25). Page 4971

Prime Minister Trudeau: House went into recess at 12:11 p.m. and received Prime Minister Trudeau of Canada in a joint meeting. The Prime Minister was escorted into and out of the Chamber by a committee consisting of Senators Robert C. Byrd, Humphrey, Inouye, Sparkman, Young, and Case, and Representatives Wright, Brademas, Foley, Zablocki, Fascell, Jenrette, Rhodes, Michel, Anderson of Illinois, and Broomfield. House reconvened at 1:22 p.m.

Pages 4903–4905

Presidential Messages: Read the following messages from the President:

Budget revisions: Message transmitting certain changes in the 1978 budget—referred to the Committee on Appropriations and ordered printed with illustrations (H. Doc. 95–77); and

Water development projects: Message proposing the elimination of 19 pending water resource projects—referred to the Committee on Appropriations and ordered printed (H. Doc. 95–84). Pages 4905, 4906

Suspensions: House voted to Suspend the Rules and pass the following bills:

Air carrier fares: H.R. 26, to provide improved notice to the public of changes in air carrier fares.

Pages 4906–4908

Air fares for handicapped or elderly: H.R. 27, amended, to authorize reduced fare transportation on

a space-available basis for elderly persons and handicapped persons (passed by a yea-and-nay vote of 403 yeas, Roll No. 23); Pages 4908–4914, 4917

Aircraft registration: H.R. 735, to amend the Federal Aviation Act of 1958 relating to eligibility for aircraft registration; and Pages 4914, 4915

Emergency locator transmitters: H.R. 736, relating to emergency locator transmitters. Pages 4915–4917

Committee To Sit: Subcommittee on Science, Research, and Technology of the Committee on Science and Technology received permission to sit during general debate of the House today. Page 4918

Committee Funds: Agreed to H. Res. 261, providing funds for the expenses of the Committee on House Administration. Pages 4918–4920

Third Concurrent Resolution on the Budget: House concluded all general debate on H. Con. Res. 110, revising the Congressional budget for the United States Government for the fiscal year 1977; but came to no resolution thereon. Proceedings under the 5-minute rule will occur on Wednesday, February 23. Pages 4920-4937

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 4971

Adjournment: Adjourned at 4:30 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued hearings on proposals to extend and amend the Agriculture and Consumer Protection Act of 1973. Testimony was heard from representatives of general farm organizations.

Hearings continue Thursday, Feb. 24.

COFFEE PRICES

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition and Government Operations' Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on rising coffee prices. Testimony was heard from Representatives Annunzio and Findley; representatives of USDA; Department of State; Federal Trade Commission; and public witnesses.

Hearings continue tomorrow.

GRAZING AND HAY PROGRAM—SLAUGHTERED RABBITS INSPECTION

Committee on Agriculture: Subcommittee on Livestock and Grains held hearings on H.R. 3367, to provide a special grazing and hay program for wheat acreage; and

H.R. 2521, to provide for the mandatory inspection of domesticated rabbits slaughtered for human food.

Testimony was heard from USDA and public witnesses.

Following the Hearing the Subcommittee approved for full committee action H.R. 3367 amended (title above); and

H.R. 2521 (title above).

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on South Pacific, North Pacific, and Pacific Ocean Divisions.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Coast Guard.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Animal and Plant Health Inspection Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense heard testimony from Secretary of Defense Brown, and Chairman of the Joint Chiefs of Staff Brown.

HUD-INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on supplementals for HUD; Veterans' Administration; and Environmental Protection Agency.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Pennsylvania Avenue Development Corporation; and Secretary of Interior.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Secretary of Labor; Employment Standards Administration; and Bureau of Labor Statistics.

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary held hearings on Department of Commerce -EDA; and 1978 budget and 1977 supplementals for Commission on Civil Rights and Securities and Exchange Commission.

D.C. APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on 1977 supplemental budget request.

REPROGRAMMINGS

Committee on Armed Services: Met and approved five Air Force and Navy reprogramming requests.

DOD AUTHORIZATION—NAVY

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the Navy's shipbuilding and conversion program. Testimony was heard from Admiral H. G. Rickover, Director, Nuclear Power Directorate, Sea Systems Command.

Hearings continue tomorrow.

DOD AUTHORIZATION—RESEARCH

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the fiscal year 1978 Air Force RDT&E authorization request, hearing testimony from Air Force witnesses.

DOD AUTHORIZATION—MANPOWER

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on the manpower portion of the fiscal year 1978 Defense authorization, relating to NATO deployments. Testimony was heard from Lt. Gen. Edward C. Meyer, Deputy Chief of Staff for Operations and Plans, Department of the Army.

Hearings continue tomorrow.

ASSISTED HOUSING

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on the Administration request for supplemental contract authority for assisted housing. Testimony was heard from HUD Secretary Harris.

FULL EMPLOYMENT—CETA AUTHORIZATION—ECONOMIC STIMULUS

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on H.R. 50, Full Employment and Balanced Growth Act of 1977; H.R. 2992, authorization of appropriations for the Comprehensive Employment and Training Act; and the President's economic stimulus proposals. Testimony was heard from Birmingham, Alabama Mayor Vann and public witnesses.

Hearings continue Thursday, Feb. 24.

COMMITTEE ORGANIZATION

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an organizational meeting.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action the following resolutions:

H. Res. 248 amended, to provide for the expenses of investigation and studies to be conducted by the Committee on Education and Labor; and

H. Res. 279, to provide funds for the expenses of the investigation and study of welfare and pension plans to be conducted by the Committee on Education and Labor.

The Subcommittee also approved for full committee action recommendations concerning Members' outstanding telephone bills.

CONSULTANT CONTRACTS

Committee on House Administration: Subcommittee on Contracts met and considered consultant contracts.

SURFACE MINING

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 2, Surface Mining Control and Reclamation Act of 1977. Testimony was heard from representatives of U.S. Geological Survey, Colorado; and public witnesses.

Hearings continue Thursday, Feb. 24.

NATURAL GAS WITHHOLDING

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on natural gas withholding. Testimony was heard from staff members and Department of Interior.

Hearings continue tomorrow.

HEALTH SERVICES RESEARCH

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment began hearings on H.R. 3538, 3539, 3598 and related bills on health services research. Testimony was heard from Administration and public witnesses.

Hearings continue tomorrow.

PETROLEUM MARKETING PRACTICES ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on H.R. 130, Petroleum Marketing Practices Act, and related bills. Testimony was heard from public witnesses.

Hearings continue tomorrow.

LEBANON DISASTER ASSISTANCE

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on oversight of disaster and reconstruction assistance to Lebanon. Testimony was heard from Robert H. Nooter, Assistant Administrator for Bureau for Near East, Department of State.

LEGAL SERVICES CORPORATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on oversight and reauthorization of the Legal Services Corporation. Testimony was heard from

Thomas Ehrlich, Esq., President, Legal Services Corporation; and Dean Roger C. Cramton, Cornell Law School.

Hearings continue tomorrow.

FISH AND WILDLIFE PROGRAMS IMPROVEMENT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 2329, to improve the administration of fish and wildlife programs. Testimony was heard from representatives of the Departments of Interior, Justice, Commerce, and the Civil Service Commission.

FISHERY ZONE ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on proposed legislation which would waive certain requirements of the 200-mile Fishery Zone Act, in order to provide for orderly implementation of foreign fishing in the fishery zone on March 1, 1977. Testimony was heard from representatives of Departments of State and Commerce, and public witnesses.

Hearings continue tomorrow.

CIVIL SERVICE COMMISSION

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits met for briefing by the Civil Service Commission, which will resume tomorrow.

COMMITTEE ORGANIZATION

Committee on Post Office and Civil Service: Subcommittee on Civil Service held an organizational meeting.

LOCAL PUBLIC WORKS CAPITAL DEVELOPMENT ACT AUTHORIZATION

Committee on Rules: Granted an open rule providing for the consideration of and one hour of general debate; making the committee substitute in order as an original bill for the purpose of amendment; waiving points of order against the consideration of the bill for failure to comply with Section 402(a) of the Congressional Budget Act of 1974, and waiving points of order against the substitute for failure to comply with the provisions of clause 7, Rule XVI on H.R. 11, to increase the authorization of the Local Public Works Capital Development and Investment Act of 1976. Testimony was heard from Chairman Johnson and Representatives Roe, Harsha, and Hammerschmidt.

ERDA AUTHORIZATION

Committee on Science and Technology: Held an overview hearing of the ERDA budget and program with testimony from ERDA officials.

NSF AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the NSF authorization with testimony from NSF and public witnesses.

Hearings continue tomorrow.

EPA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held a hearing on the EPA authorization, hearing testimony from representatives of Environmental Protection Agency; Council on Environmental Quality; and public witnesses.

Hearings continue tomorrow.

FAA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather held a hearing on the FAA authorization, hearing testimony from FAA witnesses.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD & D, held a hearing on the ERDA authorization with testimony from ERDA witnesses.

Hearings continue Thursday, Feb. 24.

AMERICAN LEGION RECOMMENDATIONS

Committee on Veterans' Affairs: Held a hearing on the American Legion legislative recommendations for fiscal year 1978.

TEMPORARY SUSPENSION OF DUTY

Committee on Ways and Means: Subcommittee on Trade held a hearing on bills providing duty free entry in temporary suspensions of duty. Testimony was heard from representatives of Departments of Commerce, Labor, State, Treasury, USDA; and U.S. International Trade Commission.

FEDERAL SUPPLEMENTAL BENEFITS EXTENSION

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation held a hearing on extension of the Federal supplemental benefits program. Testimony was heard from Representatives Cotter and Lederer; State officials; Interstate Conference of Employment Security Agencies; and AFL-CIO.

Wednesday, February 23, 1977

Senate

Chamber Action

Senate was not in session today. It will next meet at 1 p.m. on Thursday, February 24.

Committee Meetings

FARM AND FOOD LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed legislation to amend and extend the Agriculture and Consumer Protection Act of 1973, receiving testimony from Senator Percy; Allan Grant, American Farm Bureau Federation, Park Ridge, Ill.; John W. Scott, The National Grange, Washington, D.C.; Oren Lee Staley, National Farmers Organization, Corning, Iowa; Thomas Cunningham, National Association of Farmer-Elected Committeemen, Darlington, S.C.; F. W. Stover, United States Farmers Association, Hampton, Iowa; Fred V. Heinkel, National Farm Coalition, Columbia, Mo.; and T. A. Cunningham, Independent Cattlemen Association, Austin, Tex.

Hearings continue tomorrow.

BUDGET RESCISSION AND COMMITTEE ORGANIZATION

Committee on Appropriations: Committee approved for reporting, upon receipt from the House of Representatives, H.R. 3347, to rescind certain budget authority for the helium fund, Bureau of Mines, Department of the Interior, recommended in a message from the President, dated September 22, 1976.

Also, committee adopted its rules of procedure for the 95th Congress, and announced assignments to subcommittees as follows:

Agriculture and Related Agencies

Senators Eagleton, Stennis, Proxmire, Byrd, Inouye, Bayh, Chiles, Burdick, Bellmon,* Young, Hatfield, and Stevens.

Defense

Senators McClellan, Stennis, Magnuson, Proxmire, Inouye, Hollings, Eagleton, Chiles, Young,* Case, Stevens, Schweiker, and Brooke.

District of Columbia

Senators Leahy, Burdick, DeConcini, Mathias,* and Weicker.

Foreign Operations

Senators Inouye, Proxmire, Chiles, Johnston, Leahy, DeConcini, Schweiker,* Brooke, Hatfield, and Mathias.

HUD-Independent Agencies

Senators Proxmire, Stennis, Bayh, Huddleston, Leahy, Sasser, Mathias,* Case, and Bellmon.

Interior

Senators Byrd, McClellan, Hollings, Bayh, Johnston, Huddleston, Leahy, DeConcini, Stevens,* Young, Hatfield, and Bellmon.

Labor, Health, Education, and Welfare

Senators Magnuson, Byrd, Proxmire, Hollings, Eagleton, Bayh, Chiles, Burdick, Brooke,* Case, Schweiker, and Mathias.

Legislative

Senators Huddleston, McClellan, Sasser, Schweiker,* and Weicker.

Military Construction

Senators Johnston, Inouye, Huddleston, Sasser, Stevens,* Bellmon, and Brooke.

Public Works

Senators Stennis, Magnuson, Byrd, Hollings, Johnston, Huddleston, Burdick, Sasser, Hatfield,* Young, Case, Schweiker, and Bellmon.

State, Justice, Commerce, the Judiciary

Senators Hollings, McClellan, Magnuson, Eagleton, Inouye, Burdick, Leahy, DeConcini, Weicker,* Brooke, Hatfield, and Stevens.

Transportation

Senators Bayh, Byrd, Stennis, Magnuson, Eagleton, Johnston, Case,* Mathias, and Weicker.

Treasury, Postal Service, General Government

Senators Chiles, McClellan, Sasser, DeConcini, Weicker,* and Young.

(Senator McClellan, as chairman of the committee, and Senator Young, as ranking minority member, are ex officio members of all subcommittees of which they are not regular members. *Ranking minority members.)

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Dr. Quentin M. West, Administrator, Economic Research Service; Randall E. Torgerson, Administrator, Farmer Cooperative Service; and Richard E. Ballard, Deputy Director, Economic Management Support Center, all of the Department of Agriculture.

Hearings continue tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony in behalf of funds for their respective activities from Brig. Gen. Richard McConnell, Division Engineer, South Pacific Division, and Brig. Gen. Maurice D. Rousch, Division Engineer, Pacific Ocean Division, Army Corps of Engineers.

Subcommittee will meet again tomorrow to hear officials of the South Western Division and Missouri River Division, Army Corps of Engineers.

NOMINATION

Committee on Armed Services: Committee continued to meet in open and closed sessions to hear Paul C. Warnke, of the District of Columbia, testify and answer questions in behalf of his nomination to serve with the rank of Ambassador during his tenure of service as Director of the Arms Control and Disarmament Agency, and will meet again with Mr. Warnke on Monday, February 28.

COMMITTEE ORGANIZATION

Committee on Banking, Housing, and Urban Affairs: Committee held an organization meeting where it adopted its rules of procedure for the 95th Congress and announced subcommittee chairmanships and majority appointments, as follows:

Housing and Urban Affairs

Senators Sparkman (chairman), Proxmire, Williams, McIntyre, Cranston, Stevenson, Morgan, Riegle, and Sarbanes.

Securities

Senators Williams (chairman), McIntyre, and Morgan.

Financial Institutions

Senators McIntyre (chairman), Proxmire, and Sparkman.

Production and Stabilization

Senators Cranston (chairman) and Sarbanes.

International Finance

Senators Stevenson (chairman), Williams, Cranston, and Riegle.

Rural Housing

Senators Morgan (chairman) and Sparkman.

Consumer Affairs

Senators Riegle (chairman) and Proxmire.

Federal Credit Programs

Senators Sarbanes (chairman) and Stevenson.

NATIONAL MASS TRANSPORTATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs began hearings on S. 208, to authorize funds for the extension of urban mass transit assistance programs through fiscal year 1981, receiving testimony from Representative Edgar; Mayor John M. Belk, of Charlotte, N.C.; Ralph Caso, Nassau County, N.Y.; Rodney Diridon, Santa Clara County, Calif.; and Judge William McKinley Branch, Green County, Ala., all representing the National Association of Counties; Leonard Arrow, representing Environmental Action and Highway Action Coalition, Washington, D.C.; Linda Billings, Sierra Club, Washington, D.C.; Thomas Frey, Albany, N.Y., representing the National Conference of State Legislatures; and Joby Berman, American Association of State Highway Transportation Officials, Washington, D.C.

Hearings continue tomorrow.

PUBLIC WORKS EMPLOYMENT AND CLEAN AIR

Committee on Environment and Public Works: Committee ordered favorably reported with amendments S. 427, authorizing funds to extend the public works employment program and to establish a youth community improvement projects program. As approved by the committee, the bill authorizes $4 billion for fiscal year 1977 for the public works employment program and $1.5 billion for the youth community improvement program; $4.5 billion for each of fiscal years 1977 and 1978 for the waste water treatment construction grant program of the Federal water pollution program; and approximately $900 million for fiscal year 1977 for the regular water programs of the Environmental Protection Agency.

Also, committee resumed consideration of bills proposing amendments to the Clean Air Act (S. 251, 252, and 253), but did not complete action thereon and recessed subject to call.

COMMITTEE RULES

Committee on Finance: Committee held a business meeting where it adopted its rules of procedure for the 95th Congress, including rules to provide for the establishment of legislative subcommittees, information on which will be announced at a later date.

Committee recessed subject to call.

HEALTH PROGRAMS

Committee on Human Resources: Subcommittee on Health and Scientific Research held hearings on bills to extend through fiscal year 1978 all expiring health programs under the Public Health Service Act and the Community Mental Health Centers Act (S. 754 and 755), receiving testimony from Dr. James Dickson, Acting Assistant Secretary for Health, Department of Health, Education, and Welfare.

Hearings were recessed subject to call.

NOMINATION—CIA

Select Committee on Intelligence: Committee ordered favorably reported the nomination of Admiral Stansfield Turner, to be Director of Central Intelligence.

INTELLIGENCE ACTIVITIES AUTHORIZATION

Select Committee on Intelligence: Subcommittee on Budget Authorization resumed closed hearings on proposed fiscal year 1978 authorizations for Government intelligence activities, receiving testimony from an unidentified representative of the intelligence community.

Subcommittee will meet again in closed session tomorrow.

CODE OF CONDUCT

Special Committee on Official Conduct: Committee continued to mark up proposals to develop a code of conduct for Members and employees of the Senate, but did not complete action thereon and will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 147 public bills, H.R. 3839–3985; 12 private bills, H.R. 3986–3997; and 29 resolutions, H.J. Res. 269–280, H. Con. Res. 125–127, and H. Res. 314–327 were introduced. Pages 5099–5106

Air Force Academy: The Speaker appointed Representative Bob Wilson of California as a member on the part of the House of the Board of Visitors to the U.S. Air Force Academy, vice Representative Treen resigned. Page 5033

Naval Academy: The Speaker appointed as members of the Board of Visitors to the U.S. Naval Academy the following Members on the part of the House: Representatives Flood, McKay, Kemp, and Holt. Page 5033

Franklin Delano Roosevelt: The Speaker appointed as members of the Franklin Delano Roosevelt Memorial Commission the following Members on the part of the House: Representatives Murphy of New York, Howard, Fish, and Steers. Page 5033

James Madison: The Speaker appointed as members of the James Madison Memorial Commission the following Members on the part of the House: Representatives Slack, Yatron, Wampler, and Robert W. Daniel, Jr. Page 5033

House Gallery Facilities: The Speaker appointed as members of the Special Commission on Modernization of House Gallery Facilities the following Members of the House: Representatives Waggonner, chairman, Danielson, Minish, Quillen, and Dickenson. Page 5033

Marian Anderson: By a yea-and-nay vote of 398 yeas to 4 nays with 1 voting "present", Roll No. 24, the House passed H.J. Res. 132, to authorize a special gold medal to be awarded to Miss Marian Anderson.

Agreed to a perfecting amendment. Pages H1324–H1325

Budget Rescission, Helium: By a voice vote, the House passed H.R. 3347, Budget Rescission Bill, fiscal year 1977. Pages 5035–5037

Third Concurrent Resolution on the Budget: By a yea-and-nay vote of 239 yeas to 169 nays, Roll No. 26, the House agreed to H. Con. Res. 110, revising the congressional budget for the U.S. Government for the fiscal year 1977.

Agreed to the committee amendment in the nature of a substitute; and

An amendment that adds $215 million to countercyclical assistance to States and localities.

Rejected an amendment in the nature of a substitute to the committee amendment that proposed a permanent tax rate reduction (rejected by a recorded vote of 148 ayes to 258 noes, Roll No. 25).

Subsequently, this passage was vacted and S. Con. Res. 10, a similar Senate-passed resolution, was passed in lieu after being amended to contain the language of the House resolution as passed.

House then insisted on its amendment to S. Con. Res. 10 and asked a conference with the Senate. Appointed as conferees: Representatives Giaimo, Wright, Ashley, Mitchell of Maryland, Burleson of Texas, Holtzman, Derrick, Fraser, Simon, Latta, Conable, Rousselot, and Regula. Pages 5035–5061

Small Business Loans: House disagreed to the amendments of the Senate to H.R. 2647, to amend the Small Business Act and the Small Business Investment Act of 1958 to increase loan limitations and to increase surety bond authorizations; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Smith of Iowa, Addabbo, LaFalce, St Germain, Steed, Badillo, Dingell, Conte, McDade, and Stanton. Page 5061

Subpena Duces Tecum: Read a subpena duces tecum served on the Clerk of the House issued by the U.S. District Court for the District of New Jersey directing appearance before the Grand Jury of the court. Pursuant to H. Res. 10, the subpena was ordered printed in the Record. Pages 5061, 5062

Adjournment: Adjourned at 6:16 p.m.

Committee Meetings

COFFEE PRICES

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition and Government Operations' Subcommittee on Commerce, Consumer and Monetary Affairs continued joint hear-

ings on rising coffee prices. Testimony was heard from Members of Congress.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on Southwestern and Missouri River Divisions; and remaining items.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Statistical Reporting Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session for testimony from Secretary of Defense Brown; and Chairman of Joint Chiefs of Staff Brown.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Office of Consumer Affairs/Consumer Information Center; and Office of Revenue Sharing.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior met for markup of 1977 supplementals.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Secretary of Labor; and Employment and Training Administration.

STATE DEPARTMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary held an executive hearing on Secretary of State.

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative Branch held a hearing on the Government Printing Office.

DOD AUTHORIZATION—PROCUREMENT

Committee on Armed Services: Continued hearings on the Air Force procurement portion of the fiscal year 1978 Defense authorization, hearing testimony from Department of Air Force witnesses.

DOD AUTHORIZATION—NAVY

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials concluded hearings on the Navy's shipbuilding and conversion program. Testimony was heard from Adm. James L. Holloway, III, Chief of Naval Operations.

DOD AUTHORIZATION—RESEARCH

Committee on Armed Services: Subcommittee on Research and Development began hearings on the Defense Agencies portion of the fiscal year 1978 R.D.T. & E. authorization. Testimony was heard from Robert N. Parker, Acting Director of Defense Research and Engineering, Office of Secretary of Defense; and representatives of Defense Agencies.

Hearings continue tomorrow.

DOD AUTHORIZATION—MANPOWER

Committee on Armed Services: Subcommittee on Military Personnel concluded hearings on the manpower portion of the fiscal year 1978 Defense authorization. Testimony was heard from representatives of National Guard Association of the United States; Reserve Officers Association; and Naval Reserve Association.

SUPPLEMENTAL HOUSING AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development met and by a vote of 16 to 2, 1 voting "present", approved for full committee action H.R. 3724 as amended, Supplemental Housing Authorization Act of 1977.

LIBRARY SERVICES AND CONSTRUCTION AUTHORIZATION

Committee on Education and Labor: Subcommittee on Select Education met and unanimously approved for full committee action H.R. 3712, to amend the Library Services and Construction Act to extend the authorizations of appropriations contained in such act.

CONTESTED ELECTION

Committee on House Administration: Special Ad Hoc Elections Panel held a hearing on the Ron Paul–Bob Gammage contested election in the 22d Congressional District, Tex. Testimony was heard from attorneys representing Representative Gammage and Mr. Paul.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action resolutions providing funds for the expenses and investigations of the following committees:

H. Res. 221 amended, Committee on Ways and Means;

H. Res. 233, Committee on Standards of Official Conduct; and

H. Res. 269, Select Committee on Narcotics.

CUTBACKS ON WATER PROJECTS

Committee on Interior and Insular Affairs: Held a hearing on the President's proposed cutbacks on water projects in the 1978 budget. Testimony was heard from Secretary of Interior Andrus.

SINAI SUPPORT MISSION

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on the Sinai Support Mission. Testimony was heard from C. William Kontos, Director, Sinai Support Mission, Department of State.

NATURAL GAS WITHHOLDING

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on natural gas withholding with testimony from Richard Palmer, senior vice president, Texaco, Inc.

HEALTH SERVICES RESEARCH

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 3538, 3539, 3598 and related bills, hearing testimony from public witnesses.

Hearings continue tomorrow.

PETROLEUM MARKETING PRACTICES ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 130, Petroleum Marketing Practices Act and related bills. Testimony was heard from representatives of Federal Energy Administration; Federal Trade Commission; and public witnesses.

LEGAL SERVICES CORPORATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued hearings on oversight and reauthorization of the Legal Services Corporation. Testimony was heard from representatives of American Bar Association; National Legal Aid and Defender Association; National Clients' Council Panel; and Project Advisory Group Panel.

FEDERAL RULES OF CRIMINAL PROCEDURE AMENDMENTS

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on proposed amendments to Federal Rules of Criminal Procedure. Testimony was heard from U.S. District Judge Edward R. Becker, Eastern District of Pennsylvania; Acting Deputy Attorney General Richard Thornburgh, Department of Justice; and public witnesses.

Hearings continue tomorrow.

GOVERNMENT IN THE SUNSHINE ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held an oversight hearing on implementation of the Government in the Sunshine Act. Testimony was heard from Richard Berg, executive secretary, Administrative Conference of the United States; and Harvey Pitt, General Counsel, SEC.

COMMITTEE BUSINESS

Committee on Merchant Marine and Fisheries: Committee approved the committee budget for the first session of the 95th Congress; following which the committee received briefing by Ambassador Elliot Richardson, Special Representative of the President for the Law of the Sea Conference.

FISHERY ZONE ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and Environment continued hearings on proposed legislation to amend the Fishery Conservation and Management Act of 1976 for the purpose of waiving certain requirements of that act in order to provide for orderly implementation of foreign fishing in the fishery conservation zone on March 1, 1977. Testimony was heard from Department of State witnesses.

CIVIL SERVICE COMMISSION

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits met for continuation of briefing by the Civil Service Commission.

HATCH ACT

Committee on Post Office and Civil Service: Subcommittee on Civil Service continued hearings on H.R. 10, amendments to the Hatch Act, hearing testimony from public witnesses.

Hearings continue tomorrow.

FEDERAL BUILDING NAME AND PROSPECTUSES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds met and approved for full committee action H.R. 2210, to name a certain Federal building in Grand Rapids, Mich., the "Gerald R. Ford Building"; and approved 4 prospectuses.

HOUSE RULES AMENDMENTS

Committee on Rules: Held a hearing but did not complete action and will resume tomorrow on H. Res. 287, amending the Rules of the House of Representatives. Testimony was heard from Representatives Obey, Hamilton, Frenzel, Armstrong, Bauman, Brademas, Foley, Pike, Harrington, and Dickinson. A statement for the record was submitted by Representative Michel.

NSF AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on fiscal year 1978 NSF authorization, hearing testimony from NSF and public witnesses.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittees on Space Science and Applications, and on Transportation, Aviation and Weather held a joint hearing on the NASA authorization with testimony from NASA witnesses.

ERDA AUTHORIZATION/NUCLEAR

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy R.D. & D. held a hearing on the ERDA authorization/Nuclear, with testimony from ERDA witnesses.

EPA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Energy and the Environment continued hearings on the EPA authorization, hearing testimony from EPA and public witnesses.

VETERANS OF WORLD WAR I— PARALYZED VETERANS

Committee on Veterans' Affairs: Held a hearing on legislative recommendations for fiscal year 1978 of the Paralyzed Veterans of America, Inc.; and Veterans of World War I of the U.S.A.

EMERGENCY UNEMPLOYMENT COMPENSATION

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation met and approved for full committee action H.R. 3723 amended, to extend the Emergency Unemployment Compensation program, to amend the number of weeks of benefits.

Joint Committee Meeting

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee resumed its hearings on former President Ford's economic report to the Congress and on President Carter's proposed changes in the fiscal year 1978 budget, receiving testimony from Arthur Burns, Chairman, Board of Governors of the Federal Reserve System.

Hearings continue tomorrow.

Thursday, February 24, 1977

Senate

Chamber Action

Routine Proceedings, pages 5157–5287

Bills Introduced: 48 bills and 9 resolutions were introduced, as follows: S. 763–810; S.J. Res. 26–30; and S. Res. 91–94.

Pages 5157, 5179, 5181, 5185, 5186, 5240–5242

Bill Reported: Report was made as follows:

H.R. 3347, rescinding $45.7 million for the helium fund of the Bureau of Mines (together with additional views) (S. Rept. 95–29). Page 5184

Bills Referred: H.R. 26, to provide improved notice to the public of changes in air carrier fares; H.R. 27, to authorize reduced air fare rates for handicapped or elderly persons; and H.R. 735, relating to eligibility for aircraft registration; and H.R. 736, relating to emergency aircraft locator transmitters, were referred to Committee on Commerce, Science, and Transportation; and H.R. 3347, rescinding $47.5 million for the helium fund, Bureau of Mines, was referred to Committee on Appropriations. Page 5182

Amendments Submitted for Printing:

Pages 5242, 5243

Measures Passed:

Committee Appointments—Minority: S. Res. 91, appointing Senators Schmitt, Tower, and Weicker as Minority Party's membership on the Senate Ethics Committee. Page 5157

Printing: S. Res. 92, to print as a Senate document a compilation entitled "Majority and Minority Leaders of the Senate." Page 5179

Senate Study Commission: S. Res. 93, extending for thirty days the life of Commission on the Operation of the Senate. Page 5181

Marian Anderson: Senate passed without amendment and cleared for the President H.J. Res. 132, to strike a gold medal in honor of Marian Anderson.

Page 5179

Chesapeake and Ohio Canal: Senate passed and sent to the House S. 776, to dedicate the canal and towpath of the Chesapeake and Ohio Canal National Historical Park to Justice William O. Douglas.

Pages 5170–5172

JFK Center Repair: Senate passed S. 521, authorizing $4.5 million to repair roof leaks at the John F. Kennedy Center for the Performing Arts, after agreeing to Baker (for McClure) unprinted amendment No. 51, authorizing the funds directly to the Secretary of the Interior, and authorizing an additional $3.7 million for operation of non-performing arts functions of the Center for fiscal year 1978. Pages 5180, 5181

Third Congressional Budget Resolution: Senate disagreed to the House amendment to S. Con. Res. 10, revising the congressional budget for the Federal Government for fiscal year 1977, agreed to conference with the House, and appointed as conferees Senators Muskie, Magnuson, Hollings, Cranston, Chiles, Abourezk, Bellmon, Dole, McClure, and Domenici. Pages 5179, 5180

Appointments: Vice President made the following appointments:

Senator Wallop to the Select Committee on Intelligence;

Senators Javits, Roth, McClure, and Hatch as members of the Joint Economic Committee;

Senators Bartlett and Hatfield to the Select Committee on Indian Affairs; and

Senators Percy, Dole, and Schweiker as members of the Select Committee on Nutrition and Human Needs.

Also, President pro tempore appointed the following persons to the National Commission on Unemployment Compensation: Warren Cooper, of Charleston, West Virginia; Walter Bivins, of Jackson, Mississippi; and Alphonse Jackson, of Shreveport, Louisiana.

Pages 5165, 5180

Senator Philip Hart: By unanimous consent, it was agreed that eulogies and tributes made to the late Senator Philip Hart be bound and printed as a Senate document.

Confirmations: Senate confirmed the following nominations:

Admiral Stansfield Turner, to be Director of Central Intelligence;

Elliot L. Richardson, of Massachusetts, to be Ambassador at Large and the Special Representative of the President for the Law of the Sea Conference and Chief of Delegation;

Warren M. Christopher, of California, to be Deputy Secretary of State; and

Sundry nominations in the Foreign Service. Page 5287

Nominations: Senate received the following nominations:

James Alfred Joseph, of Indiana, to be Under Secretary of the Interior;

Leo M. Krulitz, of Indiana, to be Solicitor of the Department of the Interior;

Frank Alan Weil, of New York, to be an Assistant Secretary of Commerce;

Robert J. Brown, of Colorado, to be Under Secretary of Labor;

Donald Elisburg, of Maryland, to be an Assistant Secretary of Labor;

Ernest Gideon Green, of New York, to be an Assistant Secretary of Labor;

Carin Ann Clauss, of Virginia, to be Solicitor for the Department of Labor;

Hale Champion, of Massachusetts, to be Under Secretary of Health, Education, and Welfare;

Thomas D. Morris, of the District of Columbia, to be Inspector General, Department of Health, Education, and Welfare;

Mary Berry, of Colorado, to be Assistant Secretary of HEW for Education;

Mary Elizabeth King, of the District of Columbia, to be Deputy Director of the ACTION Agency;

Arabella Martinez, of the District of Columbia, to be an Assistant Secretary of Health, Education, and Welfare; and

Charles Hugh Warren, of California, to be a Member of the Council on Environmental Quality. Page 5287

Recess: Senate met at 1 p.m. and recessed at 3:41 p.m.

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Committee Meetings

FARM AND FOOD LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee continue hearings on proposed legislation to amend and extend the Agriculture and Consumer Protection Act of 1973, receiving testimony from Clyde R. Payne, National Association of State-County Office Employees, Jasper, Fla.; Rev. Maurice J. Dingman, National Catholic Rural Life Conference, Des Moines, Iowa; George A. Chauncey, Interreligious Task Force on U.S. Food Policy, Washington, D.C.; Rev. Dr. David W. Preus, The American Lutheran Church, Minneapolis; Clarence D. Palmby, Chamber of Commerce of the United States, New York City; John G. Reed, accompanied by Gaylord O. Coan, Atlanta, Ga., National Soybean Processors Association, New York City; George R. Bagley, National Association of Conservation Districts, St. Joseph, La.; P. A. Yelberton, Stover Apiaries, Mayhew, Miss., accompanied by Robert Ray, American Beekeeping Federation, Tintah, Minn., Morris Weaver, Navasota, Tex., and Frank Robinson, Gainesville, Fla.; Glenn Gibson, American Honey Producers Association, Minco, Okla., accompanied by Clarence Benson, Oracle, Ariz.; and Jerry Brown, Garden City, Kans.

Hearings continue tomorrow to hear representatives of wheat and feed grains organizations.

SUBCOMMITTEE ASSIGNMENTS

Committee on Agriculture, Nutrition, and Forestry: Committee announced assignments to subcommittees, as follows:

Environment, Soil Conservation, and Forestry
(Subcommittee No. 1)

Senators Eastland (*chairman*), Allen, Huddleston, Melcher, Clark, Zorinsky, Helms, and Hayakawa.

Agricultural Credit and Rural Electrification
(Subcommittee No. 2)

Senators Allen (*chairman*), McGovern, Huddleston, Hayakawa, and Curtis.

Agricultural Production, Marketing, and Stabilization of Prices
(Subcommittee No. 3)

Senators Huddleston (*chairman*), McGovern, Eastland, Clark, Stone, Zorinsky, Melcher, Young, Helms, Curtis, and Lugar.

Agricultural Research and General Legislation

(Subcommittee No. 4)

Senators Leahy (*chairman*), Allen, Eastland, Stone, Talmadge, Dole, Young, Hayakawa, and Lugar.

Rural Development

(Subcommittee No. 5)

Senators Clark (*chairman*), Humphrey, Leahy, Curtis, and Bellmon.

Foreign Agricultural Policy

(Subcommittee No. 6)

Senators Humphrey (*chairman*), Stone, Zorinsky, Talmadge, Bellmon, Dole, and Lugar.

Nutrition

(Subcommittee No. 7)

Senators McGovern (*chairman*), Humphrey, Leahy, Melcher, Dole, Bellmon, and Helms.

(Senator Talmadge, ex officio member of each subcommittee. Senator Dole is an ex officio member of all subcommittees of which he is not a regular member.)

NOTE.—Consideration of Food for Peace program is reserved to the full Committee.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Donald E. Wilkinson, Administrator, Agricultural Marketing Service, Glenn W. Bierman, Acting Administrator, Packers and Stockyards Administration; and James L. Hutchinson, General Sales Manager, all of the Department of Agriculture.

Hearings continue on Wednesday, March 2.

APPROPRIATIONS—FOREIGN AID

Committee on Appropriations: Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1978 for foreign aid programs, receiving testimony from Secretary of State Cyrus Vance.

Subcommittee will meet again on Wednesday, March 2.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior resumed hearings on proposed budget estimates for fiscal year 1978 for the Office of Water Research and Technology, receiving testimony from the Acting Director James S. Burton, who was accompanied by his associates of the Department of the Interior.

Subcommittee will meet again tomorrow to hear Secretary of the Interior Andrus.

APPROPRIATIONS—NSF

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the National Science Foundation, receiving testimony from its Acting Director, Dr. Richard C. Atkinson.

Hearings continue tomorrow on funds for the NSF and the Office of Science and Technology Policy.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony from Brig. Gen. Charles I. McGinnis, Division Engineer, Southwestern Division; and Brig. Gen. William E. Read, Division Engineer, Missouri River Division, Army Corps of Engineers.

Subcommittee will meet again tomorrow to hear officials of the South Atlantic Division, and the Ohio River Division Army Corps of Engineers.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee held hearings on proposed budget estimates for fiscal year 1978 for the Department of Transportation and related activities, receiving testimony in behalf of funds for their respective activities from Maj. Gen. H. R. Parfitt, President, Panama Canal Company; Arthur Lewis, Chairman of the Board, United States Railway Association; and Representative Shuster, Chairman, National Transportation Policy Study Commission.

Subcommittee will meet again on Thursday, March 3.

DEFENSE BUDGET

Committee on Armed Services: Committee held hearings to receive testimony on the Administration's budget changes with respect to Fiscal Year 1978 Defense programs and military procurement authorization requests. Testimony was heard from Dr. Harold Brown, Secretary of Defense; and Gen. George S. Brown, Chairman of the Joint Chiefs of Staff.

Hearings were recessed subject to call.

NATIONAL MASS TRANSPORTATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs continued hearings on S. 208, to authorize funds for the extension of urban mass transit assistance programs through fiscal year 1981, receiving testimony from Lt. Gov. Thomas P. O'Neill III, of Massachusetts; and Mayor Paul Soglin, of Madison, Wis.; James T. McDonough, Chicago, John Wright, Atlanta, B. R. Stokes, Washington, D.C., and Lewis Gambaccini, Trans-Hudson, N.Y., all representing the American Public Transit Association.

Hearings continue tomorrow.

HOUSING AFFORDABILITY

Committee on the Budget: Committee held hearings on the issue of housing affordability and its relation to Federal budget policy for fiscal 1978. Witnesses heard were Donald Kaplan, Director of Economic Research, Federal Home Loan Bank Board; and Joseph Napier, Florida Homebuilders Association, Pensacola.

Hearings were recessed subject to call.

COMMITTEE ORGANIZATION

Committee on Environment and Public Works: Committee held an organizational meeting where it adopted its rules of procedure for the 95th Congress and announced assignments to subcommittees, as follows:

Environmental Pollution

Senators Muskie (chairman), Culver, Hart, Anderson, Stafford, Chafee, and Wallop.

Water Resources

Senators Gravel (chairman), Muskie, Bentsen, Burdick, Domenici, McClure, and Wallop.

Transportation

Senators Bentsen (chairman), Burdick, Culver, Moynihan, Chafee, Stafford, and Domenici.

Regional and Community Development

Senators Burdick (chairman), Bentsen, Anderson, Moynihan, Baker, Stafford, and Chafee.

Resource Protection

Senators Culver (chairman), Gravel, Hart, Anderson, Wallop, Baker, and McClure.

Nuclear Regulation

Senators Hart (chairman), Muskie, Gravel, Moynihan, McClure, Baker, and Domenici.

CORRESPONDENT EXPULSION, AND NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. Res. 81, expressing the sense of the Senate in opposition to expulsion from the Soviet Union of American correspondent George A. Krimsky; and

The nominations of Warren M. Christopher, of California, to be Deputy Secretary of State;

Elliot L. Richardson, of Massachusetts, to be an Ambassador at Large and the Special Representative of the President for the Law of the Sea Conference and Chief of Delegation;

Evan S. Dobelle, of Massachusetts, for the rank of Ambassador during his tenure of service as Chief of Protocol for the White House;

Samuel Winfred Brown, Jr., of Colorado, to be Director of the ACTION Agency; and

Mary E. King, of New York, to be Deputy Director of the ACTION Agency.

Prior to these actions, committee held hearings on the above-listed nominations, where the nominees testified and answered questions on their own behalf. Mr. Brown was introduced by Senators Haskell and Hart; and Ms. King was introduced by Senators Hollings and Javits.

GAO AUDIT AND REORGANIZATION PLANS

Committee on Governmental Affairs: Committee ordered favorably reported S. 213, to provide for a GAO audit of the Internal Revenue Service and the Bureau of Alcohol, Tobacco, and Firearms; and S. 626, to reestablish the period within which the President may transmit to the Congress plans for the reorganization of agencies of the executive branch of the Government (amended). As approved by the committee, the bill would allow 60 days for either House of the Congress to agree to a resolution disapproving a reorganization plan, such provisions to remain effective for 3 years from date of enactment.

NOMINATION

Committee on Human Resources: Committee concluded hearings on the nomination of Samuel Winfred Brown, Jr., of Colorado, to be Director of ACTION Agency, after the nominee, who was introduced to the committee by Senators Haskell and Hart, testified and answered questions on his own behalf.

HANDICAPPED PROGRAM

Committee on Human Resources: Subcommittee on the Handicapped resumed hearings to review programs for handicapped persons, receiving testimony from Ray L. Jones, California State University at Northridge; Robert Lauritsen, St. Paul Technical and Vocational Institute, Minn.; Ron LaFayette, Seattle Community College, Wash.; Roy L. Pierce, Program for the Deaf, New Orleans; Harold Perry, accompanied by Frederick Weintraub, both of the Council for Exceptional Children, Reston, Va.; Leonard Hall, Department of Elementary and Secondary Education, Jefferson City, Mo.; Jean Garvin, Vermont State Department of Education, Montpelier; and Thomas M. Stepens, Ohio State University, Columbus.

Hearings continue tomorrow.

INTELLIGENCE ACTIVITIES AUTHORIZATIONS

Select Committee on Intelligence: Subcommittee on Budget Authorization continued closed hearings on proposed fiscal year 1978 authorizations for Government intelligence activities, receiving testimony from Thomas Latimer, Principal Deputy Assistant Secretary of Defense for Intelligence.

Subcommittee will meet again in closed session on Thursday, March 3.

SUPPLEMENTAL AIR CARRIERS

Select Committee on Small Business: Committee resumed hearings on problems of U.S. supplemental air carriers, including testimony on charter regulations, applications for low-cost scheduled service, discriminatory enforcement of CAB rules, and military airlift contract procedures. Witnesses heard were A. Ernest Fitzgerald, Deputy for Productivity Management, and John Perry, Deputy for Transportation and Communications, both of the Department of the Air Force; Alan Heath, Pacific American Airlines, Burbank; A. Joel Eisenberg, AeroAmerica, Inc., Seattle; Mimi Cutler, Aviation Consumer Action Project, Washington, D.C.; and G. F. Stedman Hinckley, Overseas Nat'l Airways, Jamaica and New York.

Hearings continue on Monday, February 28.

CODE OF CONDUCT

Special Committee on Official Conduct: Committee completed consideration of a proposed code of conduct to govern Members and employees of the Senate, which is scheduled to be reported to the Senate on March 1. Among provisions approved by the committee, the code would contain (1) a requirement for full and complete public disclosure of income and assets; (2) a limitation on outside earning of up to 15 percent of salary; (3) a limitation on the value of gifts from lobbyists; and (4) a prohibition against practicing other professions.

COMMITTEE STUDY REPORT

Temporary Select Committee to Study Senate Committees: Committee met and agreed on several items that will be included in its final report to be submitted to the Senate on Monday, February 28.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 109 public bills, H.R. 3998–4106; 6 private bills, H.R. 4107–4112; and 18 resolutions, H.J. Res. 281–285, H. Con. Res. 128–130, and H. Res. 328–337, were introduced. Pages 5370–5375

Reports Filed: Reports were filed as follows:

H. Res. 337, providing for the consideration of H.R. 3365, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions (H. Rept. 95–26); and Page 5370

H.R. 3477, to provide for a refund of 1976 individual income taxes and other payments, to reduce individual and business income taxes, and to provide tax simplification and reform, amended (H. Rept. 95–27).

Late Report: Committee on Rules received permission to file by midnight tonight a privileged report. Page 5290

Public Works: By a yea-and-nay vote of 295 yeas to 85 nays, Roll No. 30, the House passed H.R. 11, to increase the authorization for the Local Public Works Capital Development and Investment Act of 1976, as amended.

Rejected a motion to recommit the bill to the Committee on Public Works and Transportation.

Agreed to the committee amendment in the nature of a substitute, as amended.

Agreed to:

An amendment clarifying the language of the bill regarding the provisions requiring that all supplies and materials used in projects be products of the United States;

An amendment, as amended, that requires the setting aside of at least 10 per cent of the dollar volume of each contract for procurement of materials and supplies from minority businesses, except when otherwise determined by the Secretary;

An amendment that requires projects be designed and constructed in accordance with the Federal accessibility standards for the elderly and physically handicapped;

A clarifying amendment;

An amendment that requires with an application, certification that a project will not employ illegal aliens;

An amendment that includes the transporting and providing of water to drought-stricken areas as a public work project;

A clarifying amendment; and

An amendment that readjusts the allocation formula to the use of the number of unemployed persons instead of the unemployment rate (agreed to by a recorded vote of 229 ayes to 158 noes, Roll No. 29). Previously, rejected by a recorded vote of 187 ayes to 201 noes, Roll No. 28, an amendment in the nature of a substitute that sought to allocate funds: 65 percent to all states based upon the average number of unemployed, and 35 per cent to those states where the unemployment rate is 6.5 per cent or above.

Rejected:

An amendment to limit grants to only those projects which could be completed within 18 months;

An amendment to limit grant payments for a project to no more than 10 per cent of the funds allocated to the state;

An amendment to prohibit communities from using unemployment rates from areas within their jurisdiction other than those areas which will directly benefit from project construction;

An amendment to strike provisions of the bill requiring all supplies and materials used in funded projects to be products of the United States;

An amendment to retain at the state and local government levels the approval of design standards necessary for construction grants of detention facilities;

An amendment to allocate 2 per cent of the funding for replacement and improvement of bridges not on the Federal-aid highway system;

An amendment to prevent charging against the benchmark figure the funds used by the Secretary in making grants not received or rejected due to errors of a Federal employee or officer;

An amendment to provide that all states would receive three-fourths of 1 per cent minimum funding;

An amendment to award at least one project to any county with a population over 50,000 which has an unemployment rate exceeding that of the national rate; and

An amendment that sought to replace the 70/30 per cent distribution formula with an 85/15 per cent allocation.

H. Res. 304, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 384 yeas to 5 nays, Roll No. 27. Pages 5290–5353

Late Report: Committee on Rules received permission to have until midnight, Friday, February 25, to file a privileged report. Page 5353

Intergovernmental Relations: The Speaker appointed as members of the Advisory Commission on Intergovernmental Relations the following Members on the part of the House: Representatives Fountain, Rangel, and Brown of Ohio. Page 5354

Federal Paperwork: The Speaker appointed as members of the Commission on Federal Paperwork the following Members on the part of the House: Representatives Steed and Horton. Page 5354

Trade Agreements: The Speaker selected the following Members, to be accredited by the President, as official advisers to the U.S. delegations to international conferences, meetings, and negotiation sessions relating to trade agreements: Representatives Vanik, Gibbons, Jones of Oklahoma, Conable, and Steiger. Page 5354

Privacy Protection: The Speaker appointed as members of the Privacy Protection Study Commission the following Members on the part of the House: Representatives Koch and Goldwater. Page 5354

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of March 2. Page 5354

Adjournment: Adjourned at 6:24 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued hearings on proposals to extend and amend the Agriculture and Consumer Protection Act of 1973. Testimony was heard from representatives of the cotton industry.

AG-LAND TRUST PROPOSAL

Committee on Agriculture: Subcommittee on Family Farms, Rural Development and Special Studies continued oversight hearings on the Ag-Land Trust proposal for family farms. Testimony was heard from Senator Clark; Representatives Abdnor, Pressler, Blouin, and Corcoran; Acting Comptroller of the Currency Robert Bloom; and USDA officials. Hearings continue tomorrow.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations. Subcommittee on Public Works held a hearing on Federal Power Commission; and Interstate Commission on the Potomac River Basin.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held hearings on the Panama Canal; and fiscal year 1977 supplementals.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Office of the Secretary; Departmental Administration; and Economic Management Support Center.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on the CIA.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Mining Enforcement and Safety Administration.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on Employment and Training Administration; Labor-Management Service Administration; and Departmental Management.

STATE DEPARTMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary held a hearing on State Department salaries and expenses.

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative Branch held a hearing on the House of Representatives. Testimony was heard from Clerk of the House Edmund L. Henshaw, Jr., and other House officials.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on the Army program.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held a hearing on Council of Economic Advisers; Office of Drug Abuse Policy; Council on Wage and Price Stability; and Office of Management and Budget.

DOD AUTHORIZATION—NAVY

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials concluded markup of the Navy's shipbuilding and conversion program.

DOD AUTHORIZATION—RESEARCH

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the Defense Agencies portion of the fiscal year 1978 R.D.T. & E. authorization request. Testimony was heard from Robert N. Parker, Acting Director, Defense Research and Engineering, Office of the Secretary of Defense.

Hearings continue tomorrow.

MILITARY CONSTRUCTION AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on the 1978 military construction authorization. Testimony was heard from Assistant Secretary of Defense Jerry J. Fliakas.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Armed Services: Subcommittee on Military Compensation held an organizational meeting.

HOUSING AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on the fiscal year 1978 authorization. Testimony was heard from HUD Secretary Harris.

Hearings continue tomorrow.

BUDGET ACT WAIVER

Committee on the Budget: Met and unanimously approved waiver of section 303 of the Budget Act relating to certain fiscal year 1978 provisions of H.R. 3477, Tax Reduction and Simplification Act.

COMMITTEE ORGANIZATION

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs held an organizational meeting.

FULL EMPLOYMENT—CETA AUTHORIZATION

Committee on Education and Labor: Subcommittee on Employment Opportunities continued hearings on H.R. 50, Full Employment and Balanced Growth Act of 1977; H.R. 2992, authorization of appropriations for the Comprehensive Employment and Training Act; and the President's economic stimulus proposals. Testimony was heard from Secretary of Labor Marshall.

Hearings continue Wednesday, March 2.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action resolutions providing funds for the expenses and investigations of the following committees:

H. Res. 275, Committee on Public Works and Transportation;

H. Res. 256 amended, Committee on Post Office and Civil Service; and

H. Res. 297 amended, Committee on Science and Technology.

SURFACE MINING

Committee on Interior and Insular Affairs: Subcommittee on Energy and Power continued hearings on H.R. 2, Surface Mining and Reclamation Act of 1977. Testimony was heard from Representatives Baucus and Wampler; State officials, and public witnesses.

Hearings continue tomorrow.

BONNEVILLE POWER ADMINISTRATION

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held an orientation meeting with the Bonneville Power Administration.

RHODESIAN CHROME

Committee on International Relations: Subcommittee on Africa and on International Organizations held a joint hearing on H.R. 1746, to amend the United Nations Participation Act of 1945 to halt the importation of Rhodesian chrome. Testimony was heard from U.S. Permanent Representative to the United Nations Andrew Young; Father Rollins Lambert, U.S. Catholic Conference; and John J. Sheehan, United Steelworkers of America.

Following the hearing, the Subcommittee on Africa approved for full committee action H.R. 1746 (title above).

HEALTH SERVICES RESEARCH

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment concluded hearings on H.R. 3538, 3539, 3598, and related bills on health services research, hearing testimony from public witnesses.

FEDERAL RULES OF CRIMINAL PROCEDURE

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on proposed amendments to the Federal Rules of Criminal Procedure.

Testimony was heard from Judge Roger Robb, Circuit Court of Appeals for the District of Columbia; John Cleary, Federal Public Defenders, Southern District of California; Roger Lowenstein, Federal Public Defender, District of New Jersey; and representatives of Judicial Conference of the United States; and American Bar Association.

REFUGEE ACT

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law held a hearing on H.R. 3056, Refugee Act of 1977. Testimony was heard from James Carlin, Deputy Coordinator for Human Rights and Humanitarian Affairs, State Department.

OIL POLLUTION LIABILITY

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on legislation to provide comprehensive oil pollution liability and compensation. Testimony was heard from representatives of the insurance, maritime, and trucking interests; local governments; and from environmental groups.

Hearings continue tomorrow.

NACOA AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on authorization for the National Advisory Committee on Oceans and Atmosphere. Testimony was heard from former Member of Congress Downing; Dr. Robert M. White, Administrator, NOAA; and Dr. William Hargis, Chairman, NACOA.

COMMITTEE ORGANIZATION

Ad Hoc Select Committee on Outer Continental Shelf: Held an organizational meeting.

HATCH ACT

Committee on Post Office and Civil Service: Subcommittee on Civil Service continued hearings on H.R. 10, amendments to the Hatch Act. Testimony was heard from Representative Fisher and public witnesses.

COMMITTEE ORGANIZATION

Committee on Post Office and Civil Service: Subcommittee on Manpower held an organizational meeting.

Subcommittee on Census and Population held an organizational meeting.

FLEXIBLE REGULATION OF INTEREST RATES

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate; and providing that the bill be read for amendments by titles instead of by sections on H.R. 3365, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions. Testimony was heard from Representatives St Germain and Rousselot.

OBEY COMMISSION RESOLUTION

Committee on Rules: Granted a modified rule providing 4 hours of general debate; providing that the resolution be read for amendment by titles instead of by sections and providing that no amendments shall be in order except: amendments recommended by the Committee on Standards of Official Conduct and the Committee on House Administration printed in the resolution; and amendments recommended by the Committee on Rules consistent with the terms of the reference of the resolution; amendments striking out titles of the resolution; an amendment striking out, on page 17 of the resolution as introduced, the language "15 per centum of the aggregate salary as a Member paid to the Member during such calendar year" wherever it appears, and inserting in lieu thereof "$15,000"; an amendment inserting on page 9, line 4 of the resolution as introduced, the words "grandson, granddaughter" after the word "mother"; an amendment striking out "January 1" on page 11, line 6 of the resolution as introduced and inserting in lieu thereof "January 3"; providing that amendments shall not be subject to amendment except for pro forma amendments, and permitting one motion to recommit, on H. Res. 287, amending the rules of the House of Representatives. Testimony was heard from Chairman Flynt and Representatives Quie, Wydler, Steiger, and Coughlin.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD & D continued hearings on the fiscal year 1978 ERDA authorization.

Hearings continue tomorrow.

FAA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather continued hearings on the FAA research and development authorization, hearing testimony from public witnesses.

EPA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere continued hearing on the EPA budget authorization.

COMMITTEE ORGANIZATION

Committee on Science and Technology: Subcommittee on DISPAC held an organizational meeting.

TAX DISCLOSURE LAWS

Committee on Ways and Means: Subcommittee on Oversight held a hearing on tax disclosure laws. Testimony was heard from Attorney General Bell and other Justice Department officials; Representatives Koch and Goldwater; representatives of Administrative Office of

U.S. Courts; Federal Criminal Investigators Association; and public witnesses.

Joint Committee Meeting

PRESIDENT'S ECONOMIC REPORT

Joint Economic Committee: Committee continued hearings on former President Ford's economic report to the Congress and on President Carter's proposed changes in the fiscal year 1978 budget, receiving testimony from Bert Lance, Director of the Office of Management and Budget; and Leon Keyserling, Washington, D.C.

Hearings were recessed subject to call.

Friday, February 25, 1977

Senate

Chamber Action

Routine Proceedings, pages 5427–5507

Bills Introduced: 14 bills and 2 resolutions were introduced, as follows: S. 811–824; and S. Res. 95–96.

Pages 5441, 5454

Bill Reported: Report was made as follows: Annual Report of the Select Committee on Small Business (S. Rept. 95–30). Page 5440

Amendments Submitted for Printing:

Pages 5454–5456

Bill Passed:

Budget Rescission: Senate passed without amendment and cleared for the President H.R. 3347, rescinding $47.5 million in budget authority for the helium fund of the Bureau of Mines, Department of Interior.

Pages 5431–5439

Senate Authorizations: During the forthcoming recess of the Senate, the Secretary of the Senate is authorized to receive and refer messages from the President and House of Representatives, and the Vice President, President pro tempore, Acting President pro tempore, or Deputy President pro tempore are authorized to sign duly enrolled bills and joint resolutions.

Also, all committees were authorized to file reports on Monday, February 28, until midnight.

Pages 5499, 5505

Confirmations: Senate confirmed the following nominations:

Samuel Winfred Brown, Jr., of Colorado, to be Director of ACTION Agency;

Joseph Maxwell Cleland, of Georgia, to be Director of Veterans' Affairs;

Fifteen Army nominations in the rank of General, 41 Navy in the rank of Admiral, 2 Air Force in the rank of General, and 18 in the Marine Corps in the rank of General; and

Numerous nominations in the Army, Navy, Air Force, and Marine Corps. Page 5506

Nominations: Senate received the following nominations:

Gerald Paul Dinneen, of Massachusetts, to be an Assistant Secretary of Defense;

David E. McGiffert, of the District of Columbia, to be an Assistant Secretary of Defense;

John McGrath Sullivan, of Pennsylvania, to be an Assistant Secretary of Defense; and

Jerry Joseph Jasinowski, of the District of Columbia, to be an Assistant Secretary of Commerce.

Page 5506

Recess: Senate met at 2 p.m. and recessed at 2:46 p.m.

Page 5506

Committee Meetings

FARM AND FOOD LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed legislation to amend and extend the Agriculture and Consumer Protection Act of 1973, receiving testimony from Myron Just, State Commissioner of Agriculture, Bismarck, N.D.; Donald Howe, Bonners Ferry, Idaho, accompanied by George Anderson, Presho, S.D., both representing the National Association of Wheat Growers; Robert Schaus, New York City, accompanied by Robert J. Wager, and David Stroehmann, Williamsport, Pa., all representing the American Bakers Association; Seymour Johnson, Indianola, Miss., accompanied by Dr. William Kling, Washington, D.C., both representing the American Soybean Association; Larry Abelt, Hope, Kansas, accompanied by Mabry Foreman, Feit, Oklahoma, and Elbert Harp, Lubbock, Texas, all representing the Grain Sorghum Producers Association; A. L. Krogstad, Harlan, Iowa, National Grain and Feed Association; Mrs. Jake Jones, Kress, Texas; and William D. Wilkerson, William Dody, and Richard Duran, Manter, Kansas.

Hearings continue on Monday, February 28.

APPROPRIATIONS—COMMERCE

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and Judiciary, held hearings on supplemental appropriations for fiscal year 1977 for the Economic Development Administration, receiving testimony from John W. Eden, Assistant Secretary for Economic Development; and Robert T. Hall, Assistant Secretary for Economic Development-Designate, who were accompanied by several of their associates, all of the Department of Commerce.

Hearings were recessed subject to call.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior, receiving testimony from its Secretary, Cecil D. Andrus.

Subcommittee will meet again on Tuesday, March 1, to receive testimony on supplemental appropriations for fiscal year 1977 for several activities of the Department of the Interior.

APPROPRIATIONS—NSF AND SCIENCE OFFICE

Committee on Appropriations: Committee continued hearings on proposed budget estimates for fiscal year 1978 for Department of Housing and Urban Development and Independent Agencies, receiving testimony in behalf of funds for their respective activities from Dr. Richard C. Atkinson, Acting Director, National Science Foundation; and Russell C. Drew, Assistant Director, National Security and International Affairs, Office of Science and Technology Policy, both of whom were accompanied by several associates.

Subcommittee will meet again on Wednesday, March 2, to hear Secretary Harris on supplemental appropriations for fiscal year 1977 for the Department of Housing and Urban Development.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony from Brig. Gen. Kenneth E. McIntyre, Division Engineer, South Atlantic Division; and R. E. Heiberg III, Division Engineer, Ohio River Division, Army Corps of Engineers.

Subcommittee will meet again on Monday, February 28.

NATIONAL MASS TRANSPORTATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs continued hearings on S. 208, to authorize funds for the extension of urban mass transit assistance programs through fiscal year 1981, receiving testimony from Brock Adams, Secretary of Transportation; Mayor Stephen Clark, of Miami; James McConnon, Philadelphia, representing the American Public Transit Association, Washington, D.C.; Walter Bierwagen, accompanied by Earl Putnam, both representing the AFL-CIO, Washington, D.C.; Sieglinde Shapiro, Philadelphia, Disabled in Action; Janice Jacobi, American Coalition of Citizens with Disabilities, Washington, D.C.; and Dennis Cannon, California Association of the Physically Handicapped, Northridge.

Hearings were recessed subject to call.

NASA AUTHORIZATION

Committee on Commerce, Science and Transportation: Subcommittee on Science and Space, began hearings on S. 365, authorizing funds for fiscal year 1978 for the National Aeronautics and Space Administration, receiving testimony from Dr. James C. Fletcher, Administrator, and John Yardley, Associate Administrator for Space Flight, both of the National Aeronautics and Space Administration.

Hearings continue on Tuesday, March 1.

FOREIGN AFFAIRS—PORTUGAL

Committee on Foreign Relations: Committee held hearings to receive testimony concerning military and economic assistance to Portugal. Witnesses heard were Richard Cooper, Under Secretary of State-designate for Economic Affairs; U.S. Ambassador to Portugal, Frank Carlucci; and Donald Syvrud, Director of Office of International Finance, Department of the Treasury.

Hearings were recessed subject to call.

GOVERNMENT ACQUISITION PROGRAMS

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices, Efficiency, and Open Government, resumed hearings to examine Government acquisition programs and procurement decisions, receiving testimony on the CH-53E-type Navy and Marine Corps helicopter program from Dr. Peter Waterman, Office of the Assistant Secretary of the Navy (Research and Development), who was accompanied by several representatives of the Navy and Marine Corps.

Hearings were recessed subject to call.

HANDICAPPED PROGRAM

Committee on Human Resources: Subcommittee on the Handicapped continued hearings to review programs for handicapped persons, receiving testimony from Dr. Henry Viscardi, Albertson, N.Y., White House Conference on Handicapped Individuals; James Bliss, Telesensory Systems, Palo Alto, accompanied by Dr. Robert Stilwell, Morgantown, W. Va.; William Jenkins, National Council on Rehabilitation Education, Memphis; Cornelius L. Williams, National Rehabilitation Association, Huntington, W. Va.; Dr. John M. Freeman, Baltimore, representing the Epilepsy Foundation of America; Paul Marchand, representing the National Association of Retarded Citizens, Columbia, Md.; Ronald Torner, Kansas City, Mo., and Gordon Williamson, New York City, both representing the United Cerebral Palsy Foundation.

Hearings continue on Monday, February 28.

NOMINATION

Committee on Veterans' Affairs: Committee ordered favorably reported the nomination of Joseph Maxwell Cleland, of Georgia, to be Director of Veterans' Affairs,

prior to which action Mr. Cleland, who was introduced by Senators Talmadge and Nunn, testified and answered questions on his own behalf. Testimony was also received from Coopert Holt, Veterans of Foreign Wars; John Maye, Paralyzed Veterans of America; and William E. Lawson, Minority Veterans' Program Administrators, Washington, D.C.

House of Representatives

Chamber Action

The House was not in session today. It will meet next at noon on Monday, February 28.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued hearings on proposals to extend and amend the Agriculture and Consumer Protection Act of 1973. Testimony was heard from representatives of the dairy and wool industries and from beekeepers and on dairy indemnity programs.

Hearings continue Monday, February 28.

AG-LAND TRUST PROPOSAL

Committee on Agriculture: Subcommittee on Family Farms, Rural Development and Special Studies continued hearings on Ag-Land Trust proposal for family farms. Testimony was heard from public witnesses.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on National Agricultural Library; and Farmer Cooperative Service.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Office of Water and Research Technology.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Occupational Safety and Health Administration.

STATE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary continued hearing on State Department salaries and expenses; and acquisition, operation, and maintenance of buildings abroad.

MILITARY CONSTRUCTION APPROPRIATION

Committee on Appropriations: Subcommittee on Military Construction continued hearings on the Army program.

DOD AUTHORIZATION—RESEARCH

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the Defense Agencies portion of the 1978 RDT&E authorization, hearing further testimony from Robert N. Parker, Acting Director, Defense Research and Engineering, Office of the Secretary of Defense.

MILITARY CONSTRUCTION AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on the 1978 military construction authorization. Testimony was heard from Army, Navy, and Air Force witnesses.

HOUSING AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on the fiscal year 1978 housing authorization. Testimony was heard from Mayor Goldschmidt, Portland, Oreg.; Mayor Davis, Portsmouth, Ia.; and representatives of National League of Cities; and International City Management Association.

Hearings continue Monday, February 28.

CHILD ABUSE PREVENTION

Committee on Education and Labor: Subcommittee on Select Education held a hearing on extension of the Child Abuse Prevention and Treatment Act, with testimony from public witnesses.

Hearings continue Wednesday, March 9.

U.S. POLICY TOWARD SOUTHERN AFRICA

Committee on International Relations: Subcommittee on Africa held a hearing on U.S. policy toward Southern Africa. Testimony was heard from State Department Under Secretary for Political Affairs Philip C. Habib.

SURFACE MINING

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 2, Surface Mining Control and Reclamation Act of 1977. Testimony was heard from Governor Lamm of Colorado; a panel representing National Mining Congress; and National Coal Association; Commissioner, Kentucky Department of Natural Resources; and public witnesses.

Hearings continue Monday, February 28.

OIL POLLUTION LIABILITY

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation continued hearings on legislation to provide comprehensive oil pollution liability and compensation. Testimony was heard from New York State Senator John Caemmerer and Department witnesses.

CORPS OF ENGINEERS FUNDING

Committee on Public Works and Transportation: Held a hearing on proposed deletion of funding for Corps of Engineers water resources development projects in the administration's budget revisions for fiscal year 1978, with testimony from Corps of Engineers officials.

EPA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere continued hearings on the fiscal year 1978 EPA authorization.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy RD&D continued hearings on the fiscal year 1978 ERDA authorization.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD&D continued hearings on the fiscal year 1978 ERDA authorization.

Monday, February 28, 1977

Senate

Chamber Action

The Senate was not in session today. It will next meet at 3 p.m., Tuesday, March 1.

Committee Meetings

FARM AND FOOD LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed legislation to amend and extend the Agriculture and Consumer Protection Act of 1973, receiving testimony from numerous representatives of cotton organizations.

Hearings continue tomorrow to hear representatives of dairy organizations.

APPROPRIATIONS—HEALTH SUPPLEMENTAL

Committee on Appropriations: Subcommittee held hearings on supplemental appropriations for fiscal year 1977 for health programs of the Department of Health, Education, and Welfare, receiving testimony from Dr. James F. Dickson III, Acting Assistant HEW Secretary for Health.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony from Maj. Gen. James L. Kelley, Division Engineer, North Atlantic Division, and Col. John P. Chandler, Division Engineer, New England Division, Army Corps of Engineers.

Subcommittee will meet again tomorrow to hear representatives of power marketing agencies of the Department of the Interior.

NOMINATION

Committee on Armed Services: Committee continued hearings on the nomination of Paul C. Warnke, of the District of Columbia, to serve with the rank of Ambassador (for SALT negotiations) during his tenure of service as Director of the Arms Control and Disarmament Agency, receiving testimony from Paul H. Nitze, and Admiral Thomas H. Moorer, U.S.N. retired, both of Washington, D.C.

Hearings were recessed subject to call.

EXPORT ADMINISTRATION ACT EXTENSION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance resumed hearings on S. 69 and 92, to amend and extend the Export Administration Act, which bills include sections concerning foreign boycotts, embargoes and exemptions on certain agricultural exports, and exports of nuclear material and technology, receiving testimony from Secretary of State Cyrus Vance.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of James A. Joseph, to be Under Secretary of the Interior, and Leo M. Krulitz, to be Solicitor, Department of the Interior, after receiving testimony from William K. Reilly, President, The Conservation Foundation, and the nominees. Senators Johnson and Lugar introduced Mr. Joseph, and Representative Hamilton introduced Mr. Krulitz.

EPA BUDGET

Committee on Environment and Public Works: Committee held hearings to review those items in the Presidential budget for fiscal year 1978 which fall within its legislative jurisdiction, receiving testimony from John Quarles, Acting Administrator, accompanied by Richard Redenius, Acting Assistant Administrator for Planning and Management, both of the Environmental

Protection Agency; Dr. Howard Tanner, Director, Michigan Department of Natural Resources, Lansing; and Khristine Hall and Richard Ayres, Natural Resources Defense Council, Washington, D.C.

Hearings continue on Wednesday, March 2.

HANDICAPPED PROGRAM

Committee on Human Resources: Subcommittee on the Handicapped continued hearings to review programs for handicapped persons, receiving testimony from Senator Humphrey; Irvin P. Schloss, American Foundation for the Blind, Durward K. McDaniel, Affiliated Leadership League of and for the Blind of America, and Reese H. Robrahn, American Council of the Blind, all of Washington, D.C.

Subcommittee will meet again on Wednesday, March 2.

COMMITTEE ORGANIZATION

Select Committee on Indian Affairs: Committee held an organizational meeting where it elected Senator Abourezk, Chairman; adopted its rules of procedure for the 95th Congress; and approved an original resolution requesting $617,400 for committee operating funds.

COMMITTEE ORGANIZATION

Select Committee on Aging: Committee held an organizational meeting where it adopted its rules of procedure for the 95th Congress and discussed subcommittee structure.

Also, committee agreed to reissue certain subpoenas with respect to investigation of alleged fraudulent practices in the medicaid and medicare programs.

SUPPLEMENTAL AIR CARRIERS

Select Committee on Small Business: Committee resumed hearings on problems of U.S. supplemental air carriers, including testimony on charter regulations, applications for low-cost scheduled service, discriminatory enforcement of CAB rules, and military airlift contract procedures. Witnesses heard were Bruce Cunningham, Director, Bureau of Operating Rights, and Thomas McBride, Director, Bureau of Enforcement, both of the Civil Aeronautics Board; Bob Zieglaar, Bangor International Airport, Maine; Orville Tigerman, Transocean Airlines, Los Angeles; Edward J. Driscoll, National Air Carriers Association, Washington, D.C.; and Thomas S. Miles, President, Commuter Airline Association of America, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 46 public bills, H.R. 4113–4158; 3 private bills, H.R. 4159–4161; and 11 resolutions, H.J. Res. 286 and 287, H. Con. Res. 131, and H. Res. 338–345 were introduced. Pages 5535–5538

Bills Reported: Reports were filed as follows:

H. Res. 338, providing for the consideration of H. Res. 287, to amend the Rules of the House of Representatives (H. Rept. 95–28);

H.R. 2329, to improve the administration of fish and wildlife programs, amended (H. Rept. 95–29); and

Conference report on S. Con. Res. 10, revising the congressional budget for the United States Government for the fiscal year 1977 (H. Rept. 95–30). Page 5535

Meeting Hour: By unanimous consent, the House will meet at 1 p.m. on Wednesday, March 2. Page 5513

Late Report: Conferees received permission to file a conference report by midnight tonight on S. Con. Res. 10, revising the congressional budget for the United States Government for the fiscal year 1977. Representative Burleson of Texas was excused as a House manager in the conference, and the Speaker appointed Representative Mineta to fill the existing vacancy.

Pages 5513, 5531–5534

Fish and Wildlife Administration: By a yea-and-nay vote of 206 yeas to 136 nays, with 1 voting "present", Roll No. 31, the House failed to suspend the rules and pass H.R. 2329, to improve the administration of fish and wildlife programs.

Pages 5513–5522

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 5531

Adjournment: Adjourned at 1:05 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued hearings on extension of the Agriculture and Consumer Protection Act of 1973, hearing testimony from spokesmen for the rice industry.

Hearings continue tomorrow.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on the Food and Drug Administration.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Park Service; Institute of Museum Services; and Geological Survey.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW met for markup of supplemental fiscal year 1977 report to Budget Committee.

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative Branch held a hearing on Architect of the Capitol; and Botanic Garden.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on the Army program.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on Bureau of Reclamation.

STATE DEPARTMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary held a hearing on International Organizations and Conferences; International Commissions; and U.S. Advisory Commission on Educational and Cultural Affairs.

ERDA AUTHORIZATION

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy held an executive hearing on ERDA authorization requests for fiscal years 1977 and 1978. Testimony was heard from Robert W. Fri, acting administrator and other ERDA officials.

Hearings continue tomorrow.

HOUSING AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on the fiscal year 1978 housing authorization. Testimony was heard from city and county officials and public witnesses.

Hearings continue tomorrow.

SURFACE MINING

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 2, Surface Mining Control and Reclamation Act of 1977. Testimony was heard from Representative Regula and public witnesses.

Hearings continue Friday, March 4.

WILDERNESS LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on H.R. 3454, to designate certain endangered public lands for preservation as wilderness, to provide for the study of additional endangered public lands for such designation; and to further the purposes of the Wilderness Act. Testimony was heard from environmental panels and other public witnesses.

Hearings continue tomorrow.

STATE DEPARTMENT SUPPLEMENTAL AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations held a hearing on fiscal year 1977 supplemental authorization for the Department of State. Testimony was heard from James Carlin, Deputy Coordinator for Refugee and Migration Affairs, Department of State.

PRIVATE CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and acted on several private claims bills; and approved for full committee action H.R. 1952 amended, to amend the corporate name of AMVETS.

INTERNATIONAL FISHERY AGREEMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued hearings on H.R. 3753, to bring certain governing international fishery agreements within the purview of the Fishery Conservation Zone Transition Act. Testimony was heard from representatives of the Departments of State and Commerce; and National Federation of Fishermen.

MEDICARE REIMBURSEMENT TO RURAL CLINICS

Committee on Ways and Means: Subcommittee on Health held a hearing on medicare policy relating to reimbursement for services provided by physician extenders practicing in rural clinics. Testimony was heard from Administration and public witnesses.

Joint Committee Meeting

THIRD CONGRESSIONAL BUDGET RESOLUTION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. Con. Res. 10, revising the congressional budget for the Federal Government for fiscal year 1977. (As agreed to by the Conferees the resolution recommends $417.45 billion for outlays; $472.9 billion for new budget authority; and $347.7 billion for total revenues.)

Tuesday, March 1, 1977

Senate

Chamber Action

Routine Proceedings, pages 5624–5772

Bills Introduced: 25 bills and 7 resolutions were introduced, as follows: S. 825–849; S.J. Res. 31–32; and S. Res. 97–101. Pages 5642, 5643, 5708, 5709

Bills Reported: Reports were made as follows:

Conference report on S. Con. Res. 10, revising the congressional budget for the Federal Government for fiscal year 1977 (S. Rept. 95–31), (filed on February 28, 1977);

S. 626, to reestablish the period within which the President may transmit to the Congress plans for the reorganization of agencies of the executive branch of the Government, with an amendment (together with additional views) (S. Rept. 95–32);

S. 756, to extend authority for the flexible regulation of interest rates on deposits and accounts in depository institutions (Regulation Q), with an amendment (S. Rept. 95–33);

S. Res. 97, requesting an additional $565,000 for expenses of Committee on Finance through February 28, 1978 (without written report) (referred to Committee on Rules and Administration). Page 5641

Bill Referred: H.R. 11, Public Works Capital Development and Investment Act amendments, was referred to Committee on Environment and Public Works. Page 5639

Bills Passed:

Interest Rates: Senate passed and returned to the House H.R. 3365, to extend authority for the flexible regulation of interest rates on deposits and accounts in depository institutions (Regulation Q), after striking all after the enacting clause and inserting in lieu thereof text of Senate companion measure S. 756, provisions of which bill, as reported, would extend such regulation until October 1, 1977.

S. 756 was then indefinitely postponed.

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Proxmire, McIntyre, Sparkman, Brooke, and Tower. Pages 5628–5630

Fishery Conservation: Senate passed without amendment and cleared for the President H.R. 3753, to bring certain governing international fishery agreements within the purview of the Fishery Conservation Zone Transition Act. Pages 5630–5635

Unanimous-Consent Agreement: By unanimous consent it was agreed that on Wednesday, March 2, when Senate takes up S. Con. Res. 7, relating to freedom of emigration in the Soviet Union, debate thereon be limited to 2 hours, with 30 minutes on any amendments; and

When Senate considers conference report on S. Con. Res. 10, revising the congressional budget for the Federal Government for fiscal year 1977, debate thereon be limited to 2 hours. Pages 5767, 5768

Aging Report: Time was extended until March 22, 1977, for Special Committee on Aging to submit its annual report. Page 5625

Presidential Messages: Senate received 3 messages from the President, as follows:

PM 42—transmitting proposed legislation to create a new Cabinet Department of Energy (abolishes FEA, ERDA, and FPC)—referred to Committee on Governmental Affairs;

PM 43—transmitting a report on the 1975 upland cotton program—referred to Committee on Agriculture, Nutrition, and Forestry; and

PM 44—transmitting a Reciprocal Fisheries Agreement between the United States and Canada—referred jointly to Committees on Commerce, Science, and Transportation, and Foreign Relations. Pages 5638, 5639

Nominations: Senate received the nomination of Robert Thallon Hall, of Virginia, to be an Assistant Secretary of Commerce; and

Numerous nominations in the Army, Navy, and Coast Guard. Pages 5768–5773

Recess: Senate met at 3 p.m. and recessed at 4:59 p.m. Page 5768

Committee Meetings

FARM AND FOOD LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed legislation to amend and extend the Agriculture and Consumer Protection Act of 1973, receiving testimony from Gov. Robert F. Bennett of Kansas; John R. Kinnett, Kinnett Dairies, Inc., Columbus, Ga.; E. Linwood Tipton, Milk Industry Foundation and International Association of Ice Cream Manufacturers, Washington, D.C.; John York, Eastern Milk Producers Cooperative Association, Syracuse, N.Y.; Patrick B. Healy, National Milk Producers Federation, Washington, D.C.; Stewart G. Huber, Farmers Union Milk Marketing Cooperative, Madison, Wis.; William H. Bonde, National Wool Growers Association, Washington, D.C.; Irvin Elkin, Associated Milk Producers, San Antonio, Tex.; Gerald Sipple, Mid-America Dairymen, Menomonie, Wis.; Robert Rumler, Holstein-Friesian Association of America, Brattleboro, Vt.; Marion Lenzen, Wives Involved in Farm Economics, Sidney, Neb.; Benjamin Duell, and Karen Smith, Partners in Action, Burlington, Kans.; and Janice Black, United Farm Wives, Kanorado, Kans.

Hearings continue on Thursday, March 3.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed closed hearings on proposed budget estimates for fiscal year 1978 for the Defense Establishment, receiving testimony from Alton Slay, Chief of Staff for Research and Development, and Kenneth Jordan, Principal Deputy Assistant Secretary for Research and Development, both of the Air Force.

Hearings continue tomorrow in closed session.

APPROPRIATIONS—SUPPLEMENTAL EDUCATION AND WELFARE

Committee on Appropriations: Subcommittee continued hearings on supplemental appropriations for fiscal year 1977 for education and welfare programs of the Department of Health, Education, and Welfare, receiving testimony in behalf of funds for their respective activities from Dr. William F. Pierce, Acting Commissioner of Education; Dr. Charles E. Hansen, Director of Administration and Management, Office of the Assistant Secretary for Education; Harold L. Hodgkinson, Director, National Institute of Education; Don I. Wortman, Acting Administrator, Social and Rehabilitation Service, and John D. Young, Assistant Secretary, Comptroller, all of whom were accompanied by their associates of the Department of Health, Education, and Welfare.

Subcommittee will meet again on Tuesday, March 8.

APPROPRIATIONS—INTERIOR SUPPLEMENTAL

Committee on Appropriations: Subcommittee held hearings on supplemental appropriations for fiscal year 1977 for the Department of the Interior, receiving testimony from numerous departmental witnesses representing the Bureaus of Land Management, Outdoor Recreation, and Indian Affairs; the Land and Water Conservation Fund, the Fish and Wildlife Service, and the National Park Service.

Hearings continue tomorrow.

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Subcommittee held hearings on proposed budget estimates for fiscal year 1978 for the Legislative Branch, receiving testimony in behalf of funds for their respective activities from Daniel J. Boorstin, The Librarian of Congress; Donald C. Curran, The Assistant Librarian of Congress; and Gilbert Gude, Director, Congressional Research Service.

Subcommittee will meet again on Thursday, March 3.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony from Donald P. Hodel, Administrator, Bonneville Power Administration; Robert J. Cross, Administrator, Alaska Power Administration; and Jan Fortun, Administrator, Southeastern Power Administration, all of the Department of the Interior.

Subcommittee will meet again tomorrow to hear representatives of the North Pacific Division, Army Corps of Engineers.

APPROPRIATIONS—TREASURY

Committee on Appropriations: Committee began hearings on proposed budget estimates for fiscal year 1978 for the Department of the Treasury and General Government, receiving testimony in behalf of funds for their respective activities from Secretary Michael Blumenthal; Warren F. Brecht, Assistant Secretary for Administration; Vernon D. Acree, Commissioner, United States Customs Service; John H. Harper, Acting Assistant Secretary for Enforcement Operations and Tariff Affairs; and Arthur Brandstatter, Director of the Federal Law Enforcement Training Center, all of the Department of the Treasury.

Hearings continue on Thursday, March 3.

NATO FORCES

Committee on Armed Services: Committee held hearings to receive testimony on the status of U.S. and allied military forces in Europe and on the NATO situation in general from General Alexander Haig, Supreme Allied Commander, Europe, and Commander-in-Chief of United States Forces in Europe.

Hearings were recessed subject to call.

NATO FORCES

Committee on Armed Services: Subcommittee on Manpower and Personnel held open and closed hearings to receive testimony on the military posture and troop levels in NATO, receiving testimony from General Alexander Haig, Supreme Allied Commander—Europe, and Commander-in-Chief of United States Forces in Europe.

Subcommittee will meet again tomorrow to receive testimony on the current status of the U.S. all-volunteer armed forces.

MILITARY INTELLIGENCE PROGRAM

Committee on Armed Services: Subcommittee on Tactical Air Power held closed hearings to receive testimony on programs of the Defense Intelligence Agency from Major General Lincoln D. Faurer, Vice Director for Production, and Robert C. Guenther, Directorate for Production, both of DIA.

Subcommittee will meet again tomorrow.

INTEREST RATE REGULATION

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported with an amendment S. 756, to extend authority for the flexible regulation of interest rates on deposits and accounts in depository institutions (Regulation Q). As amended, the bill would extend such regulation from March 1 until October 1, 1977.

MINORITY SUBCOMMITTEE ASSIGNMENTS

Committee on Banking, Housing, and Urban Affairs: Committee announced minority assignments to subcommittees, as follows:

Housing and Urban Affairs

Senators Brooke, Tower, Garn, Heinz, Lugar, and Schmitt.

Securities

Senators Brooke and Tower.

Financial Institutions

Senators Tower and Brooke.

Production and Stabilization

Senators Heinz and Lugar.

International Finance

Senators Heinz Garn, and Schmitt.

Rural Housing

Senator Garn.

Consumer Affairs

Senator Schmitt.

Federal Credit Programs

Senator Lugar.

NASA AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Science and Space held hearings on S. 365, authorizing funds for fiscal year 1978 for the National Aeronautics and Space Administration, receiving testimony from Robert Curtin, Director of Facilities, E. S. Groo, Associate Administrator for Center Operations, and Edward Z. Gray, Assistant Administrator for Industry Affairs and Technology Utilization, all of the National Aeronautics and Space Administration.

Hearings continue on Thursday, March 3.

SURFACE COAL MINING

Committee on Energy and Natural Resources: Subcommittee on Minerals, Materials and Fuels resumed hearings on S. 7, to establish in the Department of the Interior an Office of Surface Mining Reclamation and Enforcement to administer programs to control surface coal mining operations, receiving testimony from Charles Schwab, Hawkeye-Elkhorn Coal Co., Pikesville, Ky.; Charles Franzman, Sam Coal Co., Marietta, Ga.; Edward Mears, Mears Coal Co., Dixonville, Pa.; Steven Friedman, Pennsylvania Coal Mining Association, Philadelphia; Louis Hunter, Richlands, Va.; B. V. Cooper, Virginia Surface Mining Association, Wise, Va.; Benjamin Lusk, West Virginia Surface Mine Reclamation Association, Charleston; R. E. Samples, and Donald Sturm, representing the American Mining Congress, Washington, D.C.; and John Powell and J. L. Jackson, representing the National Coal Association, Washington, D.C.

Hearings continue tomorrow.

BUDGET RECOMMENDATIONS AND COMMITTEE FUNDING

Committee on Finance: Committee met to review those items in the President's budget for fiscal year 1978 which fall within its legislative jurisdiction with a view to making recommendations thereon to the Budget Committee, but did not complete action and will meet again tomorrow.

Also, committee announced that during its organizational meeting on February 23, it approved the following resolutions:

An original resolution requesting $30,000 for routine committee expenses; and

An original resolution (S. Res. 97) requesting $565,000 for the committee expenses through February 28, 1978.

MIDDLE EAST BRIEFING

Committee on Foreign Relations: Committee met in closed session to receive a briefing from Secretary of State Cyrus Vance on his recent trip to the Middle East.

Committee recessed subject to call.

COMMITTEE BUSINESS AND SUBCOMMITTEE ASSIGNMENTS

Committee on Foreign Relations: Committee ordered favorably reported S. Con. Res. 7, expressing the sense of the Congress relative to actions by the Government of the U.S.S.R. concerning emigration and adherence to the Helsinki Declaration (amended); and

The following nominations: Harry G. Barnes, Jr., of Maryland; Robert A. Hurwitch, of Illinois; Richard B. Parker, of Kansas; Thomas R. Pickering, of New Jersey; Harry W. Shlaudeman, of California; Ronald I. Spiers, of Vermont; and Christopher Van Hollen, of Virginia, each for promotion to Career Minister in the Foreign Service.

Foreign Service Officer promotion lists dated January 10, 1977, and February 14, 1977.

Committee reviewed and approved the Articles of Agreement of the International Fund for Agricultural Development.

Also, committee announced subcommittee assignments as follows:

Foreign Economic Policy

Senators Church (*chairman*), Clark, Sarbanes, Javits, and Pearson.

European Affairs

Senators Biden (*chairman*), Pell, Glenn, Griffin, and Case.

East Asian and Pacific Affairs

Senators Glenn (*chairman*), Stone, and Pearson.

Western Hemisphere Affairs

Senators Sarbanes (*chairman*), Church, Stone, Javits, and Case.

Near Eastern and South Asian Affairs

Senators Stone (*chairman*), McGovern, Sarbanes, Baker, and Griffin.

African Affairs

Senators Clark (*chairman*), Humphrey, and Pearson.

Arms Control, Oceans and International Environment

Senators Pell (*chairman*), McGovern, Humphrey, Glenn, Percy, Griffin, and Baker.

Foreign Assistance

Senators Humphrey (*chairman*), Church, Clark, Biden, Case, Javits, and Percy.

International Operations

Senators McGovern (*chairman*), Pell, Biden, Percy, and Baker.

NSF AUTHORIZATIONS

Committee on Human Resources: Subcommittee on Health and Scientific Research began hearings on proposed legislation authorizing funds for the National Science Foundation for fiscal year 1978, receiving testimony from its Acting Director, Dr. Richard C. Atkinson, and Dr. Norman Hackerman, Chairman, National Science Board, who were accompanied by their associates.

Hearings continue on Thursday, March 3.

House of Representatives

Chamber Action

Bills Introduced: 76 public bills, H.R. 4162–4237; 11 private bills, H.R. 4238–4248; and 15 resolutions, H.J. Res. 288 and 289, and H. Res. 346–358 were introduced.

Pages 5610–5615

Bills Reported: Reports were filed as follows:

H.R. 3753, to bring certain governing international fishery agreements within the purview of the Fishery Conservation Zone Transition Act, amended (H. Rept. 95–31);

Report entitled "Summary of Testimony and Findings and Conclusions Resulting from Oversight Hearings on Narcotic Abuse and Control (H. Rept. 95–32);

H.J. Res. 269, making an urgent supplemental appropriation for the fiscal year ending September 30, 1977, for disaster relief (H. Rept. 95–33);

H. Res. 305, disapproving the deferral of certain budget authority relating to the Energy Research and Development Administration, magnetic fusion energy research (H. Rept. 95–34);

H. Res. 306, disapproving the deferral of certain budget authority relating to the Energy Research and Development Administration, Program Support—Community Operations (H. Rept. 95–35);

H. Res. 307, disapproving the deferral of certain budget authority relating to the Energy Research and Development Administration, Biomedical and Environmental Research (H. Rept. 95–36); and

H.R. 3839, to rescind budget authority recommended in the message of the President of January 17, 1977, transmitted pursuant to the Impoundment Control Act of 1974, amended (H. Rept. 95–37). Page 5610

Member Sworn: Representative Stangeland of the 7th District of Minnesota presented himself in the Well of the House and the Speaker administered the Oath of Office. Page 5574

Late Reports: Committee on Appropriations received permission to file the following reports by midnight tonight:

H. Res. 305, disapproving the deferral of certain budget authority relating to the Energy Research and Development Administration, magnetic fusion energy research;

H. Res. 306, disapproving the deferral of certain budget authority relating to the Energy Research and Development Administration, Program Support—Community Operations;

H. Res. 307, disapproving the deferral of certain budget authority relating to the Energy Research and Development Administration, Biomedical and Environmental Research;

H.J. Res. 269, making an urgent supplemental appropriation for the fiscal year ending September 30, 1977, for disaster relief. Subsequently, it was made in order to consider this resolution in the House as in the Committee of the Whole on Thursday, March 3, or any day thereafter; and

H.R. 3839, to rescind budget authority recommended in the message of the President of January 17, 1977, transmitted pursuant to the Impoundment Control Act of 1974. Subsequently, it was made in order to consider this bill on Thursday, March 3. Pages 5574, 5575

Presidential Messages: Read the following messages from the President:

Fisheries: Transmitting the Reciprocal Fisheries Agreement between the United States and Canada—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 95-90);

Cotton: Transmitting the report of the 1975 upland cotton program—referred to the Committee on Agriculture; and

Department of Energy: Transmitting proposed legislation to create a new Cabinet Department of Energy—referred to the Committee on Government Operations and ordered printed (H. Doc. 95-91).

Pages 5575, 5576

Fishery Agreements: By a yea-and-nay vote of 377 yeas to 18 nays with 1 voting "present", Roll No. 33, the House voted to suspend the rules and pass H.R. 3753, as amended, to bring certain governing international fishery agreements within the purview of the Fishery Conservation Zone Transition Act. Pages 5576–5583

Subcommittee To Sit: Subcommittee on Advanced Energy Technologies received permission to sit today during the proceedings of the House. Page 5582

Depository Institutions: By a yea-and-nay vote of 401 yeas to 4 nays with 5 voting "present", Roll No. 34, the House passed H.R. 3365, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions.

Agreed to the committee amendments; and

An amendment that permits Federal credit unions to invest up to 1 percent of their total paid-in and unimpaired capital and surplus in the securities of organizations which strengthen or advance credit union development.

H. Res. 337, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 5582–5593

Adjournment: Adjourned at 2:28 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued hearings on extension of the Agriculture and Consumer Protection Act of 1973, hearing testimony from wheat and feed grains representatives.

Hearings continue tomorrow.

LAND AND WATER RESOURCES CONSERVATION

Committee on Agriculture: Subcommittee on Conservation and Credit held a hearing on H.R. 75, Land and Water Resources Conservation Act of 1977. Testimony was heard from R. N. Davis, Director, Soil Conservation Service, USDA; and public witnesses.

APPROPRIATIONS MISCELLANY

Committee on Appropriations: Met and ordered reported favorably to the House the following measures:

H. Res. 305, disapproving the deferral of certain budget authority (D77-50) relating to the Energy Research and Development Administration, magnetic fusion energy research;

H. Res. 306, disapproving the deferral of certain budget authority (D77-51) relating to ERDA, program support-community operations;

H. Res. 307, disapproving the deferral of certain budget authority (D77-52) relating to ERDA, biomedical and environmental research;

H.J. Res. 269, making an urgent supplemental appropriation for the fiscal year ending September 30, 1977, for disaster relief;

H.R. 3839, amended, to rescind certain budget authority recommended in the message of the President of Jan. 17, 1977 (H. Doc. 95-48); and

H.R. 3477, Tax Reduction and Simplification Act of 1977.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture heard testimony from the Secretary of Agriculture.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Geological Survey.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW heard testimony from the Secretary of HEW.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction continued hearings on the Army program.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on Bonneville, Southeastern, and Alaska Power Administrations.

STATE-JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary held hearings on educational exchange; Court of Customs and Patent Appeals, Customs Court; Court of Claims; and Supreme Court.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on the Internal Revenue Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on Strategic Forces.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on the Environmental Protection Agency.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Washington Metropolitan Transit Authority.

ERDA AUTHORIZATION

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy continued executive hearings on ERDA authorization request for fiscal years 1977 and 1978. Testimony was heard from representatives of ERDA and scientific laboratories.

COMMITTEE BUSINESS

Committee on Armed Services: Subcommittee on Research and Development met for preliminary discussion of the recommended amounts for fiscal year 1978 research and development in the report to the Budget Committee.

SUPPLEMENTAL HOUSING AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House H.R. 3843 amended, Supplemental Housing Authorization Act of 1977.

HOUSING AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on fiscal year 1978 housing authorization. Testimony was heard from Richard Nathan, Brookings Institution, and public witnesses.

Hearings continue tomorrow.

1978 BUDGET

Committee on the Budget: Began hearings on the first budget resolution for fiscal year 1978. Testimony was heard from Julius Shiskin, Commissioner, Bureau of Labor Statistics; and public witnesses.

Hearings continue tomorrow.

OCCUPATIONAL SAFETY AND HEALTH ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Occupational Safety and Health Act. Testimony was heard from Representatives Hansen and Symms.

Hearings continue Wednesday, March 9.

ELEMENTARY AND SECONDARY CAREER EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held a hearing on H.R. 7, Elementary and Secondary Career Education Act of 1977, hearing testimony from public witnesses.

Hearings continue tomorrow.

COMMON SITUS PICKETING

Committee on Education and Labor: Subcommittee on Labor-Management Relations began hearings on H.R. 3500, equal treatment of craft and industrial workers. Testimony was heard from Representative Vento; Robert A. Georgine, AFL-CIO; and Clarence Mitchell, NAACP.

Hearings continue Thursday, March 3.

REORGANIZATION PLANS

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 3131, 3407 and 3442, to extend presidential authority to submit government reorganization plans to Congress. Testimony was heard from Representatives Fascell and Davis of South Carolina; OMB Director Lance; Antonin Scalia, former Assistant Attorney General (Office of Legal Counsel); Prof. Larry Tribe, Harvard Law School; and Kenneth Blaylock, National Federation of Government Employees, AFL-CIO.

INTERGOVERNMENTAL ANTIRECESSION ASSISTANCE

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources held a hearing on H.R. 3730, Intergovernmental Antirecession Assistance Act of 1977. Testimony was heard from public witnesses.

Hearings continue tomorrow.

COMMUNITY SERVICES ADMINISTRATION

Committee on Government Operations: Subcommittee on Manpower and Housing held a hearing on the opera-

tion of the Community Services Administration, hearing testimony from public witnesses.

Hearings continue Thursday, March 3.

COMMITTEE ORGANIZATION

Committee on International Relations: Subcommittee on International Development held an organizational meeting.

MILITARY ASSISTANCE TO PORTUGAL

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on H.R. 3976, to authorize supplemental military assistance to Portugal for the fiscal year 1977. Testimony was heard from U.S. Ambassador to Portugal Frank C. Carlucci; and Paul H. B. Boeker, Deputy Assistant Secretary of State for Economic and Business Affairs.

Following the hearing, the Subcommittee approved for full committee action H.R. 3976 (title above).

BIOMEDICAL RESEARCH EXTENSION—HEALTH PLANNING EXTENSION

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met and approved for full committee action the following bills, both with technical amendments:

H.R. 3539, Biomedical Research Extension Act of 1977; and

H.R. 3538, Health Planning, Health Services Research, Statistics and Medical Libraries Extension Act of 1977.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action resolutions providing funds for the expenses and investigations of the following committees:

H. Res. 321 amended, Committee on Merchant Marine and Fisheries;

H. Res. 132 amended, Committee on Veterans' Affairs; and

H. Res. 329 amended, Committee on the District of Columbia.

BUREAU OF LAND MANAGEMENT

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining held an orientation meeting with officials of the Bureau of Land Management.

WILDERNESS LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands continued hearings on H.R. 3454, to designate certain endangered public lands for preservation as wilderness, to provide for the study of additional endangered public lands for such designation; and to further the purposes of the Wilderness Act of 1964. Testimony was heard from public witnesses.

Hearings continue Friday, March 4.

C. AND O. CANAL—MANASSAS NATIONAL BATTLEFIELD PARK—CHATTAHOOCHEE RIVER NATIONAL RECREATION AREA

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs held hearings on the following bills:

H.R. 3590, to dedicate the Chesapeake and Ohio Canal National Historical Park to Justice William O. Douglas in grateful recognition of his contributions to the people of the United States;

H.R. 2437, to amend the Act of April 17, 1954, which preserved within Manassas National Battlefield Park, Virginia, important historic properties relating to the battles of Manassas; and

H.R. 111, to authorize the establishment of the Chattahoochee River National Recreation in the State of Georgia. Testimony was heard from Representatives Ottinger, Harris of Virginia, Mathis, Levitas, and McDonald.

Following the hearing the Subcommittee approved for full committee action the following bills, as amended:

H.R. 3590 (title above) and

H.R. 2437 (title above).

EXPORT ADMINISTRATION ACT

Committee on International Relations: Met and heard Secretary of State Vance report on his Middle East trip; following which he gave testimony on the Export Administration Act.

COMMITTEE ORGANIZATION

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held an organizational meeting.

INTERNATIONAL FISHERY AGREEMENTS

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House H.R. 3753 as amended, to bring certain governing international fishery agreements within the purview of the Fishery Conservation Zone Transition Act.

OIL IMPORTS

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 1037 and related bills, to require that a percentage of United States oil imports be carried on United States-flag vessels. Testimony was heard from representatives of National Maritime Union; and Transportation Institute.

Hearings continue tomorrow.

FEDERAL WATER POLLUTION CONTROL AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Water Resources began hearings on H.R. 3199, to amend and extend authorizations for the Federal Water Pollution Control Act, hearing testimony from public witnesses.

Hearings continue tomorrow.

JOHN F. KENNEDY CENTER ACT AMENDMENTS

Committee on Rules: Granted an open rule providing for the consideration of and one hour of general debate; waiving points of order against consideration of the bill for failure to comply with the provisions of section 402 (a) of the Congressional Budget Act, and providing for taking the bill S. 521 from the Speaker's table and amending it with the provisions of H.R. 2846 as passed by the House, John F. Kennedy Center Act Amendments. Testimony was heard from Chairman Johnson and Representatives Mineta and Walsh.

CREATING SELECT COMMITTEE ON PROFESSIONAL SPORTS

Committee on Rules: Held a hearing but took no action on H. Res. 111, Creating a Select Committee on Professional Sports. Testimony was heard from Representatives Sisk, Rodino, Horton, and McClory.

NASA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Space Science and Applications met and approved for full committee action H.R. 4088 amended, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD&D continued hearings on the fiscal year 1978 ERDA authorization.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Environment and Atmosphere continued hearings on the fiscal year 1978 ERDA authorization.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy RD&D continued hearings on the ERDA authorization, hearing testimony from public witnesses.

MEDICAL SERVICES AND BENEFITS

Committee on Veterans' Affairs: Subcommittee on Medical Facilities and Benefits held hearings on H.R. 2860, authorizing an agreement with the Philippines providing for hospital care for medical services to be furnished Commonwealth Army veterans for service-connected disabilities; H.R. 3695, relating to grants to the States for the construction, remodeling, or renovation of State home facilities and for furnishing hospital, domiciliary, and nursing home care for eligible veterans; and H.R. 3696; to clarify the requirement that medical services be provided by the Veterans' Administration in certain cases. Testimony was heard from Veterans' Administration and Paralyzed Veterans officials.

COMMITTEE BUDGET

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation met for consideration of committee budget for March 15 report to budget committee.

DUTY FREE AND DUTY SUSPENSION ITEMS

Committee on Ways and Means: Subcommittee on Trade met and approved for full committee action the following bills:

H.R. 422, to provide duty-free treatment of any aircraft engine used as a temporary replacement for an aircraft engine being overhauled within the United States if duty was paid on such replacement engine during a previous importation;

H.R. 1404, for the relief of Smith College; and

H.R. 3259, technical amendments, to continue to suspend for a temporary period the import duty on certain horses.

The subcommittee passed over without prejudice H.R. 2849, 3364, and 3373.

Joint Committee Meeting

COMMITTEE ORGANIZATION

Joint Committee on Defense Production: Committee held an executive organizational meeting where it elected Senator Proxmire and Representative Parren Mitchell Chairman and Vice Chairman, respectively, and adopted its rules of procedure for the 95th Congress.

Committee also terminated existence of its two subcommittees.

Résumé of Congressional Activity

FIRST SESSION OF NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through February 28, 1977

	Senate	*House*	*Total*
Days in session	25	26	..
Time in session	98 hrs., 39′	51 hrs., 53′	
Congressional Record:			
Pages of proceedings	3,136	1,512	4,648
Extension of Remarks			1,036
Public bills enacted into law	4	3	7
Private bills enacted into law	..	..	..
Bills in conference	1	1	2
Bills through conference	1	..	1
Measures passed, total	69	53	
Senate bills	5	2	
House bills	2	9	..
Senate joint resolutions	2	2	
House joint resolutions	4	4	
Senate concurrent resolutions	5	2	
House concurrent resolutions	3	3	
Simple resolutions	48	31	
Measures reported, total	*16	*26	
Senate bills	2		
House bills	1	13	
Senate joint resolutions			
House joint resolutions	1	1	
Senate concurrent resolutions			
House concurrent resolutions		2	
Simple resolutions	12	10	
Special reports	15	2	
Conference reports	1	2	
Measures pending on calendar		7	
Measures introduced, total	960	4,924	
Bills	824	4,161	
Joint resolutions	30	287	
Concurrent resolutions	10	131	
Simple resolutions	96	345	
Quorum calls	10	6	
Yea-and-nay votes	38	21	
Recorded votes		4	
Bills vetoed			
Vetoes overridden			

*These figures include all measures reported, even if there was no accompanying report. A total of 31 reports have been filed in the Senate, a total of 30 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through February 28, 1977

Army nominations, totaling 2,928, disposed of as follows:	
Confirmed	2,926
Unconfirmed	2
Navy nominations, totaling 4,222, disposed of as follows:	
Confirmed	2,559
Unconfirmed	1,663
Air Force nominations, totaling 6,762, disposed of as follows:	
Confirmed	6,510
Unconfirmed	252
Marine Corps nominations, totaling 651, disposed of as follows:	
Confirmed	650
Unconfirmed	1
Civilian nominations, totaling 2,289, disposed of as follows:	
Confirmed	576
Unconfirmed	1,663
Withdrawn	50

Summary

Total nominations received	16,872
Total confirmed	13,221
Total unconfirmed	3,581
Total withdrawn	50

Wednesday, March 2, 1977

Senate

Chamber Action

Routine Proceedings, pages 5825–5882

Bills Introduced: 18 bills and 2 resolutions were introduced, as follows: S. 850–867; S.J. Res. 33; and S. Res. 102. Pages 5840, 5858

Bills Reported: Reports were made as follows:

S. Con. Res. 7, expressing the sense of the Congress relative to actions by the Government of the U.S.S.R. concerning emigration and adherence to the Helsinki Declaration (S. Rept. 95–34) (filed on March 1, 1977);

S. Res. 99, requesting an additional $30,000 for expenses of Committee on Finance for this session of the Congress (without written report)—referred to Committee on Rules and Administration (filed on March 1, 1977).

Resolution Agreed To:

Freedom of emigration: By unanimous vote of 91 yeas, Senate agreed to S. Con. Res. 7, expressing the sense of the Congress relative to actions by the Government of the U.S.S.R. concerning emigration and adherence to the Helsinki Declaration. Pages 5826–5839

Amendment Submitted for Printing: Pages 5858, 5859

Also, committees are authorized until midnight Thursday, March 3, and midnight Friday, March 4, to file reports. Page 5882

Confirmations: Senate confirmed the following nominations:

Evan S. Dobelle, of Massachusetts, for the rank of Ambassador during his tenure of service as Chief of Protocol for the White House;

The following nominations for promotion to the class of Career minister in the Foreign Service: Harry G. Barnes, Jr., of Maryland; Robert A. Hurwitch, of Illinois; Richard B. Parker, of Kansas; Thomas R. Pickering, of New Jersey; Harry W. Shlaudeman, of California; Ronald I. Spiers, of Vermont; and Christopher Van Hollen, of Virginia; and

Lists of Foreign Service nominations dated January 10 and February 21. Page 5882

Record Vote: One record vote was taken today (total—39). Page 5839

Recess: Senate met at 11 a.m. and recessed at 1:17 p.m. Page 5879

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported S. 106, to establish a mechanism for making long range policy with respect to the Nation's land, water, and related resources; and

S. 650, to permit wheat producers to utilize a portion of their farm for use as livestock pasture or hay production (amended, limiting the program to the crop year of 1977).

Also, committee completed its review of those items in the Presidential budget for fiscal year 1978 which fall within its legislative jurisdiction, and agreed on recommendations that it will make to the Budget Committee.

Committee will meet again on Tuesday, March 8, to consider proposed legislation recommending changes in the Grain Inspection Act.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Agriculture, receiving testimony on funds for their respective activities from P. Royal Shipp, Acting Administrator, Food and Nutrition Service; William T. Manley, Interim Administrator, Federal Grain Inspection Service; Francis J. Mulhern, Administrator, Animal and Plant Health Inspection Service; Victor A. Senechal, Acting Administrator, Agricultural Stabilization and Conservation Service; and James D. Deal, Manager, Federal Crop Insurance Corporation, all of the Department of Agriculture.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee continued closed hearings on proposed budget estimates for fiscal year 1978 for the Defense Establishment, receiving testimony from I. M. Greenberg, Deputy Assistant Secretary of Defense for Planning and Requirements (Manpower and Reserve Affairs), who was accompanied by several representatives of the Army, Navy, Air Force, and Marine Corps.

Hearings continue tomorrow.

APPROPRIATIONS—FOREIGN AID

Committee on Appropriations: Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1978 for foreign aid programs, receiving testimony on funds for international financial institutions from Secretary of the Treasury W. Michael Blumenthal.

Subcommittee will meet again on Tuesday, March 8.

APPROPRIATIONS—HUD SUPPLEMENTAL

Committee on Appropriations: Subcommittee held hearings on supplemental appropriations for fiscal year 1977 for the Department of Housing and Urban Development, receiving testimony from its Secretary, Patricia Roberts Harris.

Subcommittee will meet again on Monday, March 7.

APPROPRIATIONS—INTERIOR SUPPLEMENTAL

Committee on Appropriations: Subcommittee held hearings on supplemental appropriations for fiscal year 1977 for the Department of the Interior, receiving testimony from Dr. John D. Morgan, Acting Director, Bureau of Mines, William D. Bettenberg, Acting Assistant Secretary—Energy and Minerals, Robert E. Barrett, Administrator, Mining Enforcement and Safety Administration, all of the Department of the Interior; John R. McGuire, Chief, Forest Service, Department of Agriculture; Duncan L. Read, Director of Communications and Administration, Joint Federal-State Land Use Planning Commission for Alaska; and John F. O'Leary, Administrator, Federal Energy Administrator.

Subcommittee will meet again tomorrow to receive testimony on proposed budget estimates for fiscal year 1978 for the Indian Health Service and Indian Education.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony from Maj. Gen. Wesley D. Peel, Division Engineer, North Pacific Division, Army Corps of Engineers.

Subcommittee will meet again tomorrow to receive testimony on the Appalachian Regional Commission Activities and Appalachian Regional Development Programs.

NOMINATIONS

Committee on Armed Services: Subcommittee on Manpower and Personnel concluded hearings on the nominations of Thomas B. Ross, of the District of Columbia, to be an Assistant Secretary of Defense; and R. James Woolsey, of Maryland, to be Under Secretary of the Navy, after the nominees testified and answered questions on their own behalf. Senators Stevenson and Percy spoke on behalf of Mr. Ross.

ALL-VOLUNTEER ARMED FORCES

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings to receive testimony on the current status of and possible alternatives to the all-volunteer Armed Forces. Witnesses heard were William R. King, University of Pittsburgh; Martin Binkin, the Brookings Institution, Washington, D.C.; Richard V. L. Cooper, the Rand Corporation, Santa Monica, Calif.; and Morris Janowitz, the University of Chicago.

Hearings were recessed subject to call.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development held closed hearings on proposed military procurement authorizations for fiscal year 1978 for Army programs, receiving testimony from Edward A. Miller, Assistant Secretary of the Army for Research and Development; and Lt. General Howard H. Cooksey, Deputy Chief of Staff for Research, Development, and Acquisition, Army.

Subcommittee recessed subject to call.

ARMY WEAPONS PROGRAMS

Committee on Armed Services: Subcommittee on Tactical Air Power held closed hearings to receive testimony on Army aviation programs from Edward A. Miller, Assistant Secretary of the Army for Research and Development; and Lt. General Howard H. Cooksey, Deputy Chief of Staff for Research, Development, and Acquisition, Army.

Subcommittee will meet again tomorrow.

HOUSING PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on proposed authorizations for major housing and community development programs, receiving testimony from Governor Thomas L. Judge, of Montana, representing the National Governors Conference, Washington, D.C.; Mayor Ann Crichton, of Decatur, Georgia, representing the National League of Cities, Washington, D.C.; Mayor Dennis Lynch, of Pawtucket, Rhode Island; James Scott, Fairfax, Virginia, representing the National Association of Counties, Washington, D.C.; Vondal Gravlee, National Association of Home Builders, Washington, D.C.; and Gordon Cavanaugh, Housing Assistance Council , Washington, D.C.

Hearings continue tomorrow.

CONGRESSIONAL BUDGET FOR 1978

Committee on the Budget: Committee began hearings in preparation for reporting the first concurrent resolution on the fiscal year 1978 budget, receiving testimony from Dr. Alice M. Rivlin, Director, Congressional Budget Office.

Hearings continue tomorrow.

YAKIMA VALLEY DROUGHT

Committee on Energy and Natural Resources: Committee held hearings to receive testimony on the drought situation in the Yakima Valley, Wash. Witnesses heard were E. F. Sullivan, Assistant Commissioner, Harold C. McDowell, Chief, Design Branch, Pacific Northwest Region, both of the Bureau of Reclamation, and Hector Durosher and Ralph Ginns, Bonneville Power Administration, William Gray, Yakima Project, all of the Department of the Interior; A. Fremling, Manager, Richland Operations Office, Energy Research and Development Administration; Henry Vancik, Roza Irrigation District, Yakima Valley Project, Wash.; and John S. Mayo and James Poirot, Seattle.

Hearings were recessed subject to call.

SURFACE COAL MINING

Committee on Energy and Natural Resources: Subcommittee on Minerals and Fuels continued hearings on S. 7, to establish in the Department of the Interior an Office of Surface Mining Reclamation and Enforcement to administer programs to control surface coal mining operations, receiving testimony from Gov. Julian M. Carroll, of Kentucky; Gov. John D. Rockefeller IV, of West Virginia; Dr. R. A. Bohm, University of Tennessee, Knoxville; Frank Kilgore, Wise, Va.; Marcus Nance, Berwey, Mont.; and Ernest Preatt, Jr., Scranton, Pa.

Hearings continue tomorrow.

NOMINATIONS

Committee on Environment and Public Works: Committee ordered favorably reported the nominations of Douglas M. Costle, of Virginia, to be Administrator, and Barbara Blum, of Georgia, to be Deputy Administrator, both of the Environmental Protection Agency, prior to which action the nominees testified and answered questions on their own behalf. Senators Ribicoff and Weicker and Representative Moffett introduced Mr. Costle; Senators Talmadge and Nunn introduced Ms. Blum. Testimony on the nomination of Mr. Costle was received from Harold Dobson, American Federation of Government Employees, Washington, D.C.; and Oswald LaWinter, Ridgefield, Conn.

Hearings were recessed subject to call.

FISCAL 1978 BUDGET

Committee on Environment and Public Works: Subcommittee on Regional and Community Development resumed hearings to review those items in the Presidential budget for fiscal year 1978 which fall within its legislative jurisdiction, receiving testimony from Thomas L. Peyton, Deputy Commissioner, R. J. DiLuchio, Executive Director, Public Buildings and Grounds, Loy M. Shipp, Jr., Assistant Commissioner for Space Management, and Frederick Wendeback, Deputy Assistant Commissioner, Office of Buildings Management, all of the General Services Administration; Robert Hall, Assistant Secretary-designate for Economic Development, and John Eden, Assistant Secretary for Economic Development, both of the Department of Commerce; and Donald Whitehead, Federal Co-Chairman, Appalachian Regional Commission.

Hearings continue tomorrow.

BUDGET RECOMMENDATIONS

Committee on Finance: Committee continued to review those items in the President's budget for fiscal year 1978 which fall within its legislative jurisdiction with a view to making recommendations thereon to the Budget Committee, but did not complete action and will meet again tomorrow.

SUBCOMMITTEE ASSIGNMENTS

Committee on Finance: Committee announced subcommittee assignments, as follows:

Health

Senators Talmadge (*chairman*), Ribicoff, Nelson, Bentsen, Matsunaga, Dole, Laxalt, and Danforth.

International Trade

Senators Ribicoff (*chairman*), Talmadge, Harry F. Byrd, Jr., Nelson, Moynihan, Roth, Packwood, and Hansen.

Taxation and Debt Management Generally

Senators Harry F. Byrd, Jr. (*chairman*), Talmadge, Gravel, Haskell, Packwood, Hansen, and Roth.

Social Security

Senators Nelson (*chairman*), Ribicoff, Haskell, Laxalt, and Danforth.

Energy and Foundations

Senators Gravel (*chairman*), Bentsen, Hathaway, Hansen, and Laxalt.

Private Pension Plans and Employee Fringe Benefits

Senators Bentsen (*chairman*), Gravel, Matsunaga, Packwood, and Curtis.

Unemployment Compensation, Revenue Sharing, and Economic Problems

Senators Hathaway (*chairman*), Harry F. Byrd, Jr., Moynihan, Roth, and Dole.

Administration of the Internal Revenue Code

Senators Haskell (*chairman*), Long, and Dole.

Tourism and Sugar

Senators Matsunaga (*chairman*), Long, and Curtis.

Public Assistance

Senators Moynihan (*chairman*), Long, Hathaway, Danforth, and Curtis.

SUBCOMMITTEE BUSINESS

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy met in closed session to discuss its future plans and activities, but made no announcements and recessed subject to call.

HANDICAPPED EDUCATION PROGRAM

Committee on Human Resources: Subcommittee on the Handicapped held hearings on S. 725, authorizing funds through fiscal year 1982 for certain education programs for handicapped persons, receiving testimony from Gregory A. Humphrey, American Federation of Teachers, Washington, D.C., accompanied by Sonia Richman, Philadelphia Federation of Teachers; Jayne Shover, National Easter Seal Society for Crippled Chil-

dren and Adults, Chicago; Hyman Gardsbane, Shreveport, and Eli Tash, Pittsburgh, both of the Association of Children with Learning Disabilities Advisory Board.

Subcommittee will meet again on March 21.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Wade H. McCree, Jr., of Michigan, to be Solicitor General; Barbara A. Babcock, of California, to be an Assistant Attorney General (Civil Division); Benjamin R. Civiletti, of Maryland, to be an Assistant Attorney General (Criminal Division); Drew S. Days III, of New York, to be an Assistant Attorney General (Civil Rights Division); Daniel J. Meador, of Virginia, to be an Assistant Attorney General (Office for Improvements in the Administration of Justice); and Patricia M. Wald, of Maryland, to be an Assistant Attorney General (Office of Legislative Affairs), all of the Department of Justice. Senators Griffin and Riegle introduced Mr. McCree; Senators Cranston and Hayakawa introduced Ms. Babcock; Senator Sarbanes introduced Mr. Civiletti and Ms. Wald; Senator Javits introduced Mr. Days; and Senator Scott introduced Mr. Meador. Testimony was received on the nominations of Mr. McCree and Mr. Days from James A. Venema, National Association for Neighborhood Schools, Inc., New Castle, Del.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee held an organizational meeting where it adopted its rules of procedure for the 95th Congress; and ordered favorably reported (1) an original resolution appointing Senators Cannon, Allen, and Hatfield as members on the part of the Senate to the Joint Committee on Printing, and Senators Cannon, Pell, Williams, Griffin, and Baker as members on the part of the Senate to the Joint Committee on the Library; and (2) an original resolution authorizing the purchase of Historical Society calendars for 1978.

Also, committee announced that it had terminated all of its committees, and will operate on the basis of full committee or ad hoc subcommittee consideration of all matters.

Committee began consideration of S. Res. 5 through 12, proposing several changes in the Senate rules, principally with regard to Rule XXII (cloture), but did not complete action thereon, and recessed subject to call.

COMMITTEE ORGANIZATION

Committee on Veterans' Affairs: Committee held an organizational meeting where it adopted its rules of procedure for the 95th Congress and announced subcommittee assignments, as follow:

Compensation and Pension*

Senators Talmadge (*chairman*), Matsunaga (*vice-chairman*), Randolph, Durkin, Hansen, and Stafford.

Health and Readjustment*

Senators Cranston (*chairman*), Durkin (*vice-chairman*), Randolph, Stone, Thurmond, and Hansen.

Housing, Insurance, and Cemeteries*

Senators Stone (*chairman*), Talmadge, Cranston, Matsunaga, Stafford, and Thurmond.

*Chairman and ranking minority member are ex officio non-voting members of all subcommittees.

House of Representatives

Chamber Action

Bills Introduced: 151 public bills, H.R. 4249–4399; 5 private bills, H.R. 4400–4404; and 28 resolutions, H.J. Res. 290–301, H. Con. Res. 132–136, and H. Res. 359–369 were introduced. Pages 5976–5983

Bills Reported: Reports were filed as follow:

S. 776, to dedicate the canal and towpath of the Chesapeake and Ohio Canal National Historical Park to Justice William O. Douglas (H. Rept. 95–38);

H. Res. 359, providing for the consideration of H.R. 2846, to amend the John F. Kennedy Center Act to authorize funds for certain repairs (H. Rept. 95–39); and

H. Res. 360, providing for the consideration of H.R. 3477, to provide for a refund of 1976 individual income taxes and other payments, to reduce individual and business income taxes, and to provide tax simplification and reform (H. Rept. 95–40). Page 5976

Chesapeake and Ohio Canal: By voice vote the House passed S. 776, to dedicate the canal and towpath of the Chesapeake and Ohio Canal National Historical Park to Justice William O. Douglas; clearing the measure for the President. Page 5883, 5884

Committee to Sit: Subcommittee on Advanced Energy Technologies and Energy Conservation Research, Development, and Demonstration of the Committee on Science and Technology received permission to sit during the proceedings of the House under the 5-minute rule today. Page 5884

U.S. Coast Guard Academy: The Speaker read a letter from the Chairman of the Committee on Merchant Marine and Fisheries wherein the following Members have been appointed members of the Board of Visitors to the U.S. Coast Guard Academy for the year 1977: Representatives Biaggi, de la Garza, Treen, and Murphy of New York, ex officio. Pages 5883, 5884

Interparliamentary Union: The Speaker appointed as members of the delegation to attend the Conference of the Interparliamentary Union the following Members on the part of the House: Representatives Hamilton, Giaimo, Pepper, Preyer, Long of Louisiana, Derwinski, McClory, Vander Jagt, and Burke of Florida. Page 5884

Gallaudet College: The Speaker appointed as members of the Board of Directors of Gallaudet College the following Members on the part of the House: Representatives Ryan and Buchanan. Page 5884

Japan-United States Friendship: The Speaker appointed as members of the Japan-United States Friendship Commission the following Members on the part of the House: Representatives Zablocki and Anderson of Illinois. Page 5884

Late Report: Committee on Government Operations received permission to file by midnight Friday, March 4, a report on general oversight. Page 5885

Depository Institutions: The House disagreed to the Senate amendments to H.R. 3365, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions, and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Reuss, St Germain, Annunzio, Patterson of California, LaFalce, Stanton, and Rousselot. Page 5885

Financial Ethics: By a yea-and-nay vote of 402 yeas to 22 nays, Roll No. 39, the House agreed to H. Res. 287 to amend the Rules of the House of Representatives, as amended.

Agreed to:

A committee amendment that includes grandson and granddaughter within the meaning of "relative," with respect to a person required to file a financial disclosure report;

An amendment that includes grandson and granddaughter within the definition of "relative" for the purpose of exemption from gift reporting requirements;

The committee amendments to title III, the language of which prohibits the maintaining of an unofficial office account;

A committee amendment substituting January 3, 1978, for January 1, 1978, as the effective date for abolition of unofficial office accounts; and

A committee amendment striking title VII which contained the language to establish a Select Committee on Ethics.

Rejected:

A committee amendment that sought to strike the $35 threshold for the reporting of gifts and the exemption for gifts of personal hospitality (rejected by a division vote of 14 ayes to 43 noes);

An amendment that sought to strike title III which contains the language prohibiting the maintaining of an unofficial office account to defray congressional office expenses (rejected by a recorded vote of 187 ayes to 235 noes with 2 voting "present", Roll No. 37);

A committee amendment that sought to increase from $750 to $1,000 the limit on an honorarium; and

An amendment that sought to strike title VI which contains the language prohibiting outside earned income in excess of 15 percent of a Member's annual salary (rejected by a recorded vote of 79 ayes to 344 noes with 1 voting "present", Roll No. 38).

H. Res. 338, the rule under which the measure was considered was agreed to earlier by a voice vote. Agreed to the previous question on the rule by a yea-and-nay vote of 267 yeas to 153 nays with 1 voting "present", Roll No. 36. Pages 5885–5953

Adjournment: Adjourned at 10:11 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued hearings on extension of the Agriculture and Consumer Protection Act of 1973 with testimony from wheat and feed grains representatives.

Hearings continue tomorrow.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture heard testimony from the Secretary of Agriculture.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Bureau of Land Management.

LABOR–HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on Assistant Secretary for Health; and Center for Disease Control.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction continued hearings on the Army program.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing with Secretary of the Interior; and Water Resources Council.

JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and the Judiciary held hearings on Courts of Appeals, District Courts, and other judiciary services; Federal Judicial Center; and Administrative Office of the U.S. Courts.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on Bureau of the Public Debt; and Bureau of Government Financial Operations.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued executive hearings on Strategic Forces.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on the Environmental Protection Agency.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations heard testimony from Secretary of State Vance.

MILITARY POSTURE

Committee on Armed Services: Began hearings on military posture with testimony from Secretary of Defense Harold Brown; and Chairman, Joint Chiefs of Staff, Gen. George S. Brown, USAF.

Hearings continue tomorrow.

HOUSING AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on the fiscal year 1978 housing authorization. Testimony was heard from Representatives Harrington and Horton, and public witnesses.

Hearings continue tomorrow.

1978 BUDGET

Committee on the Budget: Continued hearings on the first budget resolution for fiscal year 1978. Testimony was heard from Federal Reserve Board Chairman Dr. Arthur F. Burns, and public witnesses.

Hearings continue tomorrow.

NATURAL GAS SHORTAGE

Committee on District of Columbia: Subcommittee on Economic Development and Regional Affairs held a hearing on the natural gas shortage in the D.C. area. Testimony was heard from representatives of the Washington Gas Light Company; and Columbia Gas Transmission Corporation.

ELEMENTARY AND SECONDARY CAREER EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 7, Elementary and Secondary Career Education Act of 1977, hearing testimony from public witnesses.

Hearings continue tomorrow.

FULL EMPLOYMENT—CETA AUTHORIZATION

Committee on Education and Labor: Subcommittee on Employment Opportunities continued hearings on H.R. 50, Full Employment and Balanced Growth Act of 1977; H.R. 2992, authorization for the Comprehensive Employment and Training Act, and the President's economic stimulus proposals. Testimony was heard from Governor Kneip, of South Dakota; and representatives of U.S. Catholic Conference, and Women's Lobby.

INTERGOVERNMENTAL ANTIRECESSION ASSISTANCE

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on H.R. 3730, Intergovernmental Antirecession Assistance Act of 1977. Testimony was heard from Representative Brooks; Secretary of Treasury Blumenthal; Julius Shiskin, Bureau of Labor Statistics; and Harry S. Havens, Director, Division of Program Analysis, GAO.

GAO AUDITS

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on H.R. 2176, to authorize the General Accounting Office to audit Federal bank regulatory agencies. Testimony was heard from Ellsworth Morse, GAO; William Sprague, Federal Home Loan Bank Board; and representatives of consumer groups and American Bankers Association.

REDWOOD NATIONAL PARK

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources met and approved for full committee action by vote of 6 to 1 a report entitled "Protecting Redwood National Park."

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action resolutions providing funds for the expenses and investigations of the following committees:

H. Res. 313, Committee on International Relations;

H. Res. 319 amended, Committee on International Relations; and

H. Res. 357, Committee on the Judiciary.

DEDICATE C. AND O. CANAL

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House S. 776, to dedicate the Chesapeake and Ohio Canal National Historical Park to Justice William O. Douglas in grateful recognition of his contributions to the people of the United States.

The Committee also considered and approved the committee funding resolution.

RHODESIAN CHROME—IFAD ARTICLES OF AGREEMENT

Committee on International Relations: Met and ordered reported favorably to the House H.R. 1746 amended, to amend the U.N. Participation Act of 1945 to halt the importation of Rhodesian chrome.

The Committee also considered and approved the International Fund for Agricultural Development (IFAD) Articles of Agreement.

SEX AND VIOLENCE ON TV

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held an oversight hearing on the questions of sex and violence on television. Testimony was heard from FCC Chairman Wiley; representatives of ABC, NBC, and CBS; National Association of Broadcasters; and public witnesses.

PETROLEUM MARKETING PRACTICES

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and power began but did not complete markup of H.R. 130, Petroleum Marketing Practices Act.

HEALTH SERVICES EXTENSION ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met and approved for full committee action a clean bill in lieu of H.R. 3598, Health Services Extension Act of 1977.

FEDERAL RULES OF CRIMINAL PROCEDURE

Committee on the Judiciary: Subcommittee on Criminal Justice concluded hearings on proposed amendments to the Federal Rules of Criminal Procedure. Testimony was heard from Andrew Bowman, Federal Public Defender, District of Connecticut, and representatives of Legal Aid Society of New York City; American Civil Liberties Union; New York Criminal Bar Association, and other public witnesses.

OIL IMPORTS

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine continued hearings on H.R. 1037, to require that a percentage of U.S. oil imports be carried on United States-flag vessels. Testimony was heard from representatives of American Maritime Association; and American Petroleum Institute.

PORPOISE TAKING REGULATIONS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on the recently published regulations issued by the Secretary of Commerce concerning the incidental taking of porpoises associated with the tuna industry. Testimony was heard from representatives of the Department of Commerce; the Marine Mammal Commission; the tuna industry; environmentalists; and other public witnesses.

FEDERAL WATER POLLUTION CONTROL AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on H.R. 3199, to amend and extend authorizations for the Federal Water Pollution Control Act, with testimony from public witnesses.

TAX REDUCTION AND SIMPLIFICATION ACT

Committee on Rules: Granted a modified rule providing for the consideration of and 3 hours of general debate; waiving points of order against the consideration of the bill for failure to comply with the provisions of sections 303(a) and 401(b)(1) of the Congressional Budget Act of 1974 and clause 2(1)(6) of Rule XI (the 3-day layover rule); providing that no amendment shall be in order except committee amendments, and waiving points of order against the committee amendments for failure to comply with sections 303(a) and 401(b)(1) of the Congressional Budget Act, on H.R. 3477, Tax Reduction and Simplification Act of 1977. Testimony was heard from Chairman Ullman and Representative Conable.

CREATING SELECT COMMITTEE ON PROFESSIONAL SPORTS

Committee on Rules: Ordered reported favorably to the House H. Res. 111, amended, Creating a Select Committee on Professional Sports.

NSF AUTHORIZATION

Committee on Science and Technology: Subcommittee on Science, Research and Technology met and approved for full committee action H.R. 3607, amended, to authorize appropriations for activities of the National Science Foundation.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD & D continued hearings on the fiscal year 1978 ERDA authorization with testimony from public witnesses.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere continued hearings on the fiscal year 1978 ERDA authorization.

COMMITTEE BUSINESS

Committee on Small Business: Met, considered, and approved the Small Business Administration budget for report to Budget Committee; and considered the Committee budget.

MEDICAL SERVICES AND BENEFITS

Committee on Veterans' Affairs: Subcommittee on Medical Facilities and Benefits met to mark up H.R. 3695, 3696 and 3953, but took no action due to lack of a quorum.

COMMITTEE BUSINESS

Committee on Ways and Means: Subcommittee on Health met and considered subcommittee budget for full committee report to Budget Committee.

Thursday, March 3, 1977

Senate

Chamber Action

Routine Proceedings, pages 6065–6142

Bills Introduced: 35 bills and 4 resolutions were introduced, as follows: S. 868–902; S.J. Res. 34; and S. Res. 103–105. Pages 6064, 6065, 6111, 6112, 6157

Bills Reported: Reports were made as follows:

S. Res. 81, expressing the sense of the Senate on the expulsion of American journalist, George A. Krimsky, from the Soviet Union (S. Rept. 95–35);

S. Res. 103, requesting $52,000 for purchase of 104,000 calendars by Committee on Rules and Administration (S. Rept. 95–36);

S. 174, to amend the United Nations Participation Act of 1945 to halt the importation of Rhodesian Chrome, with an amendment (S. Rept. 95–37);

S. Res. 104, electing Senators Cannon, Allen, and Hatfield as Senate members of the Joint Committee on Printing, and Senators Cannon, Pell, Williams, Griffin, and Baker as Senate members of the Joint Committee on the Library (without written report). Page 6064

Amendments Submitted for Printing: Pages 6112, 6113

Bills Passed:

Reorganization Plans: By unanimous vote of 94 yeas, Senate passed and sent to the House S. 626, to reestablish the period within which the President may transmit to the Congress plans for the reorganization of agencies of the executive branch of the Government, after agreeing to committee substitute amendment, and to Ribicoff unprinted amendment No. 54, to clarify the kinds of governmental functions which may be eliminated by a reorganization plan. Pages 6141–6155

Joint Committee Appointments: Senate agreed to S. Res. 104, electing Members to Joint Committees, as follows:

Joint Committee on Printing: Senators Cannon, Allen, and Hatfield; and

Joint Committee on the Library: Senators Cannon, Pell, Williams, Griffin, and Baker. Page 6157

Third Concurrent Budget Resolution: Senate agreed to the conference report on S. Con. Res. 10, revising the congressional budget for the Federal Government for fiscal year 1977, thus clearing the measure for action of the House.

Levels agreed to in conference are as follows:

[In billions]

Revenues	$347.7
Budget Authority	$472.9
Outlays	$417.45
Deficit	$ 69.75
Public Debt	$718.4

Pages 6055–6062

Conferees—SBA Loan Programs: Senators Javits and Laxalt were relieved as conferees on H.R. 2647, to increase ceilings on major lending programs of the Small Business Administration. Page 6155

Joint Committee Appointments: Senators Proxmire, Sparkman, McIntyre, Brooke, and Tower were appointed as Senate members of the Joint Committee on Defense Production. Page 6113

Vice Presidential Appointment: Vice President made appointments as follows:

Senator Gravel to the United Nations Water Conference, to be held in Mar del Plata, Argentina, on March 14–25, 1977;

Senators Magnuson, Pell, and Hollings to the Sixth Session of the Third United Nations Conference on the Law of the Sea, to be held in New York City, May 23–July 8, 1977;

Senators Johnston, Leahy, Hatfield, and Bartlett to the Board of Visitors to the U.S. Military Academy; and

Senators Hollings, Hart, Stevens, and Hansen to the Board of Visitors to the U.S. Air Force Academy. Pages 6062, 6163

Unanimous-Consent Agreement—Warnke Nomination: By unanimous consent, it was agreed that on Friday, March 4, Senate will begin general debate on the nomination of Paul C. Warnke, of the District of Columbia, to serve with the rank of Ambassador (for SALT negotiations) during his tenure of service as Director of the Arms Control and Disarmament Agency, which debate will continue on Monday; that there will be 12 hours of debate thereon on Tuesday and Wednesday, March 8 and 9; that at 5 p.m. on Wednesday, after disposition of any procedural motions, vote on the question of his confirmation will occur, and if the nomination is confirmed, the President be notified immediately; and that following such vote, there be 1 hour of debate on the nomination of Mr. Warnke, to be Director of the Arms Control and Disarmament Agency, to be followed by a vote on the question of his confirmation. Pages 6155, 6156

Nominations: Senate received the following nominations:

Guy Richard Martin, of Alaska, to be an Assistant Secretary of the Interior;

Robert L. Herbst, of Minnesota, to be Assistant Secretary of the Interior for Fish and Wildlife; and

Two Marine Corps nominations in the rank of General. Page 6164

Record Vote: One record vote was taken today (total—40). Page 6153

Recess: Senate met at noon and recessed at 3:40 p.m. Page 6164

Committee Meetings

FARM AND FOOD LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation to amend and extend the Agriculture and Consumer Protection Act of 1973, receiving testimony from Gov. Thomas E. Judge, of Montana; William E. Jones, and L. C. Carter, Riceland Foods, Stuttgart, Ark.; Harold E. Cox, Rice Advisory Committee, Wynn, Ark.; Noel Baker, Alicia, Ark.; Ralph Newman, American Rice, Inc., Houston, Tex.; Ronald W. Bailey, Producers Rice Mill, Inc., Stuttgart, Ark.; Stephen Gabbert, Rice Millers Association, Washington, D.C.; Robert B. Goss, Food Corporation International, Houston, Tex., representing Ad Hoc Committee of Industrial Rice Users; John Denison, Louisiana Farm Bureau, Ioway, La.; Wayne Horiuchi, Ad Hoc Committee of Rice Consumers, Washington, D.C.; Larry Corbett, Alicia, Ark.; Leonard Hensgens, Branch, La.; and J. P. Gaines, Gaines Consultants, Folsom, La.

Hearings continue tomorrow.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Agriculture, receiving testimony from Francis J. Mulhern, Administrator, Animal and Plant Health Inspection Service; Victor A. Senechal, Acting Administrator, Agricultural Stabilization and Conservation Service; and James D. Deal, Manager, Federal Crop Insurance Corporation, all of the Department of Agriculture.

Hearings continue on Monday, March 7.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee continued closed hearings on proposed budget estimates for fiscal year 1978 for the Defense Establishment, receiving testimony from John R. Quetsch, Principal Deputy Assistant Secretary of Defense (Comptroller), who was accompanied by several of his associates.

Hearings continue on Monday, March 7.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior and related activities, receiving testimony on funds for Indian health and education programs from Dr. Emery A. Johnson, Director, Indian Health Service, and Dr. William F. Pierce, Acting Commissioner of Education, both of the Department of Health, Education, and Welfare.

Subcommittee will meet again on Tuesday, March 8.

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Legislative Branch, receiving testimony from George M. White, Architect of the Capitol; and Thomas F. McCormick, Public Printer, and Carl A. LaBarre, Assistant Public Printer (Superintendent of Documents), both of the Government Printing Office.

Subcommittee will meet again on Monday, March 7.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony on funds for the Appalachian Regional Commission and Appalachian Regional Development Programs from its Federal Co-Chairman Donald W. Whitehead.

Hearings continue on Monday, March 7.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee held hearings on proposed budget estimates for fiscal year 1978 for the Department of Transportation and related agencies, receiving testimony on funds for their respec-

tive activities from Webster Todd, Chairman, National Transportation Safety Board; Mortimer Downey, Deputy Undersecretary of Transportation; Charles Weithoner, Associate Administrator, Federal Aviation Administration; Theodore Lutz, General Manager, Washington Metropolitan Area Transit Authority; Charles E. Duke, Deputy Administrator, National Highway Traffic Safety Administration; John Krimsky, Pan Am Airways, Washington, D.C.; Walter A. Jenson, and John H. LeGwin, representing the Air Transport Association, Washington, D.C.; and Jack Corbet, Airport Operators Council International, Washington, D.C.

Hearings continue tomorrow with the Commander of the Coast Guard Siler.

APPROPRIATIONS—TREASURY

Committee on Appropriations: Committee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of the Treasury, receiving testimony from James J. Featherstone, Deputy Assistant Secretary for Enforcement, Operations, and Tariff Affairs; H. Stuart Knight, Director, Secret Service; Frank H. MacDonald, Acting Director, Bureau of the Mint; James A. Conlon, Director, Bureau of Engraving and Printing; William E. Williams, Acting Commissioner of the Internal Revenue Service; and William Hausman, Director, Office of Operations, all of the Department of the Treasury.

Hearings continue on Tuesday, March 8.

NOMINATIONS AND BRIEFING

Committee on Armed Services: Committee ordered favorably reported the nominations of Thomas B. Ross, of the District of Columbia, to be an Assistant Secretary of Defense; and R. James Woolsey, of Maryland, to be Under Secretary of the Navy.

Also, committee in closed session received an overview briefing from Admiral Stansfield Turner, Director, and Paul Walsh, Assistant Deputy Director for Intelligence, both of the Central Intelligence Agency.

AIR FORCE PROGRAMS

Committee on Armed Services: Subcommittee on Tactical Air Power held closed hearings to receive testimony on Air Force programs, including structure review, combat training programs and the F-15 type aircraft. Witnesses heard were Lt. General Alton D. Slay, Deputy Chief of Staff, Research & Development; Brigadier General Mele Vojvodich, Chief, Tactical Forces and Airlift Division, Directorate of Programs; Major General Charles A. Gabriel, Deputy Chief of Staff, Operations Tactical Air Command; and Brigadier General Robert Scurlock, System Program Director, F-15, all of the Department of the Air Force.

Hearings continue tomorrow.

HOUSING PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on proposed authorizations for major housing and community development programs, receiving testimony from Kenneth G. Hance, Jr., Council of State Housing Agencies, Leon W. Weiner, National Housing Conference, and Robert W. Maffin, National Association of Housing and Redevelopment Officials, all of Washington, D.C.; Michael J. Lonergan, Ad Hoc Committee for Adequate and Assured Community Development Program Funding, Philadelphia; and John O'Leary, City Council's Finance Committee, Portland, Maine.

Hearings continue tomorrow.

CONGRESSIONAL BUDGET FOR 1978

Committee on the Budget: Committee continued hearings in preparation of reporting the first concurrent resolution on the fiscal year 1978 budget, receiving testimony from Dov Zakheim, Professional Staff Member, Congressional Budget Office; and Robert D. Sneed, Professional Staff Member, Senate Budget Committee.

Hearings continue tomorrow.

NASA AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Science and Space resumed hearings on S. 365, authorizing funds for fiscal year 1978 for the National Aeronautics and Space Administration, receiving testimony from Dr. Noel Hinners, Associate Administrator for Space Science, Bradford Johnston, Associate Administrator for Applications, and Gerald Truszynski, Associate Administrator for Tracking and Data Acquisition, all of the National Aeronautics and Space Administration.

Hearings continue on Monday, March 7.

SURFACE COAL MINING

Committee on Energy and Natural Resources: Subcommittee on Minerals and Fuels continued hearings on S. 7, to establish in the Department of the Interior an Office of Surface Mining Reclamation and Enforcement to administer programs to control surface coal mining operations, receiving testimony from Gov. Ed Herschler, of Wyoming; Gov. Thomas L. Judge, of Montana; Jack Ratchye, Sheridan, Wyo.; Alex Radin, American Public Power Association, Washington, D.C.; Kenneth Holum, Western Fuels Association, Inc.; Robert D. Partridge, National Rural Electric Cooperative Association, Washington, D.C.; W. P. Schmechel, Western Energy Company of Montana; Wallis McCrae, Northern Great Plains Resource Council; Gerald Moravek, Powder River Basin Resource Council, Decker, Wyo.; and Robert Masterson, Galesburg, Ill.

Hearings were recessed subject to call.

FISCAL 1978 BUDGET

Committee on Environment and Public Works: Subcommittee on Regional and Community Development continued hearings to review those items in the Presidential budget for fiscal year 1978 which fall within its legislative jurisdiction, receiving testimony from Lynn A. Greenwalt, Director, Fish and Wildlife Service, Department of the Interior.

Hearings continue tomorrow.

BUDGET RECOMMENDATIONS

Committee on Finance: Committee completed its review of items in the Presidential budget for fiscal year 1978 which fall within its legislative jurisdiction, and agreed on recommendations that it will make to the Budget Committee.

MILITARY ASSISTANCE AND BUDGET RECOMMENDATION

Committee on Foreign Relations: Subcommittee on Foreign Assistance approved for full committee consideration, with an amendment, S. 489, authorizing a total of $34.5 million for fiscal year 1977 for military assistance to Portugal.

Also, subcommittee reviewed those items in the Presidential budget for fiscal year 1978 which fall within its legislative jurisdiction, and agreed on certain recommendations it will make to the full committee.

NSF AUTHORIZATION

Committee on Human Resources: Subcommittee on Health and Scientific Research resumed hearings on S. 855 authorizing funds for the National Science Foundation for fiscal year 1978, receiving testimony from Dr. Alexander Rich, member, National Science Board; Wesley W. Posvar, Pittsburgh, on behalf of the Association of American Universities, American Council on Education and National Association of State Universities and Land Grant Colleges; T. R. Williams, Wooster, Ohio, on behalf of Great Lakes Colleges Association, Associated Colleges of the Midwest, American Association of State Colleges and Universities, and National Association of Independent Colleges and Universities; Lillie K. Singleton, University of Alabama, on behalf of the American Association of Community and Junior Colleges; William Jackson, Washington, D.C., on behalf of the National Organization for the Professional Advancement of Black Chemists and Chemical Engineers; James E. Barger, Bolt Beranek and Newman, Inc., Cambridge; E. J. Johnson, G.T.E. Laboratories, Inc., Waltham, Mass.; Arthur S. Iberall, General Technical Services, Inc., Upper Darby, Pennsylvania; Tersh Boasberg, Washington, D.C.; and James Sullivan, Center for Science in the Public Interest, Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee ordered favorably reported the following nominations:

Wade H. McCree, Jr., of Michigan, to be Solicitor General;

Barbara A. Babcock, of California, to be an Assistant Attorney General (Civil Division);

Benjamin R. Civiletti, of Maryland, to be an Assistant Attorney General (Criminal Division);

Drew S. Days III, of New York, to be an Assistant Attorney General (Civil Rights Division);

Daniel J. Meador, of Virginia, to be an Assistant Attorney General (Office for Improvements in the Administration of Justice); and

Patricia M. Wald, of Maryland, to be an Assistant Attorney General (Office of Legislative Affairs).

FEC AUTHORIZATION

Committee on Rules and Administration: Committee held hearings on the proposed fiscal year 1978 authorizations for the Federal Election Commission, receiving testimony from Joan Aikens and Robert O. Tiernan, Commissioners, Federal Election Commission; and Terry Herndon, National Education Association, Washington, D.C.

Hearings were recessed subject to call.

INTELLIGENCE ACTIVITIES AUTHORIZATION

Select Committee on Intelligence: Subcommittee on Budget Authorization resumed closed hearings on proposed fiscal year 1978 authorizations for Government intelligence activities, receiving testimony from Adm. Daniel Murphy, U.S. Navy, Deputy Director of CIA, and Harold H. Saunders, Director of Intelligence and Research, Department of State.

Subcommittee will meet again in closed session on Tuesday, March 8.

DISASTER ASSISTANCE

Select Committee on Small Business: Committee held hearings on bills designed to liberalize the Federal disaster relief loan program for small businesses (S. 570 and 704), receiving testimony from Senators Heinz, Brooke, and Sarbanes; Herbert Mills, Director, Office of Budget and Finance, Small Business Administration; Deputy Mayor Leslie Foschio, of Buffalo; Alexander T. Kindling, Smaller Manufacturers Council of Pittsburgh; Alex Cadman, A. W. Cadman Manufacturing, Pittsburgh; James Allen, Haskell of Pittsburgh; and Charles Lucas, Precision Metal Processing, Cleveland.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 80 public bills, H.R. 4405–4484; 6 private bills, H.R. 4485–4490; and 19 resolutions, H.J. Res. 302–309, H. Con. Res. 137, and H. Res. 370–379 were introduced. Pages 6228–6232

Report Filed: One report was filed as follows: H. Res. 111, creating a Select Committee on Professional Sports, amended (H. Rept. 95–41). Page 6228

Disapproval Resolutions: House agreed to the following resolutions, all disapproving the deferral of certain budget authority for the Energy Research and Development Administration:

H. Res. 305, disapproving the deferral of certain budget authority relating to magnetic fusion;

H. Res. 306, disapproving the deferral of certain budget authority relating to program support-community operations; and

H. Res. 307, disapproving the deferral of certain budget authority relating to biomedical and environmental research. Pages 6165–6168

Disaster Relief: By a yea-and-nay vote of 411 yeas to 4 nays, Roll No. 41, the House passed H.J. Res. 269, making an urgent supplemental appropriation for the fiscal year ending September 30, 1977, for diaster relief. Pages 6168–6173

Budget Rescission: By a voice vote, the House passed H.R. 3839, to rescind certain budget authority recommended in the message of the President of January 17, 1977, transmitted pursuant to the Impoundment Control Act of 1974.

Agreed to the committee amendment that rescinds $452.6 million for conversion of the USS *Long Beach* as an Aegis cruiser, and long-lead funding for a Nimitz-class nuclear carrier.

Rejected an amendment to the committee amendment that sought to restore $81.6 million for long-lead funding of a Nimitz-class nuclear carrier (rejected by a recorded vote of 161 ayes to 252 noes, Roll No. 42); and

An amendment that sought to restore $371 million for conversion of the USS *Long Beach* as an Aegis cruiser (rejected by a recorded vote of 137 ayes to 269 noes, Roll No. 43). Pages 6173–6196

Late Report: Committee on House Administration received permission to file by midnight, Friday, March 4, certain privileged resolutions. Page 6197

Committee Elections: Read a letter to the Speaker wherein Representative Forsythe resigns as a member of the Committee on Government Operations. Subsequently, agreed to H. Res. 371, electing Representative Forsythe a member of the Committee on Science and Technology, and Representative Stangeland a member of the Committees on Public Works and Transportation, and Government Operations. Page 6197

Third Concurrent Resolution on the Budget: By a yea-and-nay vote of 226 yeas to 173 nays, Roll No. 44, the House agreed to the conference report on S. Con. Res. 10, revising the congressional budget for the U.S. Government for fiscal year 1977—clearing the measure. Pages 6197–6204

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 6227

Adjournment: Adjourned at 5:36 p.m.

Committee Meetings

COMMITTEE ORGANIZATION

Select Committee on Aging: Met for organizational purposes.

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued hearings on extension of the Agriculture and Consumer Protection Act of 1973, hearing testimony from public witnesses.

Hearings continue tomorrow.

BUDGET FOR RURAL DEVELOPMENT PROGRAMS

Committee on Agriculture: Subcommittees on Conservation and Credit; Family Farms, Rural Development and Special Studies; Small Business; and Congressional Rural Caucus began joint hearings on budget recommendations for rural development programs for fiscal year 1978, and capital formation job creation and employment. Testimony was heard from Representatives Jones of Tennesseee, Nolan, Breckinridge, Broyhill, Baucus, Pressler, Alexander, and Rose; and public witnesses.

Hearings continue tomorrow.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on U.S. Customs Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued executive hearings on Strategic Forces.

HUD–INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Environmental Protection Agency; and Council on Environmental Quality.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the St. Lawrence Seaway.

RETIRED SERVICEMEN'S FAMILY PROTECTION PLAN

Committee on Armed Services: Met and ordered reported favorably to the House H.R. 3702 (in lieu of H.R. 694 previously ordered reported), to make certain changes in the Retired Servicemen's Family Protection Plan and the Survivor Benefit Plan.

MILITARY POSTURE

Committee on Armed Services: Continued hearings on military posture with further testimony from Secretary of Defense Harold Brown; and Chairman, Joint Chiefs of Staff, Gen. George S. Brown, USAF.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Cooperative State Research Service.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Bureau of Land Management; and Alaska Land Use Commission.

LABOR–HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Health Services Administration.

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative Branch held a hearing on Joint Committees.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on Appalachian Regional Development programs.

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and the Judiciary held a hearing on Secretary of Commerce and General Administrator; Economic Development Administration; and Regional Action Planning Commission.

HOUSING AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on the fiscal year 1978 housing authorization. Testimony was heard from Coalition of Northeastern Governors; Urban Reinvestment Task Force; and representatives of City Community Development Departments.

Hearings continue tomorrow.

1978 BUDGET

Committee on the Budget: Continued hearings on the first budget resolution for fiscal year 1978. Testimony was heard from Alice Rivlin, Director, Congressional Budget Office; and public witnesses.

Hearings continue tomorrow.

ELEMENTARY AND SECONDARY CAREER EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 7, Elementary and Secondary Career Education Act of 1977, hearing testimony from public witnesses.

COMMON SITUS PICKETING

Committee on Education and Labor: Subcommittee on Labor-Management Relations continued hearings on H.R. 3500, equal treatment of craft and industrial workers. Testimony was heard from public witnesses.

Hearings continue Wednesday, March 9.

COMMUNITY SERVICES ADMINISTRATION

Committee on Government Operations: Subcommittee on Manpower and Housing continued hearings on the operation of the Community Services Administration. Testimony was heard from CSA Acting Director Robert C. Chase.

GAO AUDITS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on H.R. 2176, to authorize the General Services Accounting Office to audit Federal bank regulatory agencies. Testimony was heard from John Early, Federal Deposit Insurance Corporation; Robert Bloom, Office of Comptroller of the Currency; and Philip Coldwell, Member, Board of Governors, Federal Reserve System.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action resolutions providing funds for the expenses and investigations of the following committees:

H. Res. 298, Committee on Agriculture;

H. Res. 280, Committee on Banking, Finance and Urban Affairs; and

H. Res. 189, Committee on Rules.

BUREAU OF MINES—USGS ORIENTATION

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining met for an orientation

meeting with officials of Department of Interior, Bureau of Mines and U.S. Geological Survey.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands met for briefing by the Secretary of the Interior and staff.

COMMITTEE BUSINESS

Committee on International Relations: Met and approved estimate budget for report to Budget Committee.

SYRIA ASSISTANCE

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on fiscal year 1978 supporting assistance request for Syria. Testimony was heard from Robert H. Nooter, Assistant Administrator, Bureau for Near East, AID.

U.S. POLICY TOWARD SOUTHERN AFRICA

Committee on International Relations: Subcommittee on Africa held a hearing on U.S. policy towards Southern Africa, hearing testimony from State Department Under Secretary for Political Affairs Philip C. Habib.

COMMITTEE ORGANIZATION

Committee on International Relations: Subcommittee on International Development held an organizational meeting.

CONSERVATION DEVICES

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on conservation devices. Testimony was heard from Federal Trade Commission; Consumer Products Safety Commission; Commerce and Justice Departments officials; and public witnesses.

Hearings continue tomorrow.

REFUGEE ACT

Committee on the Judiciary: Subcommittee on Immigration, Citizenship, and International Law held a hearing on H.R. 3056, Refugee Act of 1977. Testimony was heard from John W. DeWitt, Deputy Administrator, Bureau of Security and Consular Affairs, Department of State; and Leonard F. Chapman, Commissioner, Immigration and Naturalization Service, Department of Justice.

FEDERAL RULES OF CRIMINAL PROCEDURE

Committee on the Judiciary: Subcommittee on Criminal Justice began markup of proposed amendments to Federal Rules of Criminal Procedure, and will resume on Tuesday, March 8.

FISHERMEN'S PROTECTIVE ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 4140, to extend for three years Sec. 7 of the Fishermen's Protective Act. Testimony was heard from representatives of the Departments of State and Commerce and from representatives of the fishing industry.

OUTER CONTINENTAL SHELF LANDS ACT AMENDMENTS

Ad Hoc Select Committee on Outer Continental Shelf: Began hearings on H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977. Testimony was heard from Secretary of Interior Andrus; and FEA Director John O'Leary.

COMMITTEE BUSINESS

Committee on Post Office and Civil Service: Met and approved staff appointments; and began consideration of the March 15 report to the Budget Committee but did not complete action.

COMMITTEE ORGANIZATION

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization held an organizational meeting.

FEDERAL WATER POLLUTION CONTROL AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on H.R. 3199, to amend and extend authorizations for the Federal Water Pollution Control Act. Testimony was heard from officials of EPA; Corps of Engineers; Appalachian Regional Commission; and public witnesses.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held an organizational meeting.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD&D continued hearings on the fiscal year 1978 ERDA authorization with testimony from public witnesses.

NOAA BUDGET

Committee on Science and Technology: Subcommittee on Environment and Atmosphere held a hearing on the National Oceanic and Atmospheric Administration budget.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy RD&D continued hearings on the ERDA authorization with testimony from public witnesses.

Hearings continue tomorrow.

FAA-NASA AUTHORIZATIONS

Committee on Science and Technology: Subcommittee on Transportation, Aviation, and Weather met and approved for full committee action, amended, the following bills:

H.R. 3965, to authorize research, development, and demonstration projects relating to aviation; and

Aeronautical research and development portion of H.R. 4088, NASA authorization for fiscal year 1978.

COMMITTEE ORGANIZATION

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight held an organizational meeting.

Subcommittee on Special Small Business Problems held an organizational meeting.

MEDICARE-MEDICAID ANTI-FRAUD AND ABUSE AMENDMENTS

Committee on Ways and Means: Subcommittees on Health and Interstate and Foreign Commerce Subcommittee on Health and Environment held a joint hearing on Medicare-Medicaid Anti-Fraud and Abuse Amendments. Testimony was heard from HEW Secretary Califano; Sam Skinner, U.S. District Attorney, Northern Dist. of Ill.; Senators Church and Moss; Representatives Pepper, Cohen, and Koch; and public witnesses.

Hearings continue Monday, March 7.

Friday, March 4, 1977

Senate

Chamber Action

Routine Proceedings, pages 6310–6376

Bills Introduced: Twenty-two bills and one resolution were introduced, as follows: S. 903–924; and S. Con. Res. 11. Pages 6316, 6351, 6352

Bills Reported: Reports were made as follows:

S. 427, authorizing funds to extend the public works employment program and to establish a youth community improvement projects program, with an amendment (together with minority, supplemental, and additional views) (S. Rept. 95–38);

S. Res. 102, requesting $617,400 for expenses of Select Committee on Indian Affairs for this session of the Congress (without written report) (referred to Committee on Rules and Administration) (reported during recess of the Senate on March 3). Page 6316

Bills Referred: H.J. Res. 269, supplemental disaster relief appropriations, was referred to Committee on Appropriations; and H.R. 3839, rescission of certain budget authority, was referred jointly to Committees on Appropriations and the Budget. Page 6315

Amendments Submitted for Printing: Page 6352

Resolutions Agreed To:

George A. Krimsky: S. Res. 81, expressing the sense of the Senate on the expulsion of American journalist George A. Krimsky from the Soviet Union.

Pages 6311, 6312

Senate Calendars: S. Res. 103, authorizing $52,000 for purchase of 104,000 calendars by Committee on Rules and Administration.

Presidential Message: Senate received a message from the President transmitting his recommendations for legislation to provide regulatory reform of domestic commercial aviation—referred to Committee on Commerce, Science and Transportation (PM-45).

Warnke Nomination: Senate began consideration of the nomination of Paul C. Warnke, of the District of Columbia, for the rank of Ambassador (for SALT negotiations) during his tenure of service as Director of the United States Arms Control and Disarmament Agency.

Pages 6376–6416

Confirmations: Senate confirmed the following nominations:

Douglas M. Costle, of Virginia, to be Administrator of the Environmental Protection Agency;

Barbara Blum, of Georgia, to be Deputy Administrator of the Environmental Protection Agency;

Mary Elizabeth King, of the District of Columbia, to be Deputy Director of the ACTION Agency;

Daniel J. Meador, of Virginia, to be an Assistant Attorney General;

Wade Hampton McCree, Jr., of Michigan, to be Solicitor General of the United States;

Barbara A. Babcock, of California, to be an Assistant Attorney General;

Benjamin R. Civiletti, of Maryland, to be an Assistant Attorney General;

Drew S. Days III, of New York, to be an Assistant Attorney General;

Patricia M. Wald, of Maryland, to be an Assistant Attorney General;

Thomas B. Ross, of the District of Columbia, to be an Assistant Secretary of Defense;

R. James Woolsey, of Maryland, to be Under Secretary of the Navy; and

Two Army nominations in the rank of General; eight Navy in the rank of Admiral; and one Marine Corps in the rank of General; and sundry nominations in the Navy and Air Force. Page 6417

Nominations: Senate received the following nominations:

Richard M. Moose, of Arkansas, to be Deputy Under Secretary of State;

Douglas J. Bennet, Jr., of Connecticut, to be an Assistant Secretary of State;

Hodding Carter III, of Mississippi, to be an Assistant Secretary of State;

Richard N. Gardner, of New York, to be Ambassador to Italy;

Bette Beasley Anderson, of Georgia, to be an Under Secretary of the Treasury;

Anthony Morton Solomon, of Virginia, to be Under Secretary of the Treasury for Monetary Affairs;

Gene E. Godley, of the District of Columbia, to be a Deputy Under Secretary of the Treasury; and

Jay Janis, of Florida, to be Under Secretary of Housing and Urban Development. Page 6417

Recess: Senate met at noon and recessed at 6:28 p.m. Page 6417

Committee Meetings

FARM AND FOOD LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed legislation to amend and extend the Agriculture and Consumer Protection Act of 1973, receiving testimony from Leon O. Marion, American Council of Voluntary Agencies for Foreign Service, New York City; Bishop Edwin Broderick, Catholic Relief Service, New York City; Larry Minear, Church World Service and Lutheran World Relief, Washington, D.C.; Fred Devine, CARE, Inc., New York City; and J. Peter Nelson, Agriculture Trade Council, Washington, D.C.

Hearings continue on Monday, March 7.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Transportation, receiving testimony from Admiral Owen W. Siler, Commandant of the Coast Guard, Department of Transportation.

Subcommittee will meet again on Monday, March 7.

SUBCOMMITTEE ASSIGNMENTS

Committee on Armed Services: Committee announced subcommittee assignments as follows:

Research and Development

Senators McIntyre (*chairman*), Culver, Bumpers, Bartlett, and Goldwater.

Tactical Aircraft

Senators Cannon (*chairman*), Jackson, Nunn, Hart, Morgan, Goldwater, Tower, and Thurmond.

General Procurement

Senators Stennis (*chairman*), Cannon, Hart, Morgan, Anderson, Tower, Helms, and Garn.

Military Construction and Stockpiles

Senators Hart (*chairman*), Jackson, Cannon, Harry F. Byrd, Nunn, Bumpers, Thurmond, Tower, Scott, and Bartlett.

Arms Control

Senators Jackson (*chairman*), Stennis, McIntyre, Bumpers, Anderson, Helms, Thurmond, and Garn.

Manpower and Personnel

Senators Nunn (*chairman*), Harry F. Byrd, Culver, Anderson, Scott, Bartlett, and Helms.

General Legislation

Senators Culver (*chairman*), McIntyre, Morgan, Garn, and Scott.

Intelligence

Senators Harry F. Byrd (*chairman*), Stennis, and Goldwater.

DEFENSE PROGRAMS

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings to receive testimony on land, air and naval force structure plans for fiscal year 1978. Witnesses heard were Irving Greenberg, Deputy Assistant Secretary of Defense for Planning and Requirements; Lt. Gen. E. C. Meyer, Deputy Chief of Army Staff for Operations; Rear Admiral William N. Small, Director General of Navy Planning and Programming Division; Maj. Gen. B. Currie, Deputy Director of Air Force Plans; Maj. Gen. Edward J. Bronars, Deputy Chief of Marine Corps Staff; and Brig. Gen. Richard W. Anson, Deputy Director for Force Development and Strategic Plans, Office of the Joint Chiefs of Staff.

Subcommittee will meet again on Monday, March 7.

AIR FORCE PROGRAMS

Committee on Armed Services: Subcommittee on Tactical Air Power continued closed hearings to receive testimony on Air Force combat support programs from Lt. Gen. Alton D. Slay, Deputy Chief of Staff, Research & Development, Maj. Gen. Abbott C. Greenleaf, Director of Programs; Brig. Gen. Robert M. Bond, Deputy Director of Operational Requirements, Brig. Gen. James A. Abrahamson, System Program Director; and Brig. Gen. Jay R. Brill, System Program Director, all of the Department of the Air Force.

Subcommittee will meet again on Monday, March 7.

HOUSING PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on proposed authorizations for major housing and community development programs, receiving testimony from Secretary of Housing and Urban Development Patricia Roberts Harris.

Hearings were recessed subject to call.

CONGRESSIONAL BUDGET FOR 1978

Committee on the Budget: Committee continued hearings in preparation of reporting the first concurrent resolution on the fiscal year 1978 budget, receiving testimony from Secretary of Defense Harold Brown, and Gen. George S. Brown, Chairman of the Joint Chiefs of Staff.

Hearings continue on Tuesday, March 8.

SUBCOMMITTEE ASSIGNMENTS

Committee on Commerce, Science, and Transportation: Committee announced subcommittee assignments as follows:

Aviation

Senators Cannon (*chairman*), Inouye, Stevenson, Zorinsky, Melcher, Stevens, Goldwater, and Packwood.

Consumer

Senators Ford (*chairman*), Durkin, Melcher, Packwood, and Danforth.

Science and Space

Senators Stevenson (*chairman*), Ford, Long, Hollings, Zorinsky, Riegle, Schmitt, Goldwater, and Griffin.

Communications

Senators Hollings (*chairman*), Magnuson, Cannon, Inouye, Ford, Durkin, Zorinsky, Riegle, Griffin, Stevens, Packwood, Schmitt, and Danforth.

Merchant Marine and Tourism

Senators Inouye (*chairman*), Magnuson, Long, Griffin, and Stevens.

Surface Transportation

Senators Long (*chairman*), Cannon, Hollings, Stevenson, Durkin, Riegle, Melcher, Danforth, Goldwater, and Schmitt.

COMMITTEE ORGANIZATION AND NOMINATIONS

Committee on Energy and Natural Resources: Committee held an organizational meeting where it adopted its rules of procedure for the 95th Congress and ordered favorably reported the nominations of James A. Joseph, to be Under Secretary of the Interior, and Leo M. Krulitz, to be Solicitor, Department of the Interior.

Also, committee announced subcommittee assignments as follows:

Public Lands and Resources

Senators Metcalf (*chairman*), Matsunaga, Church, Haskell, Ford, Metzenbaum*, McClure, Domenici, Laxalt, and Hatfield.

Parks and Recreation

Senators Abourezk (*chairman*), Metcalf, Church, Johnston, Bumpers, Matsunaga*, Hansen, Hatfield, McClure, and Weicker.

Energy Production and Supply

Senators Haskell (*chairman*), Johnston, Abourezk, Ford*, Durkin, Metzenbaum, Bartlett, Laxalt, Hansen, and Weicker.

Energy Conservation and Regulation

Senators Johnston (*chairman*), Metzenbaum, Bumpers, Metcalf, Haskell, Durkin*, Weicker, Hansen, Bartlett, and Domenici.

Energy R & D

Senators Church (*chairman*), Bumpers*, Ford, Durkin, Matsunaga, Abourezk, Hatfield, Domenici, McClure, and Bartlett.

FISCAL YEAR 1978 BUDGET

Committee on Environment and Public Works: Committee continued hearings to review those items in the Presidential budget for fiscal year 1978 which fall within its legislative jurisdiction, receiving testimony from Maj. Gen. Ernest Graves, Director of Civil Works, Army Corps of Engineers.

Hearings continue on Wednesday, March 9.

HUMAN RIGHTS

Committee on Foreign Relations: Subcommittee on Foreign Assistance, held hearings to receive testimony on human rights issues and their relationship to foreign assistance programs, receiving testimony from Patrick Breslin, Carnegie Endowment for International Peace, Edward Snyder, Friends Committee for National Legislation, and Bruce Cameron, Americans for Democratic Action, all of Washington, D.C.; and Assoc. Prof. David Weissbrot, University of Minnesota Law School, Minneapolis.

Hearings continue on Monday, March 7.

NOMINATION

Committee on Governmental Affairs: Committee held hearings on the nomination of James T. McIntyre, Jr., of Georgia, to be Deputy Director of the Office of Management and Budget, where the nominee, who was introduced by Senators Talmadge and Nunn, testified and answered questions on his own behalf.

Committee will meet on Wednesday, March 9, to consider this nomination.

NOMINATION

Committee on Human Resources: Committee approved the nomination of Mary Elizabeth King, of the District

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*Vice Chairman.

of Columbia, to be Deputy Director of the ACTION Agency, after the nominee, who was introduced to the committee by Senator Javits, testified and answered questions on her own behalf.

ADDITIONAL DISTRICT JUDGESHIPS

Committee on the Judiciary: Committee resumed hearings on S. 11, and printed amendment No. 40 thereto, providing for the appointment of additional district judges, receiving testimony from Senator Long and Chief Judge Frederick J. R. Heebe, U.S. District Court for the Eastern District of Louisiana, New Orleans.

Hearings continue on Monday, March 14.

House of Representatives

Chamber Action

Bills Introduced: 38 public bills, H.R. 4491–4528; 8 private bills, H.R. 4529–4536; and 6 resolutions, H. Con. Res. 138–140, and H. Res. 380–382, were introduced.

Pages 6309, 6310

Bills Reported: Reports were filed as follows:

H.R. 3843, Supplemental Housing Authorization Act of 1977, amended (H. Rept. 95–42);

Report entitled "Oversight Plans of the Committees of the U.S. House of Representatives" (H. Rept. 95–43);

H. Res. 132, providing funds for the Committee on Education and Labor (H. Rept. 95–44);

H. Res. 221, providing funds for the Committee on Ways and Means (H. Rept. 95–45);

H. Res. 233, providing funds for the Committee on Standards of Official Conduct (H. Rept. 95–46);

H. Res. 248, providing funds for the Committee on Education and Labor (H. Rept. 95–47);

H. Res. 256, providing funds for the Committee on Post Office and Civil Service (H. Rept. 95–48);

H. Res. 269, providing funds for the Select Committee on Narcotics Abuse and Control (H. Rept. 95–49);

H. Res. 275, providing funds for the Committee on Public Works and Transportation (H. Rept. 95–50);

H. Res. 279, providing funds for the Pension Task Force (H. Rept. 95–51);

H. Res. 297, providing funds for the Committee on Science and Technology (H. Rept. 95–52);

H. Res. 313, providing funds for the Committee on International Relations (H. Rept. 95–53);

H. Res. 319, providing funds for the Subcommittee on International Organizations (H. Rept. 95–54);

H. Res. 321, providing funds for the Committee on Merchant Marine and Fisheries (H. Rept. 95–55);

H. Res. 329, providing funds for the Committee on the District of Columbia (H. Rept. 95–56); and

H. Res. 357, providing funds for the Committee on the Judiciary (H. Rept. 95–57). Page 6308

Presidential Message—Airline Regulations: Read a message from the President urging Congress to reduce Federal regulation of the domestic commercial airline industry—referred to the Committee on Public Works and Transportation and ordered printed (H. Doc. 95–92). Pages 6288, 6289

Smithsonian Institution: The Speaker appointed Representatives Mahon, Boggs, and Cederberg to serve as members of the Board of Regents of the Smithsonian Institution on the part of the House. Page 6290

JFK Center: By a yea-and-nay vote of 239 yeas to 78 nays, Roll No. 48, the House passed H.R. 2846, to amend the John F. Kennedy Center Act to authorize funds for certain repairs.

By a yea-and-nay vote of 101 yeas to 213 nays, Roll No. 47, rejected a motion to recommit the bill to the Committee on Public Works and Transportation with instructions to report it back forthwith containing an amendment that sought to reduce the authorization by $1.4 million.

Agreed to the Committee amendment.

Subsequently, this passage was vacated, and S. 521, a similar Senate-passed bill was passed in lieu after being amended to contain the language of the House bill as passed.

The House insisted on its amendment and asked a conference with the Senate. Appointed as conferees: Representatives Johnson of California, Mineta, Roncalio, Ginn, Harsha, and Walsh.

H. Res. 359, the rule under which the bill was considered was adopted earlier by a yea-and-nay vote of 292 yeas to 22 nays, Roll No. 46. Pages 6290, 6300

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of March 9. Page 6300

Late Report: Committee on Banking, Finance and Urban Affairs received permission to file a report by midnight tonight on H.R. 3843, Supplemental Housing Authorization Act of 1977. Page 6300

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 6308

Adjournment: Adjourned at 1:17 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued hearings on extension of the Agriculture and Consumer Protection Act of 1973, hearing testimony from public witnesses.

BUDGET FOR RURAL DEVELOPMENT PROGRAMS

Committee on Agriculture: Subcommittees on Conservation and Credit; Family Farms, Rural Development and Special Studies; Small Business; and Congressional Rural Caucus continued joint hearings on budget recommendations for rural development programs for fiscal year 1978, and capital formation job creation and employment. Testimony was heard from Representatives Jones of Tennessee; Nolan, Breckinridge, Long of Louisiana; and McKay; and public witnesses.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Office of Audit; and Office of Investigation.

LABOR–HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing with Director of N.I.H.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held an executive hearing on the Army program.

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and the Judiciary held a hearing on Domestic and International Business Administration.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on Office of the Secretary; and Federal Law Enforcement Training Center.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Civil Aeronautics Board.

MILITARY POSTURE

Committee on Armed Services: Continued hearings on military posture with testimony from Secretary of the Army Alexander; and Army Chief of Staff Gen. Bernard W. Rogers.

Hearings continue Monday, March 7.

HOUSING AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on the housing authorization for fiscal year 1978. Testimony was heard from city officials; Representative Fisher; representatives of Indian groups; and public witnesses.

Hearings continue Monday, March 7.

1978 BUDGET

Committee on the Budget: Continued hearings on the first budget resolution for fiscal year 1978. Testimony was heard from OMB Director Lance; Treasury Secretary Blumenthal; and Charles Schultze, Chairman, Council of Economic Advisers.

Hearings continue Monday, March 14.

SURFACE MINING

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 2, Surface Mining Control and Reclamation Act of 1977, with testimony from public witnesses.

WILDERNESS LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands continued hearings on H.R. 3454, to designate certain endangered public lands for preservation as wilderness, to provide for the study of additional endangered public lands for such designation; and to further the purposes of the Wilderness Act of 1964, hearing testimony from public witnesses.

CONSERVATION DEVICES

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power concluded hearings on conservation devices. Testimony was heard from EPA Director O'Leary; Gene Mannella, ERDA; and industry and public witnesses.

FEDERAL WATER POLLUTION CONTROL ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on H.R. 3199, to amend and extend authorizations for the Federal Water Pollution Control Act. Testimony was heard from Peter Taft, Department of Justice; city officials; and public witnesses.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy R.D. & D. continued hearings on the ERDA authorization, with testimony from public witnesses.

IRS AUDITS

Committee on Ways and Means: Subcommittee on Oversight held a hearing on IRS audits, hearing testimony from IRS officials.

Joint Committee Meeting

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the February employment/unemployment situation,

receiving testimony from Julius Shiskin, Commissioner of Labor Statistics, Department of Labor.

Hearings were recessed subject to call.

Monday, March 7, 1977

Senate

Chamber Action

Routine Proceedings, pages 6475–6550

Bills Introduced: Eight bills and one resolution were introduced, as follows: S. 925–932; and S. Res. 106.

Pages 6505–6515

Bill Reported: Report was made as follows:

S. Res. 106, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 427, authorizing funds to extend the public works employment program and to establish a youth community improvement projects program (without written report) (referred to Committee on the Budget).

Page 6501

Amendment Submitted for Printing: Page 6515

Warnke Nomination: Senate continued to debate the nomination of Paul C. Warnke, of the District of Columbia, for the rank of Ambassador (for SALT negotiations) during his tenure of service as Director of the United States Arms Control and Disarmament Agency.

Pages 6476–6499

Nominations: Senate received the following nominations:

Richard Holbrooke, of the District of Columbia, to be an Assistant Secretary of State;

Carol Tucker Foreman, of the District of Columbia, to to be an Assistant Secretary of Agriculture;

Henry Jacob Aaron, of the District of Columbia, to be an Assistant Secretary of Health, Education, and Welfare;

Lyle E. Gramley, of Maryland, to be a Member of the Council of Economic Advisers;

Robert Riggs Nordhaus, of Connecticut, to be a Member of the Council of Economic Advisers;

James Gustave Speth, of the District of Columbia, to be a Member of the Council on Environmental Quality; and

John E. Reinhardt, of Maryland, to be Director of the United States Information Agency. Page 6550

Recess: Senate met at 1 p.m. and recessed at 5:01 p.m.

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Committee Meetings

FARM AND FOOD LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed legislation to amend and extend the Agriculture and Consumer Protection Act of 1973, receiving testimony from Dr. John Robbins, Pullman, Wash., Dr. R. D. Ralph, Auburn, Ala., and Dr. John Gerturig, New Brunswick, N.J., all representing the National Association of State Universities; Robert W. Judd, National Soybean Crop Improvement Council, Urbana, Ill.; Harold S. Robinson, American Association of State Colleges, Cullowhee, N.C.; Charles Barnhart, University of Kentucky, Louisville; Harry A. Gorman, American Veterinary Medical Association, Fort Collins, Colo.; Jack Stockton, West Lafayette, Ind., representing Association of American Veterinary Medical Colleges; Kenneth Keller, North Carolina State University, Raleigh, N.C.; Wray Finney, American National Cattlemen's Association, Fort Cobb, Okla.; and Donald E. Lutz, Mohrsville, Pa.

Hearings continue tomorrow.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Agriculture, receiving testimony from David L. Hume, Administrator, Foreign Agricultural Service, and John S. Bottum, Acting Administrator, Extension Service, both of the Department of Agriculture.

Subcommittee will meet again on Wednesday, March 9.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed closed hearings on proposed budget estimates for fiscal year 1978 for the Defense Establishment, receiving testimony from Edwin Greiner, Acting Assistant Secretary of the Army (Installations and Logistics) and Maj. Gen. Phil R. Feir, Assistant Deputy Chief of Army Staff for Research, Development, and Acquisition, who were accompanied by several associates.

Hearings continue tomorrow.

APPROPRIATIONS—DISTRICT OF COLUMBIA SUPPLEMENTAL

Committee on Appropriations: Subcommittee held hearings on supplemental appropriations for fiscal year 1977 for the District of Columbia, receiving testimony from Walter E. Washington, Mayor; Sterling Tucker, Chairman of the City Council; Comer S. Coppie, Special Assistant to the Mayor for Budget and Management Systems; Chief Judge Theodore R. Newman, Jr.; and Albert Russo, Acting Director, Department of Human Resources, all of the District of Columbia Government.

Subcommittee recessed subject to call.

APPROPRIATIONS—EPA

Committee on Appropriations: Subcommittee on Housing and Urban Development—Independent Agencies resumed hearings on proposed budget estimates for fiscal year 1978 for the Environmental Protection Agency, receiving testimony from its Administrator; Douglas M. Costle.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Legislative Branch, receiving testimony on funds for the Office of Technology Assessment from Senator Kennedy and Emilio Q. Daddario, Director.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for military construction programs, receiving testimony from Maj. Gen. W. R. Wray, Assistant Chief of Army Engineers, Maj. Gen. Henry Mohr, Chief, Army Reserve, and Maj Gen. L. E. Weber, Chief, National Guard Bureau, all of the Department of the Army.

Subcommittee will meet again on Wednesday, March 9.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony on funds for the Tennessee Valley Authority from its Chairman, Aubrey J. Wagner.

Subcommittee will meet again tomorrow to hear Army Corps of Engineer witnesses.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Transportation, and related activities, receiving testimony from David W. Oberlin, Administrator, St. Lawrence Seaway Development Corporation; James T. Curtis, Director, Materials Transportation Bureau, Department of Transportation; John E. Robson, Chairman, Civil Aeronautics Board; and George M. Stafford, Chairman, Interstate Commerce Commission.

Hearings were recessed subject to call.

MILITARY MANPOWER

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings on fiscal year 1978 authorization requests for active duty, reserve and civilian manpower, and military training programs, receiving testimony from I. M. Greenberg, Deputy Assistant Secretary of Defense for Planning and Requirements; Paul D. Phillips, Acting Assistant Secretary of the Army; Douglas M. Johnston, Jr., Deputy Assistant Secretary of the Navy (Manpower); and James P. Goode, Acting Assistant Secretary of the Air Force.

Subcommittee will meet again tomorrow.

DEFENSE PROGRAMS

Committee on Armed Services: Subcommittee on Tactical Air Power conducted closed hearings to receive testimony on bomber defense programs from Lt. Gen. Alton D. Slay, Deputy Chief of Air Force Staff for Research and Development; Dale R. Babione, Acting Assistant Secretary of Defense for Installations and Logistics; and Robert N. Parker, Acting Director of Defense Research and Engineering.

Subcommittee will meet again tomorrow.

NASA AUTHORIZATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Science and Space resumed hearings on S. 365, authorizing funds for fiscal year 1978 for the National Aeronautics and Space Administration, receiving testimony from Dr. James Kramer, Acting Associate Administrator for Aeronautics and Space Technology, and Roll D. Ginter, Assistant Administrator for Energy Programs, both of the National Aeronautics and Space Administration; and Donald A. Beattie, Deputy Assistant Administrator for Solar, Geothermal, and Advanced Energy Systems, Energy Research and Development Administration.

Subcommittee will meet again on Wednesday, March 9, in closed session.

ERDA AUTHORIZATIONS

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Water Resources began hearings on proposed legislation authorizing funds for fiscal year 1978 for the Energy Research and Development Administration, receiving testimony from its Acting Administrator, Robert W. Fri, and Merwyn C. Greer, Controller.

Subcommittee will meet again on Wednesday, March 9.

NOMINATION

Committee on Environment and Public Works: Committee ordered favorably reported the nomination of Charles Hugh Warren, of California, to be a Member of the Council on Environmental Quality, after the nominee testified and answered questions on his own behalf. Testimony was also received from Senator Cranston

and Jeffrey Knight, Friends of the Earth, Washington, D.C.

HUMAN RIGHTS

Committee on Foreign Relations: Subcommittee on Foreign Assistance resumed hearings to receive testimony on human rights issues and their relationship to foreign assistance programs, receiving testimony from Warren M. Christopher, Deputy Secretary, who was accompanied by several of his associates of the Department of State.

Subcommittee recessed subject to call.

DEPARTMENT OF ENERGY

Committee on Governmental Affairs: Committee began hearings on S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, receiving testimony from John F. O'Leary, Administrator, Federal Energy Administration, and James R. Schlesinger, Assistant to the President.

Hearings continue on Wednesday, March 9.

BUDGET RECOMMENDATIONS

Committee on Human Resources: Committee completed its review of items in the Presidential budget for fiscal year 1978 which fall within its legislative jurisdiction, and agreed on recommendations that it will make to the Budget Committee.

NOMINATION

Committee on Human Resources: Committee concluded hearings on the following nominations:

Robert J. Brown, of Colorado, to be Under Secretary of Labor;

Carin Ann Clauss, of Virginia, to be Solicitor for the Department of Labor; and

Donald Elisburg, of Maryland, and Ernest Gideon Green, of New York, each to be an Assistant Secretary of Labor.

Senator Hart introduced Mr. Brown; Senator Williams introduced Ms. Clauss; and Senators Javits and Moynihan introduced Mr. Green. The nominees testified and answered questions on their behalf.

House of Representatives

Chamber Action

Bills Introduced: 69 public bills, H.R. 4537–4605; 5 private bills, H.R. 4606–4610; and 5 resolutions, H.J. Res. 310, H. Con. Res. 141, and H. Res. 383–385, were introduced. Pages 6472–6475

Bills Reported: Reports were filed as follows:

H. Res. 361, providing funds for the Committee on House Administration (H. Rept. 95–58); and

H.R. 1746, to amend the United Nations Participation Act of 1945, to halt the importation of Rhodesian chrome, amended (H. Rept. 95–59). Page 6472

Merchant Marine Academy: The Speaker read a letter from the Chairman of the Committee on Merchant Marine and Fisheries wherein he appointed as members of the Board of Visitors to the United States Merchant Marine Academy for 1977 the following Members on the part of the House: Representatives Biaggi, Zeferetti, McCloskey, and Murphy of New York, ex officio.

Page 6447

Late Reports: Committee on International Relations received permission to file a report by midnight tonight on H.R. 1746, to amend the United Nations Participation Act of 1945, to halt the importation of Rhodesian chrome; and

Committee on House Administration received permission to file a report by midnight tonight on H. Res. 361, providing funds for the Committee on House Administration. Page 6447

Professional Sports: By a yea-and-nay vote of 75 yeas to 271 nays with 1 voting "present", Roll No. 50, the House failed to agree to H. Res. 111, creating a Select Committee on Professional Sports.

Agreed to the committee amendments.

Pages 6447–6456

Adjournment: Adjourned at 2:25 p.m.

Committee Meetings

FIFRA EXTENSION

Committee on Agriculture: Began hearings on extension of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA). Testimony was heard from Representative Pressler and public witnesses.

Hearings continue tomorrow.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held hearings on Packers and Stockyards Administration; and Agricultural Marketing Service.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on international narcotics.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Forest Service.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on the National Institutes of Health.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative Branch held a hearing on Office of Technology Assessment.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction heard testimony from Assistant Secretary of the Air Force (I&L).

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on the Tennessee Valley Authority.

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and the Judiciary held hearings on Bureau of the Census; Bureau of Economic Analysis; Office of Minority Business Enterprise; and U.S. Travel Service.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Amtrak.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on Bureau of the Mint.

MILITARY POSTURE

Committee on Armed Services: Continued hearings on military posture, hearing testimony from Secretary of the Navy Claytor; and Adm. J. L. Holloway III, Chief of Naval Operations.

Hearings continue tomorrow.

DEFENSE SYSTEMS DEVELOPMENT PROCESS

Committee on Armed Services: Subcommittee on Research and Development met for briefing by the General Accounting Office on the Defense Systems Development Process.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met and adopted committee rules; passed a resolution authorizing Representative Preyer to sign salary vouchers for February; passed four housekeeping resolutions; set up a Budget Task Force; and considered other committee business, and will meet again on Wednesday, March 9.

HOUSING AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on the fiscal year 1978 housing authorization with testimony from public witnesses.

Hearings continue tomorrow.

OCCUPATIONAL SAFETY AND HEALTH ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Occupational Safety and Health Act. Testimony was heard from Representative Steiger. A statement for the record was submitted by Representative Robinson.

CONTESTED ELECTION

Committee on House Administration: Panel on Elections held a hearing on the contested election of Dr. Edward Pierce against Carl Pursell, Second Congressional District, Michigan. Testimony was heard from attorneys representing Dr. Pierce and Representative Pursell.

EXPORT ADMINISTRATION AMENDMENTS

Committee on International Relations: Held a hearing on H.R. 1561, Export Administration Amendments of 1977. Testimony was heard from Arthur Downey, Deputy Assistant Secretary, Bureau of East-West Trade, Department of Commerce.

Hearings continue tomorrow.

SECURITY SUPPORTING ASSISTANCE FOR EGYPT

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on fiscal year 1978 security supporting assistance request for Egypt. Testimony was heard from Robert H. Nooter, Assistant Administrator for Bureau for Near East, Agency for International Development.

MEDICARE-MEDICAID ANTI-FRAUD AND ABUSE AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment and Ways and Means Subcommittee on Health concluded joint hearings on H.R. 3, Medicare-Medicaid Anti-Fraud and Abuse Amendments, hearing testimony from public witnesses.

MISSISSIPPI-LOUISIANA BRIDGE COMPACT—SABINE RIVER COMPACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held hearings on H.R. 3637 and 3662, granting the consent of Congress to the Mississippi-Louisiana bridge construction compact; and H.R. 1551, granting the consent of Congress to an amendment to the Sabine River Compact entered

into by the States of Texas and Louisiana. Testimony was heard from Representatives Cochran, and Huckaby; Natchez, Miss., Mayor Tony Byrne; and Alan Eckert, office of the General Counsel, EPA.

Following the hearing, the subcommittee approved for full committee action H.R. 1551 (title above).

OCS RESOURCES SALE

Ad Hoc Select Committee on Outer Continental Shelf: Met for a briefing by Monte Canfield, Director, Energy and Minerals Division, GAO, on the recent sale of OCS resources in Southern California.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Environment and Atmosphere met for pre-markup briefing on the fiscal year 1978 authorization.

Tuesday, March 8, 1977

Senate

Chamber Action

Routine Proceedings, pages 6670–6752

Bills Introduced: 13 bills and 2 resolutions were introduced, as follows: S. 933–945; S.J. Res. 35; and S. Res. 107. Pages 6715, 6732

Bills Reported: Reports were made as follows:

S. 650, providing emergency assistance to wheat producers by permitting them to utilize a portion of their wheat acreage allotments for grazing purposes or for hay rather than for commercial production, with an amendment (S. Rept. 95–39);

S. Res. 107, waiving section 303(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 650, providing emergency assistance to wheat producers by permitting them to utilize a portion of their wheat acreage allotments for grazing purposes or for hay rather than for commercial production (without written report) (referred to Committee on the Budget). Page 6714

Warnke Nomination: Senate continued to debate the nomination of Paul C. Warnke, of the District of Columbia, for the rank of Ambassador (for SALT negotiations) during his tenure of service as Director of the United States Arms Control and Disarmament Agency. Pages 6670–6713

Public Works Employment—Unanimous-Consent Agreement: By unanimous consent, it was agreed that following disposition of any special orders on Thursday, March 10, Senate will proceed to consideration of S. 427, authorizing funds for public works employment programs, and for employment of teenaged youth in community improvement projects. Page 6752

Presidential Message: Senate received a message from the President transmitting the Fifth Annual Report on health activities of the Department of Health, Education, and Welfare as required by the Federal Coal Mine Health and Safety Act of 1969, together with his recommendation that the statutory reporting requirement for such report be changed from once every year to once every three years—referred to Committee on Human Resources—PM–46. Pages 6713, 6714

Vice Presidential Appointments: Vice President appointed Senators Bumpers, Sasser, Mathias, and Chafee to the Board of Visitors to the U.S. Naval Academy. Page 6752

Confirmation: Senate confirmed the nomination of Charles Hugh Warren, of California, to be a Member of the Council on Environmental Quality. Page 6752

Nomination: Senate received one Air Force nomination in the rank of General.

Also, the nomination of Robert L. Herbst, of Minnesota, to be Assistant Secretary of the Interior for Fish and Wildlife was, by unanimous consent, referred jointly to Committees on Environment and Public Works and Energy and Natural Resources. Page 6752

Recess: Senate met at 12 noon and recessed at 5:44 p.m. Page 6752

Committee Meetings

FARM AND FOOD LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed legislation to amend and extend the Agriculture and Consumer Protection Act of 1973, receiving testimony from Ann Klein, New Jersey State Department of Human Resources, Trenton; Norman Lourie, Harrisburg, and Barbara Stroner, St. Paul, Minn., representing the National Council of State Public Welfare Administrators; William Crook, National Association of Retail Grocers, Washington, D.C.; Ann Sapp, Children's Foundation, Atlanta, Ga.; Rick Bent, Georgia Citizens Coalition Against Hunger, Atlanta; Quentin Lawson, Human Resources Coordinator, City of Baltimore, Maryland; Pam Macewan, Women's Lobby, Washington, D.C.; James D. McKevitt, National Federation of Independent Business, Washington, D.C.; Alan Nixon, Jonesboro, Arkansas, representing the U.S. Industrial Council; and John Martin, Faye Mench, and Tom Borzillera, American Association of Retired Persons, Washington, D.C.

Hearings continue tomorrow.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee approved for full committee consideration Chapter I, defense military programs, embodied in H.R. 3839, to rescind certain budget authority recommended in the message of the President dated January 17, 1977.

Prior to this action, subcommittee received testimony on this matter from Secretary of Defense Harold Brown; Secretary of the Navy W. Graham Clayton; and Admiral James L. Holloway, Chief of Naval Operations.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—FOREIGN AID

Committee on Appropriations: Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1978 for foreign aid programs, receiving testimony on funds for their respective activities from James L. Carlin, Deputy Coordinator for Refugee and Migration Affairs; Mathea Falco, Senior Adviser to the Secretary of State and Coordinator for International Narcotics Matters; General E. E. Anderson, Director, Office of United States Foreign Disaster Assistance; and Arturo Costantino, Director, Office of American Schools and Hospitals Abroad, both of the Agency for International Development, all of the Department of State.

Hearings continue on Thursday, March 10.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee held hearings on proposed budget estimates for fiscal year 1978 for the Department of Health, Education, and Welfare, receiving testimony from its Secretary, Joseph A. Califano, Jr.

Subcommittee will meet again tomorrow.

ECONOMIC STIMULUS AND ENVIRONMENTAL AGENCY BUDGET

Committee on Appropriations: Subcommittee on HUD-Independent Agencies approved for full committee consideration (pending receipt from the House) falling within subcommittee's jurisdiction, that section of a proposed measure appropriating funds for economic stimulus programs for fiscal year 1977.

Also, subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for environmental activities, receiving further testimony from Douglas M. Costle, Administrator, Environmental Protection Agency; and Steven D. Jellinek, Staff Director, Council on Environmental Quality.

Subcommittee will meet again on Monday, March 14.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior, receiving testimony on funds for the Bureau of Mines from its Acting Director, Dr. John D. Morgan, who was accompanied by several of his associates.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Legislative Branch, receiving testimony on funds for the Congressional Budget Office from its Director, Dr. Alice M. Rivlin.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony on Army Corps of Engineers programs from Lt. Gen. J. W. Morris, Chief of Engineers, and Maj. Gen. Ernest Graves, Director of Civil Works.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TREASURY

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of the Treasury and related activities, receiving testimony on funds for their respective activities from Dario A. Pagliai, Commissioner, Bureau of Government Financial Operations; H. J. Hintgen, Commissioner, Bureau of the Public Debt; James Featherstone, Deputy Assistant Secretary of the Treasury for Enforcement; Rex D. Davis, Director, Bureau of Alcohol, Tobacco, and Firearms; and Jesse L. Adams, Jr., Acting National Director, Savings Bonds Division, all of the Department of the Treasury.

Subcommittee will meet again tomorrow.

DEFENSE TRAINING AND EDUCATION

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings to receive testimony on fiscal year 1978 budget requests for training, education, manpower, and student loans from I. M. Greenberg, Deputy Assistant Secretary of Defense for Planning and Requirements, Office of the Assistant Secretary of Defense for Manpower and Reserve Affairs, who was accompanied by supporting witnesses of the Army, Navy, Air Force, Marine Corps, and Joint Chiefs of Staff.

Subcommittee recessed subject to call.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development held closed hearings on proposed military procurement authorizations for fiscal year 1978, receiving testimony on Navy programs from H. Tyler Marcy, Assistant Secretary for Research and Development, Vice Admiral P. B. Armstrong, Director of Research, Development, Testing, and Evaluation, and Brig. General S. G. Olmstead, Deputy Chief of Staff, Marine Corps, all of the Department of the Navy; and

Testimony on Air Force programs from Dr. Kenneth L. Jordan, Jr., Principal Deputy Assistant Secretary for Research and Development, and Lt. General Alton D. Slay, Deputy Chief of Staff for Research and Development, both of the Air Force.

Subcommittee will meet again on Thursday, March 10.

DEFENSE PROGRAMS

Committee on Armed Services: Subcommittee on Tactical Air Power continued closed hearings to receive testimony on defense programs from Lt. Gen. Alton D. Slay, Deputy Chief of Air Force Staff for Research and Development; and Brig. Gen. Charles E. Canedy, Deputy Director of Requirements, and Army Aviation Officer, Office of Deputy Chief of Staff for Operations and Plans.

Hearings continue tomorrow.

CONGRESSIONAL BUDGET FOR 1978

Committee on the Budget: Committee resumed hearings in preparation of reporting the first concurrent resolution on the fiscal year 1978 budget, receiving testimony from Gary Nelson, Professional Staff Member, Congressional Budget Office.

Hearings continue tomorrow.

OIL TANKER SAFETY STANDARDS

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine and Tourism held hearings on legislation to create mandatory safety requirements for all oil tankers that engage in U.S. or foreign commerce (S. 182, 568, 682, 715, and 898), receiving testimony from Lt. Gov. Thomas P. O'Neill III, of Massachusetts; Edward Hood, Shipbuilders' Council of America, Washington, D.C.; William Moody, AFL-CIO, Washington, D.C.; and Herb Brand, Transportation Institute, Washington, D.C.

Hearings continue on Tuesday, March 15.

DROUGHT LEGISLATION

Committee on Energy and Natural Resources: Committee began hearings on S. 925, to provide the Secretary of the Interior with temporary authority to take actions to mitigate the adverse impacts of the 1976–1977 drought on Federal Reclamation Projects, receiving testimony from Representative McCormack; Christopher G. Farrand, Acting Assistant Secretary, accompanied by several representatives of the Bureau of Reclamation, all of the Department of the Interior; Joseph Pennitoni, Kittitas County, Henry Schnebly, Kittitas Reclamation District, and Frank Gregerich, Kittitas County Board of Commissioners, all of Washington State.

Hearings were recessed subject to call.

TAX REVISION

Committee on Finance: Committee began hearings on the proposed Tax Reduction and Simplification Act of 1977 (as contained in H.R. 3477), receiving testimony from W. Michael Blumenthal, Secretary of the Treasury; Thomas Bertram Lance, Director, Office of Management and Budget; and Charles L. Schultze, Chairman of the Council of Economic Advisers.

Hearings continue tomorrow.

NOMINATION

Committee on Finance: Committee held hearings on the nomination of Hale Champion, of Massachusetts, to be Under Secretary of Health, Education, and Welfare, where the nominee testified and answered questions in his own behalf.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported S. 489, authorizing a total of $34.5 million for fiscal year 1977 for military assistance to Portugal; and

An original resolution waiving section 402(a) of the Congressional Budget Act of 1974 with respect to consideration of the aforementioned bill, S. 489.

Also, committee adopted its rules of procedure for the 95th Congress.

Prior to these actions, committee held hearings on the nominations of Richard M. Moose, of Arkansas, to be Deputy Under Secretary of State; Douglas J. Bennett, Jr., of Connecticut, to be an Assistant Secretary of State; and Richard N. Gardner, of New York, to be Ambassador to Italy, where the nominees testified and answered questions on their own behalf. Senator Ribicoff introduced Mr. Bennett. Testimony on the nomination of Mr. Gardner was received from Susan Kokinda, U.S. Labor Party, Washington, D.C.

HUMAN EXPERIMENTATION

Committee on Human Resources: Subcommittee on Health and Scientific Research held hearings to receive testimony on a report compiled by the Department of Defense on the nature, history, and extent of the production and testing of biological simulants and pathogens. Witnesses heard were Edward A. Miller, Assistant Secretary for Research and Development; Brig. Gen. William S. Augerson, Assistant Surgeon General for Research and Development; and Lt. Col. George A. Carruth, Chemical and Nuclear Biological Chemical Defense Division, Office of the Deputy Chief of Staff for Operations and Plans, all of the Army.

Subcommittee will meet again on Thursday, March 10.

OVERSEAS CITIZENS VOTING

Committee on Rules and Administration: Committee held hearings on S. 703, to improve the administration and operation of the Overseas Citizens Voting Rights Act of 1976, receiving testimony from Senator Goldwater; Drew S. Days III, Assistant Attorney General, Civil Rights Division, Department of Justice; John C. Broger, Deputy Coordinator, Federal Voting Assistance Program, Department of Defense; Peter Alegi, Rome, and Elliott F. Kulick, London, both representing the Democratic Party Committee Abroad; Richard E. Beeman, United Kingdom, and Eugene Marans, Washington, D.C., representing the BiPartisan Committee on Absentee Voting; and William G. Whyte, and Steven P. Cohen, Boston, representing the Chamber of Commerce of the United States.

Hearings were recessed subject to call.

VFW LEGISLATIVE RECOMMENDATIONS

Committee on Veterans' Affairs: Committee held hearings to receive legislative recommendations for 1977 from R. D. Smith, National Commander of the Veterans of Foreign Wars.

Committee will meet again on Friday, March 25, to hear officials of AMVETS.

INTELLIGENCE ACTIVITIES AUTHORIZATION

Select Committee on Intelligence: Subcommittee on Budget Authorization continued closed hearings on proposed fiscal year 1978 authorizations for Government intelligence activities, receiving testimony from General Lew Allen, Jr. (USAF), Director, National Security Agency.

Subcommittee will meet again tomorrow.

COMMITTEE ORGANIZATION

Select Committee on Small Business: Committee held an organizational meeting where it adopted its rules of procedure for the 95th Congress, and announced subcommittee chairmanships, as follows:

Monopoly and Anticompetitive Activities—Senator Nelson;

Government Regulation and Small Business—Senator McIntyre;

Economic Development, Marketing, and the Family Farmer—Senator Nunn;

Government Procurement—Senator Hathaway;

Financing, Investment, and Taxation—Senator Haskell;

Science, Technology, and the Future of Small Business—Senator Culver.

Other subcommittee assignments will be made at a later date.

Also, committee agreed to a proposed program of activities for the year.

MEDICAID/MEDICARE PROGRAMS

Special Committee on Aging: Committee resumed hearings to investigate allegations of fraud and abuse in Medicare and Medicaid programs, receiving testimony from John Markin, Auditor, General Accounting Office (temporarily assigned to the House Ways and Means Committee); Jacquelyn R. Harvey and Fred Keeley, San Jose, California; and William Kenison, The Travelers Insurance Company, Los Angeles.

Also, Flora M. Souza and Jack C. Stewart, Home Kare, Inc., San Jose, California, appeared but did not testify.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 91 public bills, H.R. 4611–4701; 1 private bill, H.R. 4702; and 6 resolutions, H.J. Res. 311, H. Con. Res. 142–143, and H. Res. 386–388, were introduced. Pages 6665–6668

Reports Filed: Reports were filed as follows:

Report on the Allocation of Budget Totals By Program of the Committee on House Administration (H. Rept. 95–60);

H. Res. 383, establishing a Select Committee on Ethics, amended (H. Rept. 95–61);

Conference report on H.R. 2647, to amend the Small Business Act and the Small Business Investment Act of 1958 to increase loan limitations and to increase surety bond authorizations (H. Rept. 95–62); and

H. Res. 388, providing for the consideration of H.R. 3843, Supplemental Housing Authorizing Act of 1977 (H. Rept. 95–63). Page 6665

Committee To Sit: Subcommittee on Health and Environment of the Committee on Interstate and Foreign Commerce received permission to sit today through Friday, March 11, during the proceedings of the House under the 5-minute rule. Page 6578

Late Reports: Committee on Appropriations received permission to file a report by midnight tonight on the bill entitled Economic Stimulus Appropriations Act for fiscal year 1977; and

Committee on Rules received permission to file by midnight tonight a privileged report. Page 6579

Committee on Assassinations: By a yea-and-nay vote of 296 yeas to 100 nays, with 6 voting "present", Roll No. 51, accepted a letter of resignation from Representative Gonzales wherein he resigns as chairman and member of the Select Committee on Assassinations. Previously, objection was heard to a similar unanimous-consent request.

Subsequently, pursuant to the provisions of H. Res. 222, the Speaker appointed Representative Stokes as chairman of the Select Committee on Assassinations. Page 6581

Presidential Message—Coal Mine Health: Received and read a message from the President wherein he transmits the Fifth Annual Report on Health Activities under the Federal Coal Mine Health and Safety Act of 1969—referred to the Committee on Education and Labor. Page 6582

Tax Reduction: By a yea-and-nay vote of 282 yeas to 131 nays with 1 voting "present", Roll No. 57, the House passed H.R. 3477, Tax Reduction and Simplification Act of 1977.

By a yea-and-nay vote of 194 yeas to 219 nays, Roll No. 56, rejected a motion to recommit the bill to the Committee on Ways and Means with instructions to report it back forthwith with an amendment reducing the lower bracket tax rates for a duration of two years.

Agreed to the following committee amendments:

Conforming amendments;

An amendment to phase out the 1976 tax rebate for those earning $25,000 or more and granting $50 payments to recipients of Aid for Dependent Children, black lung benefits, and veterans compensation and pensions (agreed to by a recorded vote of 312 ayes to 103 noes, Roll No. 53);

An amendment increasing the standard deduction for single persons from $2,200 to $2,400 (agreed to by a recorded vote of 386 ayes to 29 noes, Roll No. 54); and

An amendment increasing the new jobs credit to 40 per cent of the first $4,200 in wages paid to additional employees and to give an additional 10 per cent credit for employment of the handicapped (agreed to by a recorded vote of 341 ayes to 74 noes, Roll No. 55).

H. Res. 360, the rule under which the bill was considered, was agreed to earlier by a voice vote. Agreed to the previous question on the rule by a yea-and-nay vote of 208 yeas to 181 nays, Roll No. 52. Pages 6582-6613

Adjournment: Adjourned at 6:34 p.m.

Committee Meetings

FIFRA EXTENSION

Committee on Agriculture: Continued hearings on extension of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA). Testimony was heard from public witnesses.

STIMULUS APPROPRIATIONS ACT

Committee on Appropriations: Met and ordered reported favorably to the House a bill entitled, Economic Stimulus Appropriations Act of 1977.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on the Federal Grain Inspection Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on intelligence-related activities.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Export-Import Bank of the United States; migration and refugee assistance; Soviet refugee program and the U.S. Emergency Refugee and Migration Assistance Fund.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on the Veterans' Administration.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on the Forest Service.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW continued hearings on the National Institutes of Health.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on the Air Force program.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on the Nuclear Regulatory Commission.

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary held hearings on National Fire Prevention and Control Administration; and National Oceanic and Atmospheric Administration.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on Amtrak.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on U.S. Secret Service.

MILITARY POSTURE

Committee on Armed Services: Continued hearings on military posture with testimony from Acting Secretary of the Air Force John H. Martin, and Air Force Chief of Staff David C. Jones.

HOUSING AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on the fiscal year 1978 housing authorization. Testimony was heard from representatives of the Federal National Mortgage Association and public witnesses.

Hearings continue tomorrow.

DEBT COLLECTION PRACTICES ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs held a hearing on H.R. 29, Debt Collection Practices Act, with testimony from public witnesses.

Hearings continue tomorrow.

LIBRARY SERVICES AUTHORIZATION

Committee on Education and Labor: Met and ordered reported favorably to the House H.R. 3712, Library Services and Construction Act authorization.

The Committee also approved the committee report to the Budget Committee.

CHILD NUTRITION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held a hearing on H.R. 1139, to extend for 5 years certain child nutrition programs under the National School Lunch Act and the Child Nutrition Act. Testimony was heard from USDA and public witnesses.

REORGANIZATION PLANS

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on H.R. 3131, 3407, and 3442, to extend Presidential authority to submit Government reorganization plans to Congress. Testimony was heard from Representative Moss and public witnesses.

Hearings were adjourned subject to call.

RADIOACTIVE WASTE DISPOSAL COSTS

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held a hearing on radioactive waste disposal costs. Testimony was heard from Representative Lundine; and representatives of General Accounting Office; Nuclear Regulatory Commission; and Energy Research Development Administration, New York State.

Hearings continue Thursday, March 10.

INTERGOVERNMENTAL ANTIRECESSION ASSISTANCE ACT

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on H.R. 3730 and related bills, Intergovernmental Antirecession Assistance Act of 1977. Testimony was heard from representatives of National Governors Conference; U.S. Conference of Mayors; National Conference of State Legislatures; National League of Cities; and National Association of Counties.

ELECTION CONTEST

Committee on House Administration: Panel on Elections held a hearing on the contested election of Samuel Young against Abner Mikva, 10th Congressional District, Illinois. Testimony was heard from attorneys representing Mr. Young and Representative Mikva.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action resolutions providing funds for the expenses and investigations of the following committees:

H. Res. 310, Committee on Armed Services;

H. Res. 283 amended, Committee on Interstate and Foreign Commerce;

H. Res. 328 amended, Committee on Government Operations; and

H. Res. 343 amended, Ad Hoc Select Committee on Outer Continental Shelf.

NUCLEAR REGULATORY COMMISSION AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment concluded hearings on H.R. 3455, to authorize appropriations to the Nuclear Regulatory Commission, with testimony from public witnesses.

EXPORT ADMINISTRATION AMENDMENTS

Committee on International Relations: Continued hearings on H.R. 1561, Export Administration Amendments of 1977. Testimony was heard from Alfred Moses, representing the American Jewish Congress, American Jewish Committee, and Anti-Defamation League.

Hearings continue tomorrow.

STATE DEPARTMENT SUPPLEMENTAL AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations met and approved for full committee action a draft bill, to be introduced, for fiscal year 1977 supplemental authorization for the Department of State.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment began hearings on H.R. 4151 and related bills, Clean Air Act Amendments of 1977, hearing testimony from public witnesses.

Hearings continue tomorrow.

FTC AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on H.R. 3816, amendments to the Federal Trade Commission Act. Testimony was heard from Federal Trade Commission Chairman Collier, Representative Moss, and public witnesses.

Hearings continue tomorrow.

PETROLEUM MARKETING PRACTICES

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power met for markup of H.R. 130, Petroleum Marketing Practices Act, and will resume tomorrow.

COMMITTEE BUSINESS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations met for consideration of subcommittee report on fraud and abuse in nursing homes; and other committee business.

LEGAL SERVICES CORPORATION AMENDMENTS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice met for markup of H.R. 3719, Legal Services Corporation Amendments Act of 1977, and will resume tomorrow.

FEDERAL RULES OF CRIMINAL PROCEDURE

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of proposed amendments to Federal Rules of Criminal Procedure.

NATIONAL SEA GRANT AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on H.R. 4301, to authorize appropriations for the National Sea Grant Program Act during fiscal year 1978. Testimony was heard from Dr. Robert White, Administrator, NOAA; Dr. Ned Ostenso, Director, National Sea Grant Program; Dr. William C. Ackerman, NACOA Advisory Committee; Rozanne Ridgway, Deputy Assistant Secretary of State for Oceans and Fisheries Affairs; and public witnesses.

ETHICS COMMISSION FOR FEDERAL EMPLOYEES

Committee on Post Office and Civil Service: Subcommittee on Manpower held a hearing on H.R. 3829, to establish a Commission on Ethics and Financial Disclosure for Federal Employees. Testimony was heard from officials of General Accounting Office.

POST OFFICE MISCELLANY

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits met and approved for full committee action the following bills:

H.R. 2931, to amend chapter 89 of title 5, U.S. Code, to establish uniformity in Federal employee health benefits and coverage provided pursuant to contracts made under such chapter by preempting State or local laws pertaining to such benefits and coverage which are inconsistent with such contracts;

H.R. 3447, to grant an annuitant the right to elect within one year after remarriage whether such annuitant's new spouse shall be entitled, if otherwise qualified, to a survivor annuity, and to eliminate the annuity reduction made by an unmarried annuitant to provide a survivor annuity to an individual having an insurable interest in cases where such individual predeceases the annuitant; and

H.R. 4319, to provide that employees who retire after 5 years of service, in certain instances, may be eligible to retain their life and health insurance benefits.

COMMITTEE BUSINESS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds met for consideration of the subcommittee's portion of report to Budget Committee.

CREATING SELECT COMMITTEE ON ETHICS

Committee on Rules: Ordered reported favorably to the House H. Res. 383 amended, Creating a Select Committee on Ethics. Testimony was heard from Representative Frenzel.

SUPPLEMENTAL HOUSING AUTHORIZATION

Committee on Rules: Granted an open rule providing for the consideration of, and 1 hour of general debate; waiving points of order against the consideration of the bill for failure to comply with the provisions of sections 401(b)(1) and 402(a) of the Congressional Budget Act of 1974; providing that the bill be read for amendment by titles instead of by sections and waiving points of order against the committee amendment for failure to comply with the provisions of 401(b)(1) of the Budget Act, on H.R. 3843, Supplemental Housing Authorizing Act of 1977. Testimony was heard from Representatives Ashley and Stanton.

EPA, NOAA, AND ERDA BUDGETS

Committee on Science and Technology: Subcommittee on Environment and Atmosphere met for consideration of fiscal year 1978 budgets for EPA, NOAA, and ERDA (environmental and safety research).

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy R.D. & D. continued hearings on the fiscal year 1978 ERDA authorization with testimony from ERDA witnesses.

VETERANS OF FOREIGN WARS

Committee on Veterans' Affairs: Held a hearing on the legislative recommendations for fiscal year 1978 of the Veterans of Foreign Wars of the United States.

EMERGENCY UNEMPLOYMENT COMPENSATION ACT

Committee on Ways and Means: Continued markup of H.R. 3723, Emergency Unemployment Compensation Act of 1977, and will resume tomorrow.

Joint Committee Meeting

SBA LOAN PROGRAMS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2647, to increase ceilings on major lending programs of the Small Business Administration.

Wednesday, March 9, 1977

Senate

Chamber Action

Routine Proceedings, pages 6860–6977

Bills Introduced: 18 bills and 2 resolutions were introduced, as follows: S. 946–963; S.J. Res. 36; and S. Res. 108. Pages 6923, 6945

Bills Reported: Reports were made as follows:

H.J. Res. 269, making urgent supplemental appropriations for fiscal year 1977 in the amount of $200,000,000 for the Federal Disaster Assistance Administration (S. Rept. 95–40);

H.R. 3839, to rescind certain budget authority recommended in the message of the President of January 17, 1977, transmitted pursuant to the Impoundment Control Act of 1974 (S. Rept. 95–41);

S. 213, to provide for a GAO audit of the Internal Revenue Service and the Bureau of Alcohol, Tobacco, and Firearms, with amendments (S. Rept. 95–42);

S. 489, authorizing $34.5 million for fiscal year 1977 for military assistance to Portugal, with an amendment (S. Rept. 95–43);

S. Res. 106, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 427, authorizing funds for public works employment programs, and for employment of teenaged youth in community improvement projects (S. Rept. 95–44);

S. Res. 98, to print as a Senate document a history of the Committee on Finance (S. Rept. 95–45);

S. Res. 99, requesting an additional $30,000 for expenses of Committee on Finance for this session of the Congress, with amendments (S. Rept. 95–46);

S. Res. 100, to print as a Senate document Governmental Affairs Committee print entitled "Study on Federal Regulation, Volume II, Congressional Oversight of Regulatory Agencies" (S. Rept. 95–47);

S. Res. 101, to print as a Senate document Governmental Affairs Committee print entitled "Study on Federal Regulation, Volume I, The Regulatory Appointments Process" (S. Rept. 95–48);

S. Res. 108, waiving section 402(a) of the Congressional Budget Act with respect to the consideration of S. 489, authorizing $34.5 million for fiscal year 1977 for military assistance to Portugal (without written report) (referred to Committee on the Budget). Pages 6922, 6923

Bill Referred: H.R. 3477, tax reduction, was referred to Committee on Finance. Page 6923

Amendments Submitted for Printing: Pages 6945, 6946

Resolution Agreed To:

Budget Act Waiver—Public Works Employment: Senate agreed to S. Res. 106, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 427, authorizing funds for public works employment programs, and for employment of teenaged youth in community improvement projects. Pages 6917–6921

Presidential Messages: Senate received messages from the President, as follows:

PM–47, outlining new youth employment programs which he intends to initiate when the Congress makes available requested $1.5 billion for such purposes—referred to Committee on Human Resources;

PM–48, withdrawing a previously proposed rescission in budget authority, and reporting revisions to three deferrals in budget authority previously transmitted to the Congress—referred jointly to Committees on Appropriations and the Budget. Pages 6921–6922

Confirmation: By 58 yeas to 40 nays, Senate confirmed the nomination of Paul C. Warnke, of the District of Columbia, for the rank of Ambassador (for SALT negotiations); and, by 70 yeas to 28 nays, Mr. Warnke's nomination to be Director of the Arms Control and Disarmament Agency. Pages, 6863–6917, 6977

Nominations: Senate received the following nominations:

John J. Gilligan, of Ohio, to be Administrator of the Agency for International Development;

Peter F. Flaherty, of Pennsylvania, to be Deputy Attorney General;

Charles Linn Haslam, of North Carolina, to be General Counsel of the Department of Commerce;

Carol Tucker Foreman, of the District of Columbia, to be a Member of the Board of Directors of the Commodity Credit Corporation; and

One Marine Corps in the rank of General. Page 6977

Record Votes: Two record votes were taken today (total 42). Pages 6915–6917

Recess: Senate met at 10:30 a.m. and recessed at 6:19 p.m. Page 6977

Committee Meetings

GRAIN STANDARDS AND FARM AND FOOD LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported an original bill to amend the recordkeeping requirements and fee provisions of the Grain Standards Act, and to provide for a temporary advisory committee to advise the Administrator of the Federal Grain Inspection Service with respect to the implementation of such act.

Also, committee continued hearings on proposed legislation to amend and extend the Agriculture and Consumer Protection Act of 1973, receiving testimony from Jeff Kirsch, Food Research and Action Center, Washington, D.C.; Wilma Ferguson, Arkansas Nutrition Council, Little Rock, Ark.; Christine Van Lenten, National Child Nutrition Project, New Brunswick, N.J.; S. Rayburn Watkins, National Labor-Management Foundation, Louisville; Arnold Mayer, Amalgamated Meat Cutters and Butcher Workmen of North America, AFL-CIO, Washington, D.C.; Dr. Armand Thiebolt, National Association of Manufacturers, Washington, D.C.; Dorothy Forney, Harrisburg, Pa., representing the National Welfare Fraud Association; Jacob Clayman, Industrial Union Department, AFL-CIO, Washington, D.C.; and Allen Sigafus, Mankato, Minn., accompanied by Tom Lindquist, Scott County, Minn., and Gilbert Dulaney, Atlanta, Georgia, all representing the National Association of Counties.

Hearings continue tomorrow.

DISASTER RELIEF/RESCISSION

Committee on Appropriations: Committee ordered favorably reported without amendment the following measures:

H.J. Res. 269, making urgent supplemental appropriations for fiscal year 1977 for disaster relief in the amount of $200,000,000 for the Federal Disaster Assistance Administration; and

H.R. 3839, to rescind certain budget authority recommended in the message of the President of January 17, 1977, transmitted pursuant to the Impoundment Control Act of 1974, affecting defense military programs, foreign military credit sales, and the Department of State International Organizations and Conferences Contributions for International Peacekeeping.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Agriculture, receiving testimony from Denton E. Sprague, Assistant Administrator, Farmers Home Administration.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of the Treasury and General Government, receiving testimony on funds for their respective activities from Chief Judge Howard Dawson, United States Tax Court; Rear Admiral Robert R. Jortberg, (U.S. Navy), Director, Shore Facilities Program Division; Manus J. Fish, Regional Director, National Capital Parks, Dept. of the Interior; Dr. William Thaler, Acting Director, Office of Telecommunications Policy; Richard M. Harden, Special Assistant to the President for Budget and Organization; and Stuart E. Eizenstat, Executive Director, Domestic Council.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Health, Education, and Welfare, receiving testimony on funds for their respective activities from John Kelso, Deputy Administrator, Health Services Administration, and William Watson, Deputy Director, Center for Disease Control, both of the Department of Health, Education and Welfare.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the legislative branch, receiving testimony on funds for the Joint Economic Committee from Senator Javits and Representative Bolling; and Subcommittee held hearings on supplemental appropriations for fiscal year 1977 for the legislative branch, receiving testimony from Frank Nordy Hoffman, Senate Sergeant at Arms; and William A. Ridgely, Financial Clerk, Office of the Secretary of the Senate.

Hearings were recessed subject to call.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for military construction programs, receiving testimony on funds for Navy and Naval Reserve projects from Rear Admiral A. R. Marschall, Commander, Naval Facilities Engineering Command; Brig. General Bartlett, Director, Facilities and Services Division, U.S. Marine Corps; and Rear Admiral P. W. Rohrer, Deputy Director for Naval Reserve Programs.

Subcommittee will meet again tomorrow to hear Air Force witnesses.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony from Secretary of the Interior Cecil D. Andrus.

Subcommittee will meet again tomorrow to hear officials of the Bureau of Reclamation, Department of the Interior.

APPROPRIATIONS—SUPPLEMENTAL STATE, JUSTICE

Committee on Appropriations: Subcommittee held hearings on supplemental appropriations for fiscal year 1977 for the Departments of State and Justice, receiving testimony from Representative Schroeder; John Thomas,, Assistant Secretary of State; Glen E. Pommerening, Assistant Attorney General for Administration, Department of Justice; Arturo L. Garrion, President of the VIII Pan American Games; and Arthur D. Flemming, Chairman, Commission on Civil Rights.

Hearings continue on Monday, March 14.

DEFENSE PROGRAMS

Committee on Armed Services: Subcommittee on Tactical Air Power continued closed hearings to receive testimony on joint Air Force/Navy air to air missile defense programs from Lt. Gen. Alton D. Slay, Deputy Chief of Air Force Staff for Research and Development; and Rear Admiral Robert C. Mandeville, Director, Aviation Plans & Requirements, Office of the Deputy Chief of Naval Operations for Air Warfare, both of whom were accompanied by their associates.

Hearings continue tomorrow.

BUDGET RECOMMENDATIONS

Committee on Banking, Housing, and Urban Affairs: Committee completed its review of items in the Presidential budget for fiscal year 1978 which fall within its jurisdiction, and agreed upon recommendations that it will make to the Budget Committee.

BUDGET ACT WAIVER/CONGRESSIONAL BUDGET

Committee on the Budget: Committee ordered favorably reported S. Res. 106, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 427, authorizing funds to extend the public works employment program and to establish a youth community improvement projects program.

Also, committee continued hearings in preparation of reporting the first concurrent resolution on the fiscal year 1978 budget, receiving testimony from Dr. Leo V. Mayer, Senior Specialist for Agriculture, Congressional Research Service; Carroll Brunthaver, Cook Industries, Memphis, Tenn.; and Dr. John A. Schittker, Schnittker Associates, Washington, D.C.

Hearings continue tomorrow.

MARINE MAMMAL PROTECTION

Committee on Commerce, Science, and Transportation: Committee held oversight hearings on the implementation of the Marine Mammal Protection Act, receiving testimony from Senator Hayakawa; Robert M. White, Administrator National Oceanic and Atmospheric Administration, Department of Commerce; Dr. Douglas G. Chapman, Marine Mammal Commission, Lee Weddig, National Fisheries Institute, Inc., and Charles J. Carey, National Canners Association, Albert Ferri, Pacific Legal Foundation, both of Washington, D.C.; Lucy Sloan, National Federation of Fishermen, Cambridge, Mass.; Carl Hubbs, Scripts Institute of Oceanography, San Diego; and Harry Bridges, International Longshoremen's and Warehousemen's Union of the West Coast of America, Alaska, and Hawaii, San Francisco, who was accompanied by John Royal, Fishermen's Union, San Diego.

Hearings continue on Friday, March 11.

NASA AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Science and Space continued closed hearings on S. 365, authorizing funds for fiscal year 1978 for the National Aeronautics and Space Administration, receiving testimony from Dr. Robert N. Parker, Acting Director, Defense Research and Engineering, Department of Defense.

Hearings continue on Thursday, March 17.

ERDA AUTHORIZATIONS

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Water Resources resumed hearings on proposed legislation authorizing funds for fiscal year 1978 for the Energy Research and Development Administration, receiving testimony from Dr. James L. Liverman, Assistant Administrator for Environment and Safety, and Dr. James S. Kane, Director, Division of Physical Research, both of the Energy Research and Development Administration.

Hearings continue on Wednesday, March 16.

FISCAL YEAR 1978 BUDGET

Committee on Environment and Public Works: Committee continued hearings to review those items in the Presidential budget for fiscal year 1978 which fall within its legislative jurisdiction, receiving testimony from Lester Lamm, Executive Director, Federal Highway Administration, Department of Transportation, who was accompanied by several associates.

Hearings continue tomorrow with officials of the Nuclear Regulatory Commission.

TAX REDUCTION

Committee on Finance: Committee continued hearings on H.R. 3477, to provide for a refund of 1976 individual

income taxes; to reduce individual and business income taxes, and to simplify and reform certain other tax provisions, receiving testimony from Senators Kennedy and Schweiker; Charles Steward, Machinery and Allied Products Institute, Washington, D.C.; Milton D. Steward, National Small Business Association, Washington, D.C.; Dr. Albert H. Cox, on behalf of Merrill Lynch and Company, Inc., Washington, D.C.; Dr. Charles E. Walker, American Council for Capital Formation, Washington, D.C.; George H. Lawrence, American Gas Association, Arlington, Va.; A. V. Jones, Jr., Independent Petroleum Association of America, Washington, D.C.; Dr. Jack Carlson, accompanied by Robert R. Statham, both of the Chamber of Commerce of the United States, Washington, D.C.; and W. Reid Thompson, on behalf of Edison Electric Institute, New York City.

Hearings continue tomorrow.

NOMINATION

Committee on Finance: Committee concluded hearings on the nomination of Thomas D. Morris, of the District of Columbia, to be Inspector General, Department of Health, Education, and Welfare, after the nominee testified and answered questions on his own behalf.

INTERNATIONAL FINANCIAL INSTITUTIONS

Committee on Foreign Relations: Subcommittee on Foreign Assistance held hearings to receive testimony concerning international financial institutions from W. Michael Blumenthal, Secretary of the Treasury; and Richard M. Cooper, Under Secretary of State-designate for Economic Affairs.

Hearings continue tomorrow.

NOMINATION

Committee on Governmental Affairs: Committee ordered favorably reported the nomination of James T. McIntyre, of Georgia, to be Deputy Director of the Office of Management and Budget.

DEPARTMENT OF ENERGY

Committee on Governmental Affairs: Committee resumed hearings on S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, receiving testimony from Richard L. Dunham, Chairman, Federal Power Commission, and Secretary of the Interior Cecil D. Andrus.

Hearings continue on Tuesday, March 15.

LIBRARY SERVICES AND CONSTRUCTION

Committee on Human Resources: Education, Arts, and Humanities Subcommittee held hearings on S. 602, authorizing funds and extending programs through fiscal year 1982 for the Library Services and Construction Act, receiving testimony from Alphonse F. Trezza, Executive Director, National Commission on Libraries and Information Science; Clara Jones, Carlton Thaxton, and Wyman Jones, all representing the American Library Association, Washington, D.C.; Whitney North Seymour, Jr., Committee to Save Our Public Libraries, New York City; Ralph G. Newman, representing the Urban Library Council, Chicago; and John G. Lorenz, Association of Research Libraries, Washington, D.C.

Subcommittee recessed subject to call.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported the following resolutions:

S. Res. 98, to print as a Senate document a history of the Committee on Finance;

S. Res. 99, requesting an additional $30,000 for expenses of Committee on Finance for this session of the Congress (amended);

S. Res. 100, to print as a Senate document Committee on Governmental Affairs print entitled "Study on Federal Regulation, Volume II, Congressional Oversight of Regulatory Agencies"; and

S. Res. 101, to print as a Senate document Committee on Governmental Affairs print entitled "Study on Federal Regulation, Volume I, The Regulatory Appointments Process".

Committee considered further S. Res. 5 through 12, proposing several changes in the Senate rules, principally with regard to Rule XXII (cloture), but did not complete action thereon.

Also, committee received testimony from Senator Abourezk on S. Res. 102, requesting $617,400 for expenses of Select Committee on Indian Affairs for this session of the Congress.

INTELLIGENCE ACTIVITIES AUTHORIZATION

Select Committee on Intelligence: Subcommittee on Budget Authorization continued closed hearings on proposed fiscal year 1978 authorizations for Government intelligence activities, receiving further testimony from Gen. Lew Allen, Jr. (USAF), Director, National Security Agency.

Hearings continue tomorrow.

BUSINESS MEETING

Select Committee on Intelligence: Committee met in a closed business meeting, but made no announcements and recessed subject to call.

PRODUCT LIABILITY

Select Committee on Small Business: Committee began hearings to consider the impact of product liability insurance on small businesses, and on S. 527, authorizing the Small Business Administration to furnish reinsurance for property liability insurers for small business which would not otherwise be able to obtain product liability insurance on reasonable terms. Witnesses heard were Prof. Victor E. Schwartz, Consultant to the Interagency Task Force on Product Liability and Homer E. Moyer, Jr., Acting General Counsel, both of the Department of Commerce; James D. McKevitt, National Federation of Independent Business, Washington, D.C.; James Castle, and Stephen I. Martin, Hartford, Conn., representing American Insurance Association; William Pugh, National Association of Insurance Commissioners, Washington, D.C.; E. W. Plumb, Safeguard Manufacturing Co., Inc., Woodbury, Conn.; Herbert Liebenson, National Small Business Association, Washington, D.C., and John R. Ingram, Commissioner of Insurance, State of North Carolina, Raleigh, N.C.

Hearings continue tomorrow.

MEDICAID/MEDICARE PROGRAMS

Special Committee on Aging: Committee continued hearings to investigate allegations of fraud and abuse in Medicare and Medicaid programs, receiving testimony from Thomas Tierney, Director, Bureau of Health Insurance, Department of Health, Education, and Welfare; Herbert Witt, Regional Audit Manager, HEW Audit Agency, and Peter C. Gottheiner, both of San Francisco; Gerald A. Hawes, Managing Auditor, and John Williams, Auditor General, Joint Legislative Audit Committee, Gary Macomber, Department of Social Services; Mario Ubledo, Secretary of Health and Welfare, all of the State of California Government, Sacramento; H. Eugene McNease, Decatur, Ga.; and Fred Keeley, San Jose, Calif.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 93 public bills, H.R. 4703–4795; 3 private bills, H.R. 4796–4798; and 12 resolutions, H.J. Res. 312 and 313, H. Con. Res. 144–148, and H. Res. 389–393, were introduced. Pages 6817, 6818, 6857–6860

Presidential Messages: Read the following messages from the President:

Impoundment control: Message announcing the withdrawal of a previously proposed rescission and revisions to three deferrals previously transmitted—referred to the Committee on Appropriations and ordered printed (H. Doc. 95–94); and

Youth employment: Message transmitting to Congress an outline for programs designed to fight high unemployment rates among young people—referred to the Committee on Education and Labor and ordered printed (H. Doc. 95–95). Pages 6809, 6810

Committee on Ethics: By a yea-and-nay vote of 410 yeas to 1 nay, Roll No. 60, agreed to H. Res. 383, establishing a Select Committee on Ethics.

By a yea-and-nay vote of 242 yeas to 175 nays, Roll No. 59, agreed to the previous question. Pages 6811–6817

Committee Elections: Agreed to H. Res. 389, electing members of the Joint Committees on Printing and on the Library. Pages 6817–6818

Committee Funds: Agreed to the following resolutions, all authorizing funds for the below-listed committees:

H. Res. 248, amended, Committee on Education and Labor;

H. Res. 279, Subcommittee on Labor Standards (Pension Task Force);

H. Res. 221, amended, Committee on Ways and Means;

H. Res. 275, Committee on Public Works and Transportation;

H. Res. 256, amended, Committee on Post Office and Civil Service;

H. Res. 297, amended, Committee on Science and Technology;

H. Res. 321, amended, Committee on Merchant Marine and Fisheries;

H. Res. 132, amended, Committee on Veterans' Affairs;

H. Res. 313, Committee on International Relations;

H. Res. 319, amended, Subcommittee on International Organizations (special Korean investigation);

H. Res. 233, Committee on Standards of Official Conduct;

H. Res. 269, Select Committee on Narcotics Abuse and Control;

H. Res. 329, amended, Committee on the District of Columbia;

H. Res. 361, Committee on House Administration (contested election hearings); and

H. Res. 357, Committee on the Judiciary (by a yea-and-nay vote of 159 yeas to 249 nays, Roll No. 61, rejected a motion to recommit the resolution to the Committee on House Administration with instructions to report it back forthwith containing an amendment that sought to limit funds for internal security investigations to $300,000). Pages 6818–6832

Adjournment: Adjourned at 6:24 p.m.

Committee Meetings

FIFRA EXTENSION

Committee on Agriculture: Continued hearings on extension of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). Testimony was heard from EPA Administrator Costel and public witnesses.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on the Food and Nutrition Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on intelligence-related activities; and special activities, Navy.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Agency for International Development.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on the Veterans' Administration.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held hearings on Forest Service and Bureau of Outdoor Recreation.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on National Institutes of Health.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held hearings on the Air Force program; and Navy add-ons.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on the Energy Research and Development Administration.

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and Judiciary held hearings on Scientific and Technical Research, including National Bureau of Standards; and Maritime Administration.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held hearings on the Federal Railwav Administration.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held hearings on Bureau of Alcohol, Tobacco, and Firearms; and heard testimony from Secretary of the Treasury Blumenthal.

DOD AUTHORIZATION—NAVY

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials, met and approved recommendations for Navy weapons; Navy stock fund; and other Navy programs for Department of Defense budget for fiscal year 1978.

MILITARY CONSTRUCTION—CIVIL DEFENSE BUDGETS

Committee on Armed Services: Subcommittee on Military Installations and Facilities met and approved budget recommendations for military construction and civil defense for full committee report to Budget Committee.

DOD AUTHORIZATION—MANPOWER

Committee on Armed Services: Subcommittee on Military Personnel met and took action on the manpower portion of the fiscal year 1978 Defense budget.

INVESTIGATIVE SUMMARIES

Select Committee on Assassinations: Met and heard staff summaries of the investigative probes into the John F. Kennedy and Martin Luther King assassinations, to date.

HOUSING AUTHORIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development concluded hearings on the housing authorization for fiscal year 1978. Testimony was heard from Representative Watkins; and representatives of American Association of Small Cities; AFL–CIO; Farmers Home Administration; National Association of Home Builders; and National Leased Housing Association.

DEBT COLLECTION PRACTICES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs continued hearings on H.R. 29, Debt Collection Practices Act, hearing testimony from two panels of industry representatives.

Hearings continue tomorrow.

TAX AND LOAN ACCOUNTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on H.R. 3929, to authorize the Secretary of the Treasury to invest public moneys. Testimony was heard from Representatives Seiberling and Mottl; Treasury Fiscal Assistant Secretary David Mosso; and public witnesses.

VOCATIONAL EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education met and approved for full committee action H.R. 3437 as amended, to make certain technical and miscellaneous amendments to provisions relating to vocational education contained in the Education Amendments of 1976.

COMMON SITUS PICKETING

Committee on Education and Labor: Subcommittee on Labor-Management Relations continued hearings on H.R. 3500 and H.R. 4250, equal treatment of craft and industrial workers. Testimony was heard from Secretary of Labor Marshall.

FAIR LABOR STANDARDS AMENDMENTS

Committee on Education and Labor: Subcommittee on Labor Standards held a hearing on H.R. 3744, Fair Labor Standards Amendments of 1977. Testimony was heard from representatives of AFL–CIO: American Hotel & Motel Association; National Federation of Independent Business; Minimum Wage Inter-Industry Group; and other public witnesses.

Hearings continue Wednesday, March 16.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and reviewed consultant contracts.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action resolutions providing for the expenses and investigations of the following committees:

H. Res. 382, Select Committee on Aging;

H. Res. 370 amended, Committee on Small Business; and

H. Res. 378 amended, Committee on Interior and Insular Affairs.

BUDGET REPORT

Committee on Interior and Insular Affairs: Met and approved committee recommendations for March 15 report to Budget Committee.

EXPORT ADMINISTRATION AMENDMENTS

Committee on International Relations: Continued hearings on H.R. 1561, Export Administration Amendments of 1977. Testimony was heard from Robert McNeil, Emergency Committee for American Trade; Jack Carlson, U.S. Chamber of Commerce; Harold Morgan, Morgan Equipment Co.; Joseph L. Stanton, Maryland Port Administrator; and Gregory Halpin, American Association of Port Authorities.

Hearings continue Monday, March 14.

ASSISTANCE FOR ISRAEL

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on fiscal year 1978 security supporting assistance and foreign military sales credits requests for Israel. Testimony was heard from AID and State Department witnesses.

U.S. POLICY TOWARDS EL SALVADOR

Committee on International Relations: Subcommittee on Inter-American Affairs and International Organizations held a joint hearing on United States policy toward El Salvador. Testimony was heard from State Department officials, and Dr. Benjamin Miguel, executive secretary, Christian Democratic Organization of America.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 4151 and related bills, Clean Air Act Amendments of 1977. Testimony was heard from public witnesses.

FEDERAL TRADE COMMISSION AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on H.R. 3816, Federal Trade Commission Amendments of 1977, hearing testimony from FTC officials.

Hearings continue Tuesday, March 15.

FPC REASSIGNMENT OF PERSONNEL

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on the Federal Power Commission's reassignment of Natural Gas and Electric professional staff members. Testimony was heard from FPC officials.

Hearings continue tomorrow.

PETROLEUM MARKETING PRACTICES

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power approved for full committee action, amended, H.R. 130, Petroleum Marketing Practices Act.

LEGAL SERVICES CORPORATION AMENDMENTS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued markup of H.R. 3719, Legal Services Corporation Amendments of 1977, and will resume tomorrow.

RAILROAD VANDALISM

Committee on the Judiciary: Subcommittee on Crime held a hearing on railroad vandalism. Testimony was heard from Representative Hughes; Alfred Hamtmann, Chief, General Crimes Section, U.S. Department of Justice; Donald Bennett, Federal Railroad Administration, Department of Transportation; and a panel of railroad workers and Union representatives.

IMMIGRATION AND NATURALIZATION SERVICE

Committee on the Judiciary: Subcommittee on Immigration, Citizenship, and International Law held an oversight hearing on the Immigration and Naturalization Service, hearing testimony from INS Commissioner Leonard F. Chapman.

MARINE PROTECTION, RESEARCH AND SANCTUARIES ACT AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittees on Fisheries, Wildlife Conservation and the Environment, and on Oceanography held a joint hearing on H.R. 4297, to authorize appropriations for the Marine Protection, Research and Sanctuaries Act for fiscal year 1978. Testimony was heard from representatives of NOAA; EPA; Coast Guard, and Corps of Engineers.

COMMITTEE BUSINESS

Committee on Post Office and Civil Service: Met and adopted a resolution to submit the March 15 report to the Budget Committee, as amended;

Changed the meeting date for the Full Committee from the first and third Thursday to the second and fourth Wednesday of each month; and

Changed the name of the Subcommittee on Manpower to Subcommittee on Employee Ethics and Utilization.

NASA AUTHORIZATION—NSF AUTHORIZATION

Committee on Science and Technology: Met and ordered reported favorably to the House H.R. 4088, as amended, National Aeronautics and Space Administration Act, 1978; and

H.R. 3607 as amended, National Science Foundation Authorization Act, Fiscal Year 1978.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy R.D. & D. met for markup of the ERDA authorization for fiscal year 1978, and will resume tomorrow.

MEDICAL SERVICES AND FACILITIES

Committee on Veterans' Affairs: Subcommittee on Medical Facilities and Benefits met and approved for full committee action the following bills:

H.R. 2860, to authorize an agreement with the Republic of the Philippines providing for hospital care and medical services to be furnished Commonwealth Army veterans and new Philippine Scouts for service-connected disabilities; to authorize the continued maintenance of a Veterans' Administration office in the Republic of the Philippines;

H.R. 3695, to revise and improve the program of making grants to the States for the construction, remodeling, or renovation of State home facilities for furnishing hospital, domiciliary, and nursing home care for eligible veterans;

H.R. 3696 amended, to clarify the requirement that medical services be provided by the Veterans' Administration in certain cases; and

H.R. 3953 amended, to amend title 38 of the U.S. Code in order to revise the provisions therein relating to the construction, alteration, and acquisition of Veterans' Administration medical facilities.

EMERGENCY UNEMPLOYMENT COMPENSATION ACT

Committee on Ways and Means: Continued markup of H.R. 3723, Emergency Unemployment Compensation Act of 1977, and will resume tomorrow.

Thursday, March 10, 1977

Senate

Chamber Action

Routine Proceedings, pages 7092–7258

Bills Introduced: Seventeen bills and 3 resolutions were introduced, as follows: S. 964–980; S.J. Res. 37–38; and S. Res. 109. Pages 7176, 7177, 7200

Bill Reported: Report was made as follows:

S. Res. 110, to establish a code of official conduct for the Members, officers, and employees of the Senate (S. Rept. 95–49); Page 7176

Amendments Submitted for Printing: Pages 7200–7202

Bills Passed

Public Works Employment: After discharging Committee on Environment and Public Works from its further consideration, Senate by 74 yeas to 11 nays, passed H.R. 11, authorizing funds for public works employment programs, and for employment of teenaged youth in community improvement projects, after striking all after the enacting clause and inserting in lieu thereof provisions of Senate companion measure S. 427, which bill had at first been amended by adoption of committee amendment in the nature of a substitute, to which Senate had at first taken action on proposed amendments, as follows:

Adopted:

(1) Stafford unprinted amendment No. 55, striking from the bill Title II, authorizing funds for Youth Community Improvement Program; Page 7107

(2) Pell amendment No. 63, to provide that States adversely affected by a change in statistical base would receive a percentage of funds no less than that percentage first allocated to such State; Page 7113

(3) Percy unprinted amendment No. 56, to provide that the Secretary give special consideration to projects which result in energy conservation; Page 7114

(4) Burdick unprinted amendment No. 57, to correct certain printing errors; Page 7116

(5) Bartlett unprinted amendment No. 58, to provide that consideration be given to projects which demonstrate a probability of reducing employment; Page 7117

(6) By 62 yeas to 28 nays, Durkin unprinted amendment No. 59, guaranteeing a minimum allocation to each State, the District of Columbia and the trust territories of three-fourths of one percent of the total allocation; Page 7117

(7) Bartlett amendment No. 60, to include in the required study of the history of public works a section to study the impact upon the employment of minority groups; Page 7120

(8) By 65 yeas to 25 nays, modified Johnston unprinted amendment No. 60, having the effect of negating prospective action of the Executive branch with respect to the discontinued funding for certain water projects; Page 7120

(9) Johnston unprinted amendment No. 63, to allow local governments to submit additional projects up to 150 percent of their residual benchmark; Page 7138

(10) Hart unprinted amendment No. 65, calling for special consideration in the hiring of Vietnam veterans in public works projects; Page 7150

(11) Brooke unprinted amendment No. 66, setting standards for procurement from minority business enterprises; Page 7155

(12) Modified Packwood amendment No. 62, to allow a community to transfer granted funds for use in a drought-related project (modified to incorporate Cranston unprinted amendment No. 70); Page 7160

(13) Baker unprinted amendment No. 71, to extend the policy of the Buy American Act to Federally-assisted projects under Title I; and Page 7161

(14) Dole unprinted amendment No. 72, calling for a study to include economic stimulus created by public works projects. Page 7162

Rejected:

(1) By 32 yeas to 56 nays, Heinz unprinted amendment No. 64, to change the formula under which allocations of funds are made so that they be distributed on the basis of the total number of unemployed people within each State; Page 7138

(2) Biden unprinted amendment No. 67, limiting Federal share to 90 percent of the cost of any project (tabled by 74 yeas to 12 nays). Page 7156

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Randolph, Burdick, Muskie, Bentsen, Anderson, Moynihan, Stafford, Chafee, Domenici, and McClure.

S. 427, was then indefinitely postponed. Page 7175

Pages 7097–7176

Federal Salary Increases: By 93 yeas to 1 nay, Senate passed without amendment and sent to the House S. 964, to provide that salaries at levels of Vice President of the United States down to and including positions in the Executive schedule not be increased by the next comparability pay adjustment. Pages 7094–7097, 7125

Presidential Message: Senate received a message from the President transmitting a report on the canned mushroom industry—referred to Committee on Finance. (PM–49) Page 7176

Unanimous Consent Calendar: Majority Leader obtained unanimous consent to establish in the Senate Calendar on a daily basis for the remainder of this session a section entitled Measures Cleared To Be Considered by Unanimous Consent. Page 7257

Confirmations: Senate confirmed the following nominations:

Robert J. Brown, of Colorado, to be Under Secretary of Labor;

Donald Elisburg, of Maryland, to be an Assistant Secretary of Labor;

Ernest Gideon Green, of New York, to be an Assistant Secretary of Labor;

Carin Ann Clauss, of Virginia, to be Solicitor for the Department of Labor; and

James T. McIntyre, Jr., of Georgia, to be Deputy Director of the Office of Management and Budget. Page 7258

Nominations: Senate received the following nominations:

John C. White, of Texas, to be Deputy Secretary of Agriculture; and

W. J. Michael Cody, to be United States Attorney for the Western District of Tennessee. Page 7258

Record Votes: Six record votes were taken today (total—48). Pages 7119, 7120, 7125, 7138, 7150, 7159, 7173

Recess: Senate met at 9:45 a.m. and recessed at 7:31 p.m. Pages 7257, 7258

Committee Meetings

FARM LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed legislation to amend and extend the Agriculture and Consumer Protection Act of 1973, receiving testimony from James E. Mack, representing Peanut Butter Manufacturers and Nut Salters Association and National Confectioners Association, Washington, D.C.; Marshall Grant, Raleigh, N.C.; Joseph Sugg, North Carolina Peanut Producers, Garysburg, N.C.; John W. Greene, Southeastern Peanut Association, Albany, Ga.; Syd Reagan, Southwestern Peanut Shellers Association, Dallas, Tex., accompanied by Delbert Brown, New Mexico Peanut Producers, Portales, N. Mex.; Terry Shinn, Lavern Johnson, Carroll

Smith, Dennie Mounts, and Jerry Gray, all of Caddo County; D. D. Keeton, Kingston, Robert Shepard, Durant, Delmas Northcutt, Kingston, Clinton Williams, Madell, all of Oklahoma; H. E. Anderson, Gold-Kist Inc., Atlanta, Ga.; Jack Hall, Windsor, Va.; Billy D. Harvey, Lookeba, Lester Harvey, Albert, Glen Terry, Binger, Eldon Hawkins, Hinton, Gary Crain, Lookeba, Terrell Coffey, Hinton, Carroll Blood, Lookeba, all of Oklahoma; and Eldon Brauchle, Charlotte, Denneth Stephens, Poteet, Edmond J. Geyer, Charlotte and Neil Morris, all of Texas; J. R. Odum, Worth County, Ga.; and Edgar Duskin, Southern Agricultural Chemical Association, Dawson, Ga.

Hearings continue tomorrow.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Agriculture, receiving testimony on funds for their respective activities from R. M. Davis, Administrator, Soil Conservation Service; Dr. Richard J. Aldrich, Administrator, Cooperative State Research Service; and David A. Hamil, Administrator, Rural Electrification Administration, all of the Department of Agriculture.

Subcommittee will meet again on Monday, March 14.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed closed hearings on proposed budget estimates for fiscal year 1978 for the Defense Establishment, receiving testimony on Navy and Marine Corps procurement programs from Vice Admiral F. C. Turner, Deputy Chief of Naval Operations, Air Warfare; Rear Admiral W. H. Rowden, Director, Surface Combat Systems Division, Office of the Chief of Naval Operations; Rear Admiral Stanley S. Fine, Director of Budget and Reports, Office of the Navy Comptroller; Vice Admiral J. H. Doyle, Jr., Deputy Chief of Naval Operations, Surface Warfare; and Major General James R. Jones, Marine Corps, Deputy Chief of Staff for Installations and Logistics.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—FOREIGN AID

Committee on Appropriations: Subcommittee on Foreign Operations continued hearings on proposed budget estimates for fiscal year 1978 for foreign aid programs, receiving testimony from William M. Dyal, Jr., President, Inter-American Foundation; Dr. Ray D. Morey, Deputy Assistant Secretary of State for International Organization Affairs; and on funds for the Peace Corps from Samuel Winfred Brown, Jr., Director of ACTION Agency.

Subcommittee will meet again on Wednesday, March 16.

ECONOMIC STIMULUS

Committee on Appropriations: Subcommittee on Labor-HEW approved for full committee consideration (pending receipt from the House) that section of a proposed measure appropriating funds for economic stimulus programs for fiscal year 1977 which fall within the subcommittees jurisdiction.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior, receiving testimony on funds for the Geological Survey from its Director, Vincent E. McKelvey.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for military construction programs, receiving testimony on funds for Air Force, Air Force Reserve and Air National Guard projects from Maj. Gen. William D. Gilbert, Deputy Director of Engineering, Maj. Gen. Lavern E. Weber, Chief, National Guard Bureau, and Maj. Gen. William Lyon, Chief of Air Force Reserve, all of the Department of the Air Force; and Maj. Gen. Francis S. Greenlief (Ret.), National Guard Association of the United States.

Subcommittee is tentatively scheduled to meet again on Thursday, April 7.

APPROPRIATIONS—POSTAL SERVICE/GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Postal Service and General Government, receiving testimony from Bert Lance, Director, Office of Management and Budget; Peter G. Bourne, Director-Designate of the Office of Drug Abuse Policy; and Benjamin Bailor, Postmaster General; and Representative Horton, on funds for the Commission on Federal Paperwork.

Subcommittee will meet again Tuesday, March 15, 1977.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony from Donald D. Anderson, Acting Commissioner, Bureau of Reclamation, Department of the Interior.

Subcommittee recessed subject to call.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development resumed closed hearings on proposed military procurement authorizations for fiscal year 1978, receiving testimony on Navy programs from H. Tyler Marcy, Assistant Secretary of the Navy for Research and Development; Vice Admiral P. B. Armstrong, Director of Research, Development, Test and Evaluation, Office of the Chief of Naval Operations; and Brig. General S. G. Olmstead, Deputy Chief of Staff, Marine Corps, all of the Department of the Navy.

Subcommittee will meet again on Tuesday, March 15.

DEFENSE PROGRAM

Committee on Armed Services: Subcommittee on Tactical Air Power continued closed hearings to receive testimony on joint Air Force/Navy air to ground ordnance program from Lt. Gen. Alton D. Slay, Deputy Chief of Air Force Staff for Research and Development; and Rear Admiral Robert C. Mandeville, Director, Aviation Plans & Requirements, Office of the Deputy Chief of Naval Operations for Air Warfare, both of whom were accompanied by their associates.

Hearings continue tomorrow.

RIOT INSURANCE, NEIGHBORHOOD COMMISSION, AND HOUSING PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Committee approved an original bill (a) to extend Federal riot reinsurance and crime insurance programs; (b) establishing for one year a National Commission on Neighborhoods and authorizing $1 million for its operation; and (c) authorizing an additional $398.6 million in new budget authority for fiscal year 1977 for housing programs. (This bill would incorporate certain provisions of S.J. Res. 32; S. 417 and 811.)

U.S. BANKING SYSTEM

Committee on Banking, Housing, and Urban Affairs: Committee began oversight hearings on the condition of the U.S. banking system, receiving testimony from Arthur F. Burns, Chairman of the Board of Governors of the Federal Reserve System; and Robert F. Keller, Deputy Comptroller General, General Accounting Office.

Hearings continue tomorrow.

CONGRESSIONAL BUDGET FOR 1978

Committee on the Budget: Committee continued hearings in preparation of reporting the first concurrent resolution of the fiscal year 1978 budget, receiving testimony from Robert Harris, The Urban Institute, Washington, D.C.; John Palmer, The Brookings Institution, Washington, D.C.; and John Dempsey, Michigan Department of Social Services, Ann Arbor.

Hearings continue tomorrow.

NOMINATIONS, AND COMMITTEE ORGANIZATION

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported 747 routine Coast Guard nominations.

Also, committee adopted its rules of procedure for the 95th Congress and discussed those items in the Presidential budget for fiscal year 1978 which fall within the committee's legislative jurisdiction with a view to making recommendations thereon to the Budget Committee, but did not complete action thereon and recessed subject to call.

SUBCOMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Subcommittee on Communications held a business meeting to discuss its future work schedule, but made no announcements and recessed subject to call.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported the following measures:

S. 37, to establish a $300 million ceiling on Energy Research and Development Agency loan guarantee programs for converting biomass into synthetic fuels and other forms of energy;

S. 36, authorizing funds for fiscal year 1977 for the Energy Research and Development Administration for programs in energy research and development not related to the development of nuclear energy (amended). (The bill would authorize funds, as follows:

$541,421,000 for fossil energy;
$319,700,000 for solar energy;
$68,050,000 for geothermal energy;
$241,500,000 for energy conservation;
$148,182,000 for environmental research and safety;
$99,200,000 for basic energy sciences; and
$216,360,000 for program support).

S. 266, authorizing funds for clean up related to uranium mill tailings (amended by striking all provisions except Section 203); and

S. 925, to provide the Secretary of the Interior with temporary authority to facilitate emergency actions to mitigate the impacts of the 1976–1977 drought. (Amended to extend such assistance to irrigation areas outside Federal reclamation projects and making October 1, 1977, the date after which construction on drought related projects cannot be initiated).

NOMINATION

Committee on Energy and Natural Resources: Committee began hearings on the nominations of Guy Richard Martin, of Alaska, to be an Assistant Secretary of the Interior and Robert L. Herbst, of Minnesota, to be Assistant Secretary of the Interior for Fish and Wildlife,

where Senators Stevens and Gravel introduced Mr. Martin, Senator Anderson introduced Mr. Herbst, and the nominees testified and answered questions on their own behalf.

Hearings continue tomorrow.

FISCAL BUDGET AUTHORITY

Committee on the Environment and Public Works: Committee continued hearings to review those items in the Presidential budget for fiscal year 1978 which fall within its legislative jurisdiction, receiving testimony from Marcus A. Rowden, Chairman, and Lee V. Gossick, Executive Director for Operations, both of the Nuclear Regulatory Commission.

Hearings were recessed subject to call.

NOMINATION

Committee on Finance: Committee concluded hearings on the nomination of Arabella Martinez, of the District of Columbia, to be an Assistant Secretary of Health, Education, and Welfare, after the nominee testified and answered questions on her own behalf.

TAX REDUCTION

Committee on Finance: Committee continued hearings on H.R. 3477, to provide for a refund of 1976 individual income taxes, to reduce individual and business income taxes, and to simplify and reform certain other tax provisions, receiving testimony from Andrew J. Biemiller, American Federation of Labor and Congress of Industrial Organizations; Reginald Jones, General Electric Company; John J. Motley, National Federation of Independent Business; Edgar B. Speer, U.S. Steel Corporation and American Iron and Steel Institute; Fred Jaicks, on behalf of Ad Hoc Committee for an Effective Tax Credit; Roland M. Bixler, accompanied by Edward A. Sprague, both of the National Association of Manufacturers; Edward G. Jordan, accompanied by H. Lawrence Fox, both representing the Consolidated Rail Corporation, all of Washington, D.C.; and Bayard Ewing, Coalition of National Voluntary Organizations, Alexandria, Va.

Hearings continue tomorrow.

INTERNATIONAL FINANCIAL INSTITUTIONS

Committee on Foreign Relations: Subcommittee on Foreign Assistance continued hearings to receive testimony concerning international financial institutions from Charles Cooper, New York City; Sidney Weintraub, University of Texas, Austin; James Grant, Overseas Development Council, Washington, D.C.; and Harlan Cleveland, New Directions, Princeton, New Jersey,

Hearings were recessed subject to call.

NOMINATION

Committee on Human Resources: Committee concluded hearings on the nomination of Arabella Martinez, of the District of Columbia, to be an Assistant Secretary of Health, Education, and Welfare, after the nominee testified and answered questions on her own behalf.

DRUG TESTING

Committee on Human Resources: Subcommittee on Health and Scientific Research held hearings to receive testimony on procedures used by the Food and Drug Administration for testing new drugs prior to the marketing of such products. Witnesses heard were Sherwin Gardner, Acting Commissioner, Dr. J. Richard Crout, Director, and Dr. M. Adrian Gross, both of the Bureau of Drugs; Joseph P. Hile, Associate Commissioner for Compliance, Jerome A. Halperin, Deputy Associate Director for New Drug Evaluation (Scientific), and Richard A. Merrill, Chief Counsel, all of the Food and Drug Administration, Department of Health, Education, and Welfare.

Hearings were recessed subject to call.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Subcommittee on Budget Authorization continued closed hearings on proposed fiscal year 1978 authorizations for Government intelligence activities, receiving testimony from Charles Cook, Deputy Under Secretary of the Air Force; and Rear Admiral Donald P. Harvey, Chief of Staff/Deputy for Management and Plans, Defense Intelligence Agency.

Subcommittee will meet again on Tuesday, March 1-

PRODUCT LIABILITY

Select Committee on Small Business: Committee continued hearings to consider the impact of product liability insurance on small businesses, and on S. 527, authorizing the Small Business Administration to furnish reinsurance for property liability insurers for small business which would not otherwise be able to obtain product liability insurance on reasonable terms, receiving testimony from John R. Hunter, Jr., Federal Insurance Administrator, and Howard B. Clark, Special Assistant to the Administrator, both of the Department of Housing and Urban Development; and James T. Gillice, American Mutual Insurance Alliance, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 77 public bills, H.R. 4799–4874 and 4876; 1 private bill, H.R. 4875; and 11 resolutions, H.J. Res. 314–316, H. Con. Res. 149–152, and H. Res. 394–397, were introduced. Pages 7085–7088

Bills Reported: Reports were filed as follows:

Report entitled "Allocation of budget authority and outlays" (H. Rept. 95–64);

H. Res. 397, providing for the consideration of H.R. 1746, to halt the importation of Rhodesian Chrome (H. Rept. 95–65);

H.R. 4876, making appropriations for economic stimulus for fiscal year 1977 (H. Rept. 95–66; and

H.R. 4088, NASA authorization act for fiscal year 1978 (H. Rept. 95–67). Page 7085

Late Reports: Committee on Appropriations received permission to file by midnight tonight, reports on H.R. 4877, making supplemental appropriations for fiscal year 1977; and on H.R. 4876, making appropriations for economic stimulus for fiscal year 1977. Page 7020

Select Committee on Ethics: The Speaker appointed the following Members as members of the Select Committee on Ethics: Representatives Preyer (chairman), Bolling, Flynt, Thompson, Kastenmeier, Stratton, Udall, Hamilton, Meeds, Flowers, Obey, Danielson, Mazzoli, Wiggins, Cederberg, Heckler, Frenzel, Cochran, and Sawyer. Page 7020

Import Relief—Honey: Agreed to a motion to postpone indefinitely the consideration of H. Con. Res. 80, to disapprove the determination of the President denying import relief under the Trade Act of 1974 to the United States honey industry. Page 7021

Late Report: Committee on Rules received permission to file by midnight tonight, certain privileged reports. Page 7022

Supplemental Housing Authorizations: By a yea-and-nay vote of 380 yeas to 30 nays, Roll No. 66, the House passed H.R. 3843, Supplemental Housing Authorization Act of 1977.

Agreed To:

A committee amendment that increases the term of section 8 assistance contracts from 20 to 30 years for projects financed under HUD's co-insurance program (agreed to by a recorded vote of 323 ayes to 87 noes, Roll No. 63);

The remaining committee amendments;

An amendment providing that the public members appointed to the National Commission on Neighborhoods shall include an equal number of men and women (agreed to by a recorded vote of 249 ayes to 157 noes, Roll No. 64); and

An amendment that strikes the title establishing the National Commission on Neighborhoods (agreed to by a recorded vote of 243 ayes to 166 noes, Roll No. 65).

Agreed to amend the title of the bill.

H. Res. 388, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 411 yeas, Roll No. 62. Pages 7022–7043

Late Reports: Committee on Ways and Means received permission to file a report by midnight Tuesday, March 16, on H.R. 4800, Emergency Unemployment Compensation Act of 1977;

Committee on Appropriations received permission to file by midnight Friday, March 11, reports on H.R. 4877, making supplemental appropriations for fiscal year 1977; and on H.R. 4876, making appropriations for economic stimulus for fiscal year 1977; and

Committee on Science and Technology received permission to file a report by midnight Friday, March 11, on H.R. 4088, NASA Authorization Act for fiscal year 1978. Pages 7044, 7045

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of March 16. Page 7045

Select Committee on Assassinations: The Speaker appointed Representative Edgar as a member of the Select Committee on Assassinations, to fill the existing vacancy. Page 7045

Presidential Message—Import Relief: Received and read a message from the President wherein he transmits a report setting forth his determination that import relief for the United States canned mushroom industry is not in the national economic interest—referred to the Committee on Ways and Means and ordered printed (H. Doc. 95–96). Page 7045

Adjournment: Adjourned at 3:17 p.m.

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture: Met and approved budget recommendations for the March 15 report to the Budget Committee.

SUPPLEMENTAL APPROPRIATIONS—COMMITTEE BUSINESS

Committee on Appropriations: Met and ordered reported favorably to the House a bill making supplemental appropriations for fiscal year 1977;

And approved without amendment committee recommendations for March 15 report to Budget Committee.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on the Farmers Home Administration.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on Special Activities, Air Force.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on Agency for International Development; and Sahel Development Program.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the National Park Service.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on LMFBR and Nuclear Research and Application, ERDA.

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary held a hearing on the Patent and Trademark Office.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on the Federal Railway Administration.

COMMITTEE BUSINESS

Committee on Armed Services: Met and completed action on March 15 report to Budget Committee.

DEBT COLLECTION PRACTICES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs concluded hearings on H.R. 29, Debt Collection Practices Act. Testimony was heard from a panel of State officials.

COMMUNITY RESOURCES

Committee on the Budget: Task Force on Community and Physical Resources held a hearing with testimony from Robert W. Fri, Acting Administrator, ERDA; and FEA Administrator John F. O'Leary.

NATIONAL SECURITY

Committee on the Budget: Task Force on National Security held a hearing with testimony from Fred Wacker, Assistant Secretary of Defense, Comptroller.

Hearings continue tomorrow.

CHILD NUTRITION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 1139, to extend for five years certain child nutrition programs under the National School Lunch Act and the Child Nutrition Act. Testimony was heard from Representative Gephardt; James Kreinest, President, State Agencies for Food Distribution; USDA; and public witnesses.

Hearings continue Tuesday, March 15.

COMMON SITUS PICKETING

Committee on Education and Labor: Subcommittee on Labor-Management Relations concluded hearings on H.R. 3500, equal treatment of craft and industrial workers. Testimony was heard from a panel representing Laborers' International Union; Industrial Union Department AFL-CIO; and a panel representing National Construction Industry Council; Chamber of Commerce of the U.S.; and Associated General Contractors.

RADIOACTIVE WASTE DISPOSAL COSTS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources continued hearings on radioactive waste disposal costs. Testimony was heard from R. W. Duester and William Oldham, Nuclear Fuel Services; Dr. George Cunningham, ERDA; and William D. Rowe, EPA.

CONTESTED ELECTION

Committee on House Administration: Panel on Elections held a hearing on the contested election of Joann Saunders against Richard Kelly, Fifth Congressional District, Florida. Testimony was heard from attorneys representing Ms. Saunders and Representative Kelly.

ALASKAN PIPELINE

Committee on Interior and Insular Affairs: Subcommittee on Special Investigations met for briefing by the Department of Interior on the Alaskan pipeline.

PRESIDENTIAL EMISSARY REPORT

Committee on International Relations: Met and heard Clark Clifford, Special Presidential Emissary, report on his trip to Cyprus, Greece, and Turkey.

FOREIGN ASSISTANCE

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held a hearing on the fiscal year 1978 foreign assistance legislation. Testimony was heard from Richard Holbrooke, State Department Assistant Secretary-Designate, Bureau of East Asian and Pacific Affairs; and Lt. Gen. H. M. Fish, Director, Defense Security Assistance Agency.

Hearings continue Thursday, March 17.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 4151 and related bills, Clean Air Act Amendments of 1977. Testimony was heard from Governor of Alaska Hammond; and several panels of public witnesses.

Hearings continue tomorrow.

FPC REASSIGNMENT OF PERSONNEL

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the Federal Power Commission's reassignment of Natural Gas and Electric professional staff members. Testimony was heard from FPC officials.

Hearings continue Monday, March 14.

SEC AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on H.R. 3721, SEC authorization for fiscal year 1977; and H.R. 3722, SEC authorization for fiscal years 1978–80. Testimony was heard from officials of the Securities and Exchange Commission.

ADDITIONAL JUDGESHIPS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.R. 1181, 1899, and 3685, to authorize additional Federal judgeships. Testimony was heard from Attorney General Griffin Bell, Department of Justice.

LEGAL SERVICES CORPORATION AMENDMENTS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued markup of H.R. 3719, Legal Services Corporation Amendments of 1977, and will resume tomorrow.

OIL POLLUTION LIABILITY

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation continued hearings on H.R. 3711 and related bills, Comprehensive Oil Pollution Liability and Compensation Act of 1977. Testimony was heard from Department of Justice; EPA; and public witnesses.

RHODESIAN CHROME

Committee on Rules: Granted an open rule providing for the consideration of and one hour of general debate on H.R. 1746, amending the United Nations Participation Act of 1945 to halt the importation of Rhodesian chrome. Testimony was heard from Representatives Fraser, Ichord, Derwinski, Whalen, and Buchanan.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy RD&D continued markup of ERDA authorization, and will resume Tuesday, March 15

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD&D continued markup of the ERDA authorization.

NIH BIOMEDICAL RESEARCH PROGRAM

Committee on Science and Technology: Subcommittee on Environment and Atmosphere held a hearing on the NIH biomedical research program, hearing testimony from NIH Director Dr. Donald Frederickson.

Following the hearing, the Subcommittee began markup of the NIH budget, and will resume tomorrow.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met for consideration of committee business.

MEDICAL SERVICES AND FACILITIES—BUDGET RECOMMENDATIONS

Committee on Veterans Affairs: Met and ordered reported favorably to the House the following bills:

A clean bill in lieu of H.R. 2860, to authorize an agreement with the Republic of the Philippines providing for hospital care and medical services to be furnished Commonwealth Army veterans and new Philippine Scouts for service-connected disabilities; to authorize the continued maintenance of a Veterans' Administration office in the Republic of the Philippines;

H.R. 3695, to revise and improve the program of making grants to the States for the construction, remodeling, or renovation of State home facilities for furnishing hospital, domiciliary, and nursing home care for eligible veterans;

A clean bill in lieu of H.R. 3696, to clarify the requirement that medical services be provided by the Veterans' Administration in certain cases; and

A clean bill in lieu of H.R. 3953, to amend title 38 of the U.S. Code in order to revise the provisions therein relating to the construction, alteration, and acquisition of Veterans' Administration medical facilities.

The Committee also approved budget recommendations for the March 15 report to the Budget Committee.

WAYS AND MEANS MISCELLANY

Committee on Ways and Means: Met and approved budget resolution for March 15 report to Budget Committee; and ordered reported favorably to the House the following bills:

H.R. 4800, Emergency Unemployment Compensation Act of 1977;

H.R. 422, to provide for duty-free treatment of an aircraft engine used as a temporary replacement for an aircraft engine being overhauled within the United States if duty was paid on such replacement engine during a previous importation;

H.R. 1404, For the relief of Smith College; and

H.R. 3259, to continue to suspend for a temporary period the import duty on certain horses.

Friday, March 11, 1977

Senate

Chamber Action

Routine Proceedings, pages 7287–7350

Bills Introduced: Six bills and one resolution were introduced, as follows: S. 981–986; and S. Res. 111.

Pages 7292, 7297

Bills Reported: Reports were made as follows:

S. 925, to provide the Secretary of the Interior with temporary authority to facilitate emergency actions to

mitigate the impacts of the 1976–1977 drought, with amendments (S. Rept. 95–50);

S. Res. 108, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 489, authorizing $34.5 million for fiscal year 1977 for military assistance to Portugal (S. Rept. 95–51); and

S. Res. 111, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 925, listed above (without written report) (referred to Committee on the Budget). Page 7292

Amendments Submitted for Printing: Page 7297

Bills Passed:

GAO Audit: Senate passed with committee amendment and sent to the House S. 213, to provide for a GAO audit of the Internal Revenue Service and the Bureau of Alcohol, Tobacco, and Firearms.

Pages 7289–7291

Appropriations—Disaster Relief: Senate passed without amendment and cleared for the President H.J. Res. 269, making urgent supplemental appropriations for fiscal year 1977 in the amount $200 million for the Federal Disaster Assistance Administration.

Pages 7335, 7336

Rhodesian Chrome: Senate began consideration of S. 174, to amend the United Nations Participation Act of 1945 to halt the importation of Rhodesian Chrome, agreeing to committee amendment, and to Clark unprinted amendment No. 73, granting to the President, instead of the Secretary of State, authority to exempt any chromium in transit to the United States on date of enactment from requirements of any executive order.

Pages 7336–7348

Vice Presidential Appointments: Vice President appointed the following Senators to the Interparliamentary Union Conference, to be held in Canberra, Australia, April 11–16, 1977: Senators Sparkman, Williams, Bayh, Durkin, Packwood, and Stafford.

Page 7291

Confirmations: Senate confirmed the following nominations:

James Alfred Joseph, of Indiana, to be Under Secretary of the Interior;

Leo M. Krulitz, of Indiana, to be Solicitor of the Department of the Interior; and

Numerous nominations in the Coast Guard.

Pages 7349–7350

Nominations: Senate received the following nominations:

Robert S. Strauss, of Texas, to be Special Representative for Trade Negotiations, with the rank of Ambassador;

Lucy Wilson Benson, of Massachusetts, to be Under Secretary of State for Coordinating Security Assistance Programs;

Terence A. Todman, of the Virgin Islands, to be an Assistant Secretary of State;

Arnold H. Packer, of Maryland, to be an Assistant Secretary of Labor;

Eula Bingham, of Ohio, to be an Assistant Secretary of Labor;

Francis X. Burkhardt, of Maryland, to be an Assistant Secretary of Labor;

Alexis M. Herman, of Georgia, to be Director of the Women's Bureau, Department of Labor;

Robert Campbell Embry, Jr., of Maryland, to be an Assistant Secretary of Housing and Urban Development;

Lawrence B. Simons, of New York, to be an Assistant Secretary of Housing and Urban Development;

Richard D. Warden, of the District of Columbia, to be an Assistant Secretary of Health, Education, and Welfare;

Frank Peter S. Libassi, of Connecticut, to be General Counsel of the Department of Health, Education, and Welfare;

Howard W. Hjort, of the District of Columbia, to be a member of the Board of Directors of the Commodity Credit Corporation;

William D. Nordhaus, of Connecticut, to be a member of the Council of Economic Advisers; and

The withdrawal of Robert Riggs Nordhaus, of Connecticut, to be a member of the Council of Economic Advisers. Page 7349

Recess: Senate met at 12 noon and recessed at 3:35 p.m. Page 7349

Committee Meetings

FARM LEGISLATION

Committee on Agriculture, Nutrition, and Forestry Committee continued hearings on proposed legislation to amend and extend the Agriculture and Consumer Protection Act of 1973, receiving testimony from Administrator Douglas Costle, accompanied by Andrew W. Briedenbach, Assistant Administrator for Water and Hazardous Materials, both of the Environmental Protection Agency; Jack Early, National Agricultural Chemicals Association, Washington, D.C.; John Stackhouse, Columbus, Ohio, representing the National Association of State Departments of Agriculture; William Buffaloe, Raleigh, N.C., representing the American Association of Pesticide Control Officials; Paul S. Weller, National Council of Farmer Cooperatives, Washington, D.C.; Dr. Thomas C. Bralock, Agricultural Extension Service, North Carolina State University, Raleigh; J. B. Skaptason, PBI Gordon Corporation, Kansas City, Kansas; Robert J. Alikonis, Pesticide Formulators Association, Washington, D.C.; Dr. John Malstede, Ames, Iowa, representing the Agricultural Research Institute; Robert Russell, Rollins Orkin and Co., Atlanta, Ga.; Maureen Hinkle, Environmental Defense Fund, Washington, D.C.; and Philip Spear, National Pest Control Association, Vienna, Va.

Hearings continue on Monday, March 14.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Defense Establishment, receiving testimony from Major General Charles F. Minter, Sr., Assistant Deputy Chief of Staff for Systems and Logistics, and Lt. Gen. Alton D. Slay, Deputy Chief of Staff, for Research and Development, both of the Air Force.

Subcommittee will meet again on Monday, March 14.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior, receiving testimony from Robert E. Barrett, Administrator, Mining Enforcement and Safety Administration, Department of the Interior; and on funds for the Institute of Museum Services from Charles E. Hansen, Director of Administration and Management, Office of the Assistant Secretary for Education, Department of Health, Education, and Welfare.

Subcommittee will meet again on Tuesday, March 15.

CIA BRIEFING AND NAVY SHIPBUILDING

Committee on Armed Services: Committee, in closed session, received a briefing on the Soviet Naval threat from Paul Walsh, Associate Deputy Director for Intelligence (CIA).

Also, committee received testimony in open session on the proposed fiscal year 1978 shipbuilding authorization from W. Graham Claytor, Jr., Secretary of the Navy, and Adm. J. L. Holloway III, Chief of Naval Operations.

Committee recessed subject to call.

ASIA/PACIFIC TROOP LEVELS

Committee on Armed Services: Subcommittee on Manpower and Personnel held open and closed hearings to receive testimony on the military posture and troop levels in Asia/Pacific from Adm. Maurice F. Weisner, Commander-in-Chief, Pacific.

Hearings were recessed, subject to call.

DEFENSE PROGRAMS

Committee on Armed Services: Subcommittee on Tactical Air Power continued closed hearings to receive testimony on joint Air Force/Navy/Army electronic warfare programs from Lt. Gen. Alton D. Slay, Deputy Chief of Staff for Research and Development, Air Force; Rear Adm. Robert C. Mandeville, Director, Aviation Plans and Requirements, Office of the Deputy Chief of Naval Operations for Air Warfare; and Brig. Gen. Charles E. Canedy, Deputy Director of Requirements, and Army Aviation Officer, Office of Deputy Chief of Staff for Operations and Plans.

Subcommittee will meet again on Monday, March 14.

U.S. BANKING SYSTEM

Committee on Banking, Housing, and Urban Affairs: Committee continued oversight hearings on the condition of the U.S. banking system, receiving testimony from Robert Barnett, Chairman, Federal Deposit Insurance Corporation; Robert Bloom, Acting Comptroller of the Currency, Department of the Treasury; Professor Hyman Minsky, Washington University, St. Louis, Mo.; Professor Bernard Shull, Hunter College, New York City; and Professor Joseph Sinkey, University of Georgia, Athens.

Hearings were recessed subject to call.

CONGRESSIONAL BUDGET FOR 1978

Committee on the Budget: Committee continued hearings in preparation of reporting the first concurrent resolution of the fiscal year 1978 budget, receiving testimony from Richard D. Warden, Assistant Secretary of Health, Education, and Welfare for Health Legislation—designate, Professor Stuart Altman, Berkely, Graduate School of Public Policy, and Dr. Robert Derzon, San Francisco, Director of Hospitals and Clinics, both of the University of California.

Hearings continue on Monday, March 14.

MARINE MAMMAL PROTECTION

Committee on Commerce, Science, and Transportation: Committee resumed oversight hearings on the implementation of the Marine Mammal Protection Act, receiving testimony from Mayor Pete Wilson of San Diego, and numerous representatives of conservation groups and the tuna industry.

Hearings were recessed subject to call.

NOMINATION

Committee on Energy and Natural Resources: Committee continued hearings on the nomination of Robert L. Herbst, of Minnesota, to be Assistant Secretary of the Interior for Fish and Wildlife, where the nominee further testified and answered questions on his own behalf.

Testimony was received from Byron Mallott, Alaska Federation of Natives, Anchorage; Lewis Regenstein, The Fund for Animals, Washington, D.C.; Andrew Oldfield, Safari Club International, June Lake, Calif.; Karlyn Berg, Wildlife Education Program for Living Future, Bovey, Minn.; Destry Jarvis, National Parks and Conservation Association, Washington, D.C.; Thomas Kimball, and G. Ray Arnett, National Wildlife

Federation, Stockton, Calif.; Robert Wagner, American Association of Zoological Parks and Aquariums; Nelly Longsworth, Preservation Action; and Toby Cooper, Defender of Wildlife, Washington, D.C.

Hearings were recessed subject to call.

TAX REDUCTION

Committee on Finance: Committee continued hearings on H.R. 3477, to provide for a refund of 1976 individual income taxes, to reduce individual and business income taxes, and to simplify and reform certain other tax provisions, receiving testimony from Senators Domenici, Percy, McClure, and Javits; Dr. William F. Ballhaus, Beckman Instruments, Inc., Fullerton, Calif.; and Norma Pace, American Paper Institute, Inc., Donald H. Schwab, Veterans of Foreign Wars, D. E. Warfield, the Associated General Contractors of America, and Wallis Barlow, Share the Work Coalition, all of Washington, D.C.

Committee will begin mark up on Tuesday, March 15.

NOMINATIONS/BUDGET RECOMMENDATIONS/ BRIEFING

Committee on Foreign Relations: Committee ordered favorably reported the following nominations: Richard M. Moose, of Arkansas, to be Deputy Under Secretary of State.

Richard N. Gardner, of New York, to be Ambassador to Italy; and

Douglas J. Bennet, Jr., of Connecticut, to be an Assistant Secretary of State.

Also, committee completed its review of items in the Presidential budget for fiscal year 1978 which fall within its legislative jurisdiction, and agreed on recommendations that it will make to the Budget Committee.

Committee, in closed session, received a briefing from Clark Clifford on his recent trip to Greece, Turkey, and Cyprus on behalf of the Administration.

EDUCATIONAL ASSISTANCE

Committee on Human Resources: Subcommittee on Education, Arts and Humanities held hearings on S. 701, to provide Federal financial assistance to educational institutions to meet the emergency caused by high fuel costs and shortages, receiving testimony from Dr. Shirley J. Hansen, Association of School Administrators, Dr. Cavit Cheshier, accompanied by James W. Green, representing the National Education Association, Gregory Humphrey and Dal Lawrence, representing the American Federation of Teachers; Charles Saunders, American Council on Education, all of Washington, D.C.; Calvin M. Frazier, Denver, representing the Council of Chief State School Officers; and Lawrence Zaglaniczny, representing the Coalition of Independent College and University Students, Washington, D.C.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Special Committee on Aging: Committee held a business meeting where it agreed that it will operate without assigned subcommittees. The future work schedule of the committee was also discussed, but no announcements were made.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, March 14.

Committee Meetings

FOREIGN AGRICULTURAL SERVICE

Committee on Agriculture: Subcommittee on Department Investigations, Oversight, and Research held a hearing on the Foreign Agricultural Service. Testimony was heard from USDA witnesses.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Rural Development Service.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on the Air Force program.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held hearings on the Executive Residence of the President, and the official residence of the Vice President.

JUSTICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary heard testimony from Attorney General Griffin Bell.

TRANSPORTATION APPROPRIATIONS

Transportation Appropriations: Subcommittee on Transportation continued hearings on the Federal Railway Administration.

NATIONAL SECURITY

Committee on the Budget: Task Force on National Security continued hearings with testimony from AID-Administrator designate John E. Murphy; C. Fred Bergsten, Assistant Secretary of the Treasury-Designate; Lt. Gen. Alton Slay, Deputy Chief of Staff, Research and Development; and Major General Jasper Welch, Assistant Chief of Staff, Studies and Analysis, DOD.

CHILD ABUSE PREVENTION AND TREATMENT

Committee on Education and Labor: Subcommittee on Select Education held a hearing on the Child Abuse Prevention and Treatment Act, hearing testimony from Administration and public witnesses.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment concluded hearings on H.R. 4151 and related bills, Clean Air Act Amendments of 1977. Testimony was heard from public witnesses.

LEGAL SERVICES CORPORATION AMENDMENTS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued markup of H.R. 3719, Legal Services Corporation Amendments Act of 1977, and will resume on Monday, March 14.

MARITIME EDUCATION AND TRAINING BUDGET

Committee on Merchant Marine and Fisheries: Ad Hoc Select Committee on Maritime Education and Training held an oversight hearing on the fiscal year 1978 budget request for Maritime education and training. Testimony was heard from representatives of the Department of Commerce.

Monday, March 14, 1977

Senate

Chamber Action

Routine Proceedings, pages 7357–7385

Bills Introduced: Seven bills and two resolutions were introduced, as follows: S. 987–993; S. Con. Res. 12; and S. Res. 112. Pages 7361, 7363

Amendments Submitted for Printing: Page 7374

Bill Held at Desk: H.R. 3843, supplemental housing authorizations, was received and ordered to be held at the desk. Page 7360

Unanimous Consent Calendar: S. 489, military assistance for Portugal, was placed in the calendar of Measures Cleared to be Considered by Unanimous Consent. Page 7360

Bills Passed:

Printing: S. Res. 98, to print as a Senate document a history of the Committee on Finance.

Finance Committee funds: S. Res. 99, authorizing an additional $30,000 for expenses of Committee on Finance for this session of the Congress (amended). Page 7358

Printing: S. Res. 100, to print as a Senate document a Governmental Affairs Committee print entitled "Study on Federal Regulation, Volume II, Congressional Oversight of Regulatory Agencies."

Printing: S. Res. 101, to print as a Senate document a Governmental Affairs Committee print entitled "Study on Federal Regulation, Volume I, The Regulatory Appointments Process." Page 7359

Budget Act Waiver—Portugal: S. Res. 108, Waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 489, authorizing $34.5 million for fiscal year 1977 for military assistance for Portugal. Page 7359

Alex Haley: S. Res. 112, to pay tribute to Alex Haley for the impact of his epic work *Roots*. Page 7361

Romania: S. Con. Res. 12, calling for all possible U.S. assistance to the people of Romania in their hour of need following the recent disastrous earthquake. Pages 7360, 7361

Civil Service Retirement: S. 992, to provide that a Congressional employee may credit Congressional Campaign Committee service for purposes of Civil Service retirement. Pages 7403, 7404

Rhodesian Chrome: Senate continued consideration of S. 174, to amend the United Nations Participation Act to halt the importation of Rhodesian chrome, rejecting amendments proposed thereto, as follows:

(1) Harry F. Byrd, Jr., amendment No. 69, making the bill effective 30 days after the President certifies to the Congress that all members of the UN are complying with the sanctions imposed against Southern Rhodesia by the UN Security Council (tabled by 45 yeas to 28 nays). Page 7388

(2) By 29 yeas to 50 nays, Harry F. Byrd, Jr., amendment No. 68, to prohibit the importation of chromium in any form from the Soviet Union. Page 7390

(3) By 22 yeas to 54 nays, Helms unprinted amendment No. 74, to prohibit importation of chromium from any country found to have imported chromium from Southern Rhodesia during the year prior to enactment. Page 7397

Pending at recess was Allen amendment No. 73, making the bill effective 30 days after the Secretary certifies to the Congress that the certification requirements under the U.N. Participation Act do not violate GATT and do not otherwise comprise a non-tariff barrier to the free flow of trade. Page 7398

Also during today's proceedings, Senate, by 71 yeas

to 2 nays, agreed to motion to instruct the Sergeant at Arms to request the attendance of absent Senators.

Page 7387
Pages 7385–7403

Nominations: Senate received the following nominations:

Gale W. McGee, of Wyoming, to be Permanent Representative of the United States to the Organization of American States, with the rank of Ambassador.

Patsy T. Mink, of Hawaii, to be an Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs.

William James Perry, of California, to be Director of Defense Research and Engineering.

Daniel H. Brill, of Maryland, to be an Assistant Secretary of the Treasury.

Ernest L. Boyer, of New York, to be Commissioner of Education;

Elsa Allgood Porter, of Virginia, to be an Assistant Secretary of Commerce;

William F. McQuillen, of Virginia, to be a Member of the Renegotiation Board (received on March 11);

Harry R. Van Cleve, of Virginia, to be a Member of the Renegotiation Board (received March 11);

One Army and one Air Force, both in the rank of General; and sundry other Army nominations.

Pages 7404–7407

Record Votes: Four record votes were taken today (total—52). Page: 7387, 7390, 7397, 7398

Recess: Senate met at 1 p.m. and recessed at 5:41 p.m.

Page 7404

Committee Meetings

FARM LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on proposed legislation to amend and extend the Agriculture and Consumer Protection Act of 1973, receiving testimony from Senator Domenici; George Smathers, American Horse Council, Washington, D.C.; Anthony Dechant, National Farmers Union, Washington, D.C.; Warren P. Henegar, Bread for the World, Monroe County, Ind., accompanied by Bishop James Rausch, U.S. Catholic Conference, Rabbi Marc Tannenbaum, American Jewish Committee, and William Thompson, National Council of Churches, all of New York City; Warren Lebeck, Chicago Board of Trade, Chicago; Ellen Haas, representing a coalition of consumer organizations, Washington, D.C.; John R. Kinnett, Jr., Kinnett Dairies, Inc., Columbus, Ga.; Thomas Barlow, National Resource Defense Council, Washington, D.C.; Donald Reeves, Friends Committee on National Legislation, Washington, D.C.; Larry Bowley, North Platte, Nebr.: Larry Tveit, Fairview, Mont., and LeRoy Musick and Fred Lark, Louistown, Mont.

Hearings continue on Wednesday, March 23, to hear Secretary of Agriculture Bergland.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Agriculture Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 receiving testimony on behalf of funds for their respective activities from J. Paul Bolduc, Assistant Secretary for Administration; John V. Graziano, Director, Office of Investigation; and Harold M. Carter, Acting General Counsel, all of the Department of Agriculture.

Subcommittee will meet again on Thursday, March 17.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee continued closed hearings on proposed budget estimates for fiscal year 1978 for the defense establishment, receiving testimony from H. Tyler March, Assistant Secretary of the Navy for Research and Development.

Subcommittee recessed subject to call.

ECONOMIC STIMULUS/COMMERCE SUPPLEMENTAL

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary approved for full committee consideration (pending receipt from the House) that section of a proposed measure appropriating funds for economic stimulus programs for fiscal year 1977 which fall within the subcommitte's jurisdiction.

Also, Subcommittee resumed hearings on proposed supplemental appropriations for fiscal year 1977 for the Department of Commerce, and related agencies receiving testimony on funds for their respective activities from Guy W. Chamberlin, Acting Assistant Secretary for Administration: Dr. Robert White, Administrator, National Oceanic and Atmospheric Administration; and Howard D. Tipton, Administrator, National Fire Prevention and Control Administration, all of the Department of Commerce; J. Raymond Bell, Chairman, Foreign Claims Settlement Commission; Roderick M. Hills, Chairman, Securities and Exchange Commission; and Alan W. Wolff, General Counsel, Office of the Special Representative for Trade Negotiations.

Subcommittee will meet on Wednesday, March 16, to consider its portion of the supplemental appropriations for fiscal year 1977 (H.R. 4877).

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony from Robert W. Fri, Acting Administrator, Energy Research and Development Administration.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Transportation and related activities, receiving testimony from Bruce Flohr, Administrator, Federal Railroad Administration, Department of Transportation; and Paul Reistrup, President, National Railroad Passenger Corporation (Amtrak).

Subcommittee will meet again on Monday, March 28.

APPROPRIATIONS—VETERANS' ADMINISTRATION

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1978 for the Veterans' Administration, receiving testimony from its Director, Joseph Maxwell Cleland.

Subcommittee will meet again tomorrow.

MILITARY PERSONNEL

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings to receive testimony on fiscal year 1978 authorization requests for selected reserve components personnel strengths. Witnesses heard were Raymond S. Webster, Special Assistant to Deputy Assistant Secretary of Defense for Reserve Affairs; Maj. Gen. LaVerne E. Weber, Chief of National Guard Bureau; Maj. Gen. Henry Mohr, Chief of Army Reserve; Vice Adm. Pierre N. Charbonnet, Jr., Director of Naval Reserve; Maj. Gen. Michael P. Ryan, Director of Marine Corps Reserve; Maj. Gen. William Lyon, Chief of Air Force Reserve; and Capt. Royal Grover, Deputy Chief, Office of Reserve, U.S. Coast Guard, Department of Transportation.

Hearings were recessed subject to call.

DEFENSE PROGRAMS

Committee on Armed Services: Subcommittee on Tactical Air Power continued hearings to receive testimony on Marine aviation programs from Lt. Gen. Thomas H. Miller, Deputy Chief of Staff for Aviation, Marine Corps; Rear Adm. R. C. Mandeville, Office of the Deputy Chief of Naval Operations (Air Warfare); and Rear Adm. E. R. Seymour, Deputy Commander for Naval Air Systems Command Plans and Programs.

Also, Subcommittee received testimony on the Navy shipboard air defense program from Vice Adm. H. J. Doyle, Deputy Chief of Naval Operations (Surface Warfare); Rear Adm. W. H. Rowden, Director, Surface Combat Systems Division, Office of the Chief of Naval Operations; Rear Adm. E. W. Carter, Deputy Commander, Weapons Systems Engineering Directorate, Naval Sea Systems Command; and Rear Adm. W. E. Meyer, AEGIS Project Manager.

Subcommittee will meet again tomorrow.

CONGRESSIONAL BUDGET FOR 1978

Committee on the Budget: Committee continued hearings in preparation of reporting the first concurrent resolution on the fiscal year 1978 budget, receiving testimony from Jerry Fitts, Acting Assistant Secretary of Housing and Urban Development for Policy Development and Research who was accompanied by his associates; Dr. Ira Lowry, RAND Corporation, Santa Monica, Calif.; Dr. Henry Schechter, AFL-CIO, Washington, D.C.; and Dr. David Mundel, Professional Staff Member, Congressional Budget Office.

Committee will meet again on Wednesday, March 16.

FOREIGN ECONOMIC POLICY

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy began oversight hearings on major international economic issues facing the United States, receiving testimony from William Rogers, Washington, D.C.; and Edwin Yeo, Chicago, Ill.

Subcommittee will meet again on Friday, March 18.

ADDITIONAL JUDGES

Committee on the Judiciary: Committee resumed hearings on S. 11 and printed amendment No. 40 thereto, providing for the appointment of additional district judges, receiving testimony from Senator Cranston; Judge Robert A. Ainsworth, Jr., New Orleans, representing the Judicial Conference of the United States; and the following Chief Judges: Clement F. Haynsworth, Jr., Fourth Circuit, Greenville, S.C., John R. Brown, Fifth Circuit, Houston, and David L. Bazelon, District of Columbia Circuit, Washington, D.C.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 159 public bills, H.R. 4878–5036; 3 private bills, H.R. 5037–5039; and 21 resolutions, H.J. Res. 317–327, H. Con. Res. 153–156, and H. Res. 398–403 were introduced. Pages 7465–7472

Bills Reported: Reports were filed as follows:

H.R. 4877, making supplemental appropriations for fiscal year 1977, filed on Friday, March 11 (H. Rept. 95–68);

Report entitled "Allocation of the budget totals under the third concurrent resolution on the budget for fiscal year 1977" (H. Rept. 95–69);

Report entitled "Report of the Committee on Education and Labor pursuant to section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 95–70);

Report entitled "Suballocation of spending authority from the third concurrent resolution for fiscal year 1977 in accordance with section 302(b)(2) of the Congressional Budget Act of 1974" (H. Rept. 95-71);

H.R. 3702, to make certain changes in the Retired Serviceman's Family Protection Plan and the Survivor Benefit plan (H. Rept. 95-72);

H. Res. 402, waiving points of order against H.R. 4876, Economic Stimulus Appropriations Act for 1977 (H. Rept. 95-73); and

H. Res. 403, waiving points of order against H.R. 4877, Supplemental appropriations for fiscal year 1977 (H. Rept. 95-74). Page 7465

Small Business Loans: By a yea-and-nay vote of 355 yeas to 1 nay, Roll No. 67, the House agreed to the conference report on H.R. 2647, to amend the Small Business Act and the Small Business Investment Act of 1958 to increase loan limitations and to increase surety bond authorizations—clearing the measure for the Senate.

Receded and concurred with the amendment of the Senate to the title of the bill. Pages 7408–7410

Official Objectors: The minority leader appointed the following Members as official objectors:

Consent Calendar: Representatives Frey, Schulze, and Badham; and

Private Calendar: Representatives Rousselot, Wylie, and Bauman. Page 7410

Rhodesian Chrome: By a yea-and-nay vote of 250 yeas to 146 nays, with 1 voting "present", Roll No. 70, the House passed H.R. 1746, to amend the United Nations Participation Act of 1945 to halt the importation of Rhodesian chrome.

Rejected a motion to recommit the bill to the Committee on International Relations with instructions to report it back forthwith, with an amendment requiring the President to report quarterly to the Congress on the degree of compliance of all other members of the United Nations with the economic sanctions of Rhodesia.

Agreed To:

A committee amendment that would exempt any Rhodesian chrome in transit to the United States on the date of enactment; and

An amendment that permits the President to suspend the enforcement of the provisions of the bill if he determines it is in the interest of peaceful negotiations.

Rejected:

An amendment to the committee amendment that sought to prohibit the importation of chrome from any country not in compliance with the human rights provisions of the United Nations charter (rejected by a recorded vote of 153 ayes to 246 noes, Roll No. 68); and

An amendment that sought to delay the enactment of the provisions of the bill for 30 days (rejected by a recorded vote of 160 ayes to 236 noes, Roll No. 69).

A point of order was sustained against an amendment that sought to permit the President to suspend economic relations with any country engaged in a consistent pattern of gross violations of human rights.

H. Res. 397, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 7410–7448

Subpena: Read a letter to the Speaker from the Sergeant at Arms informing him of a subpena directing the Sergeant at Arms to appear before the United States District Court for the Eastern District of Missouri—ordered printed in the Record. Page 7448

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 7464

Adjournment: Adjourned at 5:44 p.m.

Committee Meetings

CRITICAL LANDS RESOURCE CONSERVATION

Committee on Agriculture: Subcommittee on Conservation and Credit held a hearing on H.R. 2729, Critical Lands Resource Conservation Act, with testimony from public witnesses.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Federal Crop Insurance Corporation; and Office of the General Sales Manager.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on the Army tank program.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the National Park Service.

HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Research Resources; John E. Fogarty International Center; National Library of Medicine; buildings and facilities; Office of the Director—salaries and expenses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on OSD family housing.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on fuel cycle research and development/uranium enrichment.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Federal Highway Administration.

STRATEGIC AND CRITICAL MATERIALS STOCKPILING AMENDMENTS

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on H.R. 2959, to amend the Strategic and Critical Materials Stock Piling Act. Testimony was heard from officials of American Mining Congress; USDA; Department of Defense; Treasury Department; and General Services Administration.

1978 BUDGET

Committee on the Budget: Concluded hearings on the first budget resolution for fiscal year 1978. Testimony was heard from Representatives Bolling and Leggett.

BLACK LUNG REFORM

Committee on Education and Labor: Held a hearing on black lung reform, hearing testimony from public witnesses.

Hearings continue tomorrow.

CHATTAHOOCHEE RIVER NATIONAL RECREATION AREA

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs continued hearings on H.R. 111, 1841 and 3173, to authorize the establishment of the Chattahoochee River National Recreation Area in the State of Georgia. Testimony was heard from Representatives Jenkins, Levitas, and McDonald of Georgia; and public witnesses.

EXPORT ADMINISTRATION AMENDMENTS

Committee on International Relations: Concluded hearings on H.R. 1561, Export Administration Amendments of 1977, with testimony from Secretary of Commerce Kreps.

SECURITY SUPPORTING ASSISTANCE FOR JORDAN

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on fiscal year 1978 security supporting assistance, grant military aid, and foreign military sales credits requests for Jordan. Testimony was heard from AID Deputy Assistant Administrator Alfred D. White; and Morris Draper, County Director, Lebanon, Jordan, Syrian Arab Republic and Iraq, Department of State.

COMMITTEE ORGANIZATION

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held an organizational meeting.

FPC ADVERSE PERSONNEL ACTIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on adverse personnel actions against professional staff members at the Federal Power Commission. Testimony was heard from John G. Lotis, Assistant Litigation Counsel, and J. Curtis Fee, Executive Director, Federal Power Commission.

Hearings continue Friday, March 18.

PRIVATE CLAIM

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on a private claim bill.

LEGAL SERVICES CORPORATION AMENDMENTS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued markup of H.R. 3719, Legal Services Corporation Amendments Act of 1977, and will resume tomorrow.

MARITIME AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on the Maritime authorization for fiscal year 1978. Testimony was heard from Robert J. Blackwell, Assistant Secretary for Maritime Affairs, Department of Commerce.

TINICUM NATIONAL ENVIRONMENTAL CENTER—NATIONAL WILDLIFE REFUGES AUTHORIZATIONS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held hearings on:

H.R. 2817, to provide for certain additions to the Tinicum National Environmental Center; and

H.R. 4141, to extend until October 1, 1980, the appropriation authorizations for Seal Beach, Great Dismal Swamp, and San Francisco Bay National Wildlife Refuges. Testimony was heard from Department of Interior, Corps of Engineers; and public witnesses.

DECRIMINALIZATION OF MARIJUANA

Select Committee on Narcotics: Began hearings on decriminalization of Marijuana under Federal law. Testimony was heard from Dr. Peter Bourne, Director-Designate, Office of Drug Abuse Policy; Peter Bensinger, Administrator, DEA; Vernon Acree, Commissioner, U.S. Customs Service; Ben Civiletti, Assistant Attorney General, Criminal Division; Mathea Falco, Special Assistant and Senior Advisor to the Secretary of State, and city officials and public witnesses.

Hearings continue tomorrow.

ECONOMIC STIMULUS APPROPRIATIONS ACT

Committee on Rules: Granted a rule waiving points of order against the bill for failure to comply with the provisions of clause 7, Rule XXI (three day rule), and waiving points of order against designated provisions of the bill for failure to comply with the provisions of clause 2,

Rule XXI on H.R. 4876, Economic Stimulus Appropriations Act, 1977. Testimony was heard from Chairman Mahon and Representatives Steed, Brooks, Cederberg and Coughlin.

SUPPLEMENTAL APPROPRIATIONS ACT

Committee on Rules: Granted a rule waiving points of order against designated provisions of the bill for failure to comply with the provisions of clause 2, Rule XXI on H.R. 4877, Supplemental Appropriations Act, 1977. Testimony was heard from Chairman Mahon and Representatives Boland, Slack, McFall, Johnson of Calif., Roberts, Cederberg, Conte, Miller of Ohio, Coughlin, Young of Florida, Armstrong and Harsha.

ERISA ENFORCEMENT

Committee on Ways and Means: Subcommittee on Oversight began hearings on Employment Retirement Income Security Act, focusing on Teamsters Union Central States pension fund. Testimony was heard from officials of the Teamsters Union; IRS; and public witnesses.

Hearings continue tomorrow.

Tuesday, March 15, 1977

Senate

Chamber Action

Routine Proceedings, pages 7526–7578

Bills Introduced: 17 bills and 3 resolutions were introduced, as follows: S. 994–1010; and S. Res. 113–115.

Pages 7538, 7556, 7557

Bills Reported: Reports were made as follows:

S. Res. 107, waiving section 303(a) of the Congressional Budget Act with respect to Senate consideration of S. 650, to permit wheat producers to utilize a portion of their acreage allotments for grazing purposes or for hay, rather than for production (S. Rept. 95–52) (referred to Committee on the Budget);

S. Res. 111, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 925, to provide the Secretary of the Interior with temporary authority to facilitate emergency actions to mitigate the impact of the 1976–1977 drought (S. Rept. 95–53);

Special report of Committee on Appropriations entitled "Allocation to Subcommittee of Budget Totals" from the Third Concurrent Budget Resolution, fiscal year 1977 (S. Rept. 95–54);

S. Res. 113, requesting additional $250,000 for expenses of Committee on Appropriations for this session of the Congress (without written report) (referred to Committee on Rules and Administration).

S. Res. 115, waiving section 303(a) of the Congressional Budget Act with respect to Senate consideration of an amendment intended to be proposed to S. 650, emergency assistance to wheat producers (without written report) (referred to Committee on the Budget).

Page 7538

Bill Jointly Referred: S. 923, to provide for the collection of waterway user charges, now pending before the Committee on Commerce, Science, and Transportation, was, by unanimous consent, jointly referred to Committee on Environment and Public Works.

Page 7538

Amendments Submitted for Printing:

Pages 7557, 7558

Bills Passed:

Aid to Portugal: Senate passed with committee amendment and sent to the House S. 489, authorizing $34.5 million for fiscal year 1977 for military assistance to Portugal.

Pages 7526–7529

Budget authority rescission: Senate passed without amendment and cleared for the President H.R. 3839, to rescind certain budget authority recommended in the message of the President dated January 17, 1977.

Pages 7581–7583

Budget Act waiver: Senate agreed to S. Res. 111, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 925, to provide the Secretary of the Interior with temporary authority to facilitate emergency actions to mitigate the impact of the 1976–1977 drought.

Pages 7583, 7584

Drought disaster relief: By unanimous vote of 92 yeas Senate passed with amendments and cleared for the House S. 925, to provide the Secretary of the Interior with temporary authority to facilitate emergency actions to mitigate the impact of the 1976–1977 drought.

Pages 7583–7588

Rhodesian Chrome: By 66 yeas to 26 nays, Senate passed without amendment and cleared for the President H.R. 1746, to amend the United Nations Participation Act of 1945 to halt the importation of Rhodesian chromium, prior to which action Senate had taken action on amendments proposed to Senate companion measure, S. 174, as follows:

Adopted:

(1) Clark unprinted amendment No. 76, of a technical nature;

Page 7579

(2) By unanimous vote of 93 yeas, Harry F. Byrd, Jr. unprinted amendment No. 75, to permit the President to resume the purchase of chromium from Rhodesia if he deems such action to be helpful in solving the problems in that country;

Page 7579

Rejected:

(1) By 26 yeas to 64 nays, Allen amendment No. 73, making the bill effective 30 days after the Secretary certifies to the Congress that the certification requirements under the U.N. Participation Act do not violate GATT and do not otherwise comprise a non-tariff barrier to the free flow of trade.

Page 7593

(2) By 42 yeas to 50 nays, Harry F. Byrd, Jr. amendment No. 71, making provisions of the bill inoperative if the President finds that there has occurred a significant interruption in the supply to the U.S. of any commodity which jeopardizes the security of the U.S.

Page 7593

(3) By 26 yeas to 67 nays, Helms unprinted amendment No. 78, providing for the establishment in Rhodesia of a U.S. Liaison Office.

Page 7595

(4) By 31 yeas to 61 nays, Harry F. Byrd, Jr. unprinted amendment No. 79, making provisions of the bill inapplicable if it is determined that the price of chromium has increased by 100 percent from the price on date of enactment.

Page 7597

S. 174 was then indefinitely postponed.

Page 7606

Pages 7578, 7581, 7588–7608

Vice Presidential Appointments: Vice President appointed Senator Scott to the Interparliamentary Union meeting to be held in Canberra, Australia, April 11–16, 1977; and

Senator Jackson to the Sixth Session of the Third United Nations Conference on the Law of the Sea, to be held in New York City, May 23–July 8, 1977.

Page 7606

Unanimous-Consent Agreement—Wheat: By unanimous consent it was agreed that at the conclusion of morning business on Thursday, March 17, Senate will take up S. 650, providing emergency assistance to wheat producers by permitting them to utilize a portion of their wheat acreage allotments for grazing purposes or for hay rather than for commercial production, with a 1 hour time limitation for debate thereon, and 30 minutes on amendments.

Pages 7603–7605

Confirmations: Senate confirmed the following nominations:

Richard M. Moose, of Arkansas, to be Deputy Under Secretary of State;

Douglas J. Bennet, Jr., of Connecticut, to be an Assistant Secretary of State;

Richard N. Gardner, of New York, to be Ambassador to Italy; and

John C. White, of Texas, to be Deputy Secretary of Agriculture.

Page 7606

Record Votes: Seven record votes were taken today (total—59).

Pages 7581, 7588, 7593, 7595, 7597, 7606

Recess: Senate met at noon and recessed at 6:10 p.m.

Page 7606

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nomination of John C. White, of Texas, to be Deputy Secretary of Agriculture.

Prior to this action, committee held hearings on this nomination and the nomination of Carol Tucker Foreman, of the District of Columbia, to be an Assistant Secretary of Agriculture, and a Member of the Board of Directors of the Commodity Credit Corporation where the nominees testified and answered questions on their own behalf. Testimony on the nomination of Mr. White was received from Senators Tower and Bentsen; Representatives Pickle, Poage, Hightower, and de la Garza. Ms. Foreman was introduced to the committee by Senators McClellan and Bumpers.

Hearings on the nomination of Ms. Foreman will continue tomorrow.

COMMITTEE BUSINESS

Committee on Appropriations: Committee ordered favorably reported an original resolution requesting an additional $250,000 for routine expenses of the committee.

Also, Committee completed its review of items in the Presidential budget for fiscal year 1978 which fall within its jurisdiction, and agreed upon recommendations that it will make to the Budget Committee; and approved a special report entitled "Allocation to Subcommittees of Budget Totals" from the Third Concurrent Resolution, for fiscal year 1977.

APPROPRIATIONS—GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government resumed hearings on proposed budget estimates for fiscal year 1978 for general government, receiving testimony on behalf of funds for their respective activities from Charles L. Schultze, Chairman, Council of Economic Advisers; Robert W. Crandall, Acting Director, Council on Wage and Price Stability; George H. Kuper, Executive Director, National Center for Productivity and Quality of Working Life; Michael Hornblow, Acting Staff Secretary, National Security Council; Robert O. Tiernan, Commissioner, Federal Election Commission; John E. Hunt, Acting Director, Defense Civil Preparedness Agency; and Georgiana H. Sheldon, Acting Chairman, Civil Service Commission.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal

year 1978 for the Department of Health, Education, and Welfare, receiving testimony from Dr. Donald Frederickson, Director, who was accompanied by the Directors of the various Institutes and Programs, all of the National Institutes of Health, Department of HEW.

Hearings continue tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior and related activities, receiving testimony on behalf of funds for their respective activities from Emmett M. Rice, Acting Director, Office of Territorial Affairs; James B. Mackenzie, Acting High Commissioner, Trust Territory of the Pacific Islands; and Erwin D. Canham, Resident Commissioner, Government of the Northern Mariana Islands, all of the Department of the Interior.

Also Subcommittee received testimony from Mr. Rice on supplemental appropriations for fiscal year 1977 for activities of the Office of Territorial Affairs.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony from Dr. Donald A. Beattie, Deputy Assistant Administrator for Solar, Geothermal, and Advanced Energy Systems, Energy Research and Development Administration.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—VETERANS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for veterans' activities, receiving testimony on behalf of funds for their respective activities from Joseph Maxwell Cleland, Director of Veterans' Affairs; and Maj. Gen. A. J. Adams, Secretary, American Battle Monuments Commission; and receiving testimony on funds for U.S. Army cemeterial expenses from Col. Robert B. Adams, Comptroller, the Adjutant General's Office, Department of the Army.

Subcommittee will meet tomorrow to consider its portion of the supplemental appropriations for fiscal year 1977 (H.R. 4877).

BUDGET RECOMMENDATIONS

Committee on Armed Services: Committee in closed session met to review those items in the Presidential budget for fiscal year 1978 which fall within its jurisdiction with a view to making recommendations to the Budget Committee, but did not complete action thereon and will meet again tomorrow.

MILITARY PROCUREMENT—SPACE

Committee on Armed Services: Subcommittee on General Procurement held hearings on proposed military procurement authorizations for fiscal year 1978 for strategic and space and communications programs, receiving testimony from Lt. Gen. Alton D. Slay, Deputy Chief of Air Force Staff for Research and Development; Rear Admiral W. H. Rowden, Director, Surface Combat Systems Division, and Rear Admiral A. L. Kellm, Strategic Submarine and Trident Program Coordinator, both of the Office of the Chief of Naval Operations, Department of the Navy.

Subcommittee recessed subject to call.

MILITARY PROCUREMENT—R. & D.

Committee on Armed Services: Subcommittee on Research and Development held hearings on proposed military procurement authorizations for fiscal year 1978 for Army programs, receiving testimony in closed session from General William E. Depuy, Commander, Training and Doctrine Command, Edward A. Miller, Assistant Secretary for Research and Development, and Lt. Gen. Howard H. Cooksey, Deputy Chief of Staff for Research, Development, and Acquisition, all of the Department of the Army; and receiving testimony in open session from Dr. Steven L. Canby, Strategic Associates; Dr. Edward M. Luttwak, Washington Center for Foreign Policy, Washington, D.C.; and Phillip Karber, BDM Corporation, Fairfax, Va.

Subcommittee will meet again tomorrow.

DEFENSE PROGRAMS

Committee on Armed Services: Subcommittee on Tactical Air Power continued hearings to receive testimony on Navy carrier aviation programs from Vice Admiral F. C. Turner, Deputy Chief of Naval Operations (Air Warfare); Lt. Gen. T. H. Miller, Deputy Chief of Staff for Air, Marine Corps; and Vice Admiral F. S. Petersen, Commander, Naval Air Systems Command.

Subcommittee will meet again tomorrow.

EXPORT ADMINISTRATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance resumed hearings on S. 69 and 92, to amend and extend the Export Administration Act, which bills include sections concerning foreign boycotts, embargoes, and exemptions on certain agricultural exports, and exports of nuclear material and technology. Testimony was received from Secretary of Commerce Juanita M. Kreps; Irving S. Shapiro, The Business Roundtable, Wilmington, Del.; and Burton M. Joseph, Anti-Defamation League of B'nai B'rith, New York City.

Subcommittee will meet on Thursday, March 17, to consider these bills.

OIL TANKER SAFETY STANDARDS

Committee on Commerce, Science, and Transportation: Committee resumed hearings on legislation to create mandatory safety requirements for all oil tankers that engage in U.S. or foreign commerce (S. 182, 568, 682, 715, and 989), receiving testimony from Linzee Weld, Environmental Policy Center, Eldon V. C. Greenberg, Center for Law and Social Policy, Frank E. Mosier, who was accompanied by John T. Jacobson, both of Standard Oil of Ohio; William Brier, National Council of Farmer Cooperatives, and James J. Reynolds, American Institute of Merchant Shipping, all of Washington, D.C., and Dr. Howard Sanders, Woods Hole Oceanographic Institute, Woods Hole, Mass.

Hearings continue tomorrow.

OUTER CONTINENTAL SHELF RESOURCE MANAGEMENT

Committee on Energy and Natural Resources: Committee held hearings on S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, receiving testimony from Secretary of the Interior, Cecil D. Andrus; John F. O'Leary, Administrator, Federal Energy Administration; and J. Dexter Peach, Deputy Director for Energy and Minerals Division, General Accounting Office.

Hearings continue on Friday, March 18.

BUDGET RECOMMENDATIONS AND CLEAN AIR

Committee on Environment and Public Works: Committee completed review of items in the Presidential budget for fiscal year 1978 which fall within its jurisdiction and agreed upon recommendations that it will make to the Budget committee. Committee agreed to recommend a $1.8 billion increase—making a total of $16 billion—in programs falling within its jurisdiction for fiscal year 1978.

Also, committee resumed consideration of bills proposing amendments to the Clean Air Act (S. 251, 252, and 253), but did not complete action thereon and will meet again tomorrow.

NOMINATIONS AND TAX REDUCTION

Committee on Finance: Committee ordered favorably reported the nominations of Arabella Martinez, of the District of Columbia, to be an Assistant Secretary, and Thomas D. Morris, of the District of Columbia, to be Inspector General, both of the Department of Health, Education, and Welfare; and approved a special report on allocation of funds in S. Con. Res. 10, revising the Congressional budget for the Federal Government for fiscal year 1977, in accordance with the Congressional Budget Act.

Also, committee began markup of H.R. 3477, to provide for a refund of 1976 individual income taxes, to reduce individual and business income taxes, and to simplify and reform certain other tax provisions.

NOMINATIONS

Committee on Foreign Relations: Committee held hearings on the nominations of John E. Reinhardt, of Maryland, to be Director of the U.S. Information Agency; and Richard Holbrooke, of the District of Columbia, and Hodding Carter III, of Mississippi, each to be an Assistant Secretary of State. Testimony on the nomination of Mr. Reinhardt who was introduced by Senator Mathias, was received from Frank Cummins and Patricia Woodring, representing the American Foreign Service Association. The nominees testified and answered questions on their own behalf.

Hearings on the nomination of Mr. Holbrooke, and on other pending nominations, will continue on Thursday, March 17.

DEPARTMENT OF ENERGY

Committee on Governmental Affairs: Committee resumed hearings on S. 591, and 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, receiving testimony from Joseph C. Swidler, Lee White, and Robert McDiarmid, all of Washington, D.C.; and Edward Berlin, Albany, N.Y.

Hearings continue tomorrow.

NOMINATIONS

Committee on Human Resources: Committee concluded hearings on the following nominations: Francis X. Burkhardt, of Maryland, Arnold Packer, of Maryland, and Eula Bingham, of Ohio, each to be an Assistant Secretary of Labor; and Alexis M. Herman, of Georgia, to be Director of the Women's Bureau, all of the Department of Labor. Senator Glenn introduced Ms. Bingham to the committee, and the nominees testified and answered questions on their own behalf.

BUDGET RECOMMENDATIONS

Committee on Veterans' Affairs: Committee completed review of items in the Presidential budget for fiscal year 1978 which fall within its jurisdiction, and agreed upon recommendations that it will make to the Budget Committee.

House of Representatives

Chamber Action

Bills Introduced: 57 public bills, H.R. 5040–5096; 3 private bills, H.R. 5097–5099; and 11 resolutions, H.J.

Res. 328, H. Con. Res. 157–163, and H. Res. 404–406, were introduced Pages 7658–7661

Bills Reported: Reports were filed as follows:

Report entitled "January 1977 Economic Report of the President" (H. Rept. 95–75);

Report entitled "Committee on Veterans' Affairs pursuant to section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 95–76);

H.R. 422, to amend the Tariff Schedule of the United States to provide duty-free treatment of any aircraft engine used as a temporary replacement for an aircraft engine being overhauled within the United States if duty was paid on such replacement engine during a previous importation (H. Rept. 95–77);

H. Res. 405, providing for the consideration of H.R. 4088, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management (H. Rept. 95–78);

H.R. 3259, to continue to suspend for a temporary period the import duty on certain horses, amended (H. Rept. 95–79);

H.R. 1404, a private bill (H. Rept. 95–80);

H.R. 3976, to authorize supplemental military assistance to Portugal for the fiscal year 1977 (H. Rept. 95–81); and

H.R. 4800, to extend the Emergency Unemployment Compensation Act of 1974 for an additional year, to revise the trigger provisions in such act (H. Rept. 95–82). Page 7658

TV Test: By a yea-and-nay vote of 398 yeas to 10 nays, Roll No. 72, the House agreed to H. Res. 404, to provide for an evaluation of the televising of House proceedings. Page 7608–7613

Economic Stimulus: By a yea-and-nay vote of 281 yeas to 126 nays, Roll No. 76, the House passed H.R. 4876, making economic stimulus appropriations for the fiscal year ending September 30, 1977.

Rejected a motion to recommit the bill to the Committee on Appropriations.

Agreed to:

An amendment that appropriates $300 million for the reimbursement program of the Federal Water Pollution Control Act for the construction of waste water treatment plants;

An amendment that appropriates $162.5 million for the Job Opportunities Program;

Three amendments en bloc that increase by $35 million the Off-System Railway-Highway Crossings appropriation, by $110 million the Safer Off-System Roads appropriation, and appropriates an additional $50 million for the Northeast Corridor Improvement Program; and

An amendment that appropriates an additional $50 million for the Railroad Rehabilitation and Improvement Financing Funds and an additional $50 million for investment in fund anticipation notes.

Rejected:

An amendment that sought to reduce the Antirecession Financial Assistance Fund appropriation by $382.5 million (rejected by a recorded vote of 183 ayes to 225 noes, Roll No. 74); and

An amendment that sought to require 10 percent of the personnel employed on a public works project to be residents and unemployed for at least 30 days in the area of the project (rejected by a recorded vote of 165 ayes to 245 noes, Roll No. 75).

H. Res. 402, a rule waiving points of order against certain provisions in the bill, was agreed to earlier by a yea-and-nay vote of 333 yeas to 71 nays, Roll No. 73. Pages 7613–7637

President Ford Tributes: By a voice vote the House agreed to H. Con. Res. 157, authorizing the printing of a compilation of tributes by Members of the House in the Halls of Congress to commemorate the years of service of the Honorable Gerald R. Ford. Page 7637

Meeting Hour: By unanimous consent the House agreed to meet at 12 noon on Wednesday, March 16. Page 7637

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 7657

Adjournment: Adjourned at 6:03 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued hearings on extension of the Agriculture and Consumer Protection Act of 1973 with testimony from Representative Smith of Iowa and public witnesses.

Hearings continue on Thursday, Mar. 24.

FLU-CURED TOBACCO MARKETING QUOTAS

Committee on Agriculture: Subcommittee on Tobacco held a hearing on H.R. 3416 and related bills, to provide that leasing of flu-cured tobacco marketing quotas after June 15 apply to farms with at least 80 percent of allotment planted for such year. Testimony was heard from Representative Whitley, USDA and public witnesses.

Following the hearing, the Subcommittee approved for full committee action H.R. 3416 (title above).

DROUGHT SITUATION

Committee on Agriculture: Subcommittee on Conservation and Credit held a hearing on the drought situation, shortcoming of assistance programs, and to hear proposals and ideas for emergency disaster assistance to farmers. Testimony was heard from Representatives Sisk, Abdnor, Gilman, Krebs, and Panetta; USDA; and public witnesses.

Hearings continue tomorrow.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on the Foreign Agricultural Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on the Army tank program.

FOREIGN OPERATIONS

Foreign Operations Appropriations: Subcommittee on Foreign Operations held hearings on education and human resources; and population planning and health.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held hearings on Geological Survey.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Army, Navy, and Air Force family housing.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on magnetic fusion, solar energy, geothermal.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on Federal Highway Administration.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the White House Office; Domestic Council; unanticipated needs; special assistance to the President; and compensation of the President.

COMMON SITUS PICKETING—VOCATIONAL EDUCATION ACT

Committee on Education and Labor: Met and ordered reported favorably to the House the following bills:

H.R. 4250 amended, to protect the economic rights of labor in the building and construction industry by providing for equal treatment of craft and industrial workers and to establish collective-bargaining procedures in the construction industry; and

H.R. 3437 amended, Vocational Education Act technical amendments.

BLACK LUNG REFORM

Committee on Education and Labor: Continued hearings on black lung reform with testimony from Arnold Miller, President, United Mine Workers, and public witnesses.

Hearings continue tomorrow.

YOUTH CAMP SAFETY

Committee on Education and Labor: Subcommittee on Compensation, Health, and Safety held a hearing on Youth Camp Safety. Testimony was heard from Alan Stolz, American Camping Association; Lody Christofero, Scouting, USA; Rev. Richard Grammer, Association of N.E. Baptist Camps; and Dr. Ken Hay, Wilds Christian Camp and Conference Center.

CHILD NUTRITION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 1139, to extend for five years certain child nutrition programs under the National School Lunch Act and the Child Nutrition Act. Testimony was heard from public witnesses.

Hearings continue Thursday, March 17.

FTC REGIONAL OFFICE OPERATIONS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on the Federal Trade Commission's regional office operations, hearing testimony from FTC regional directors.

Hearings continue tomorrow.

DAM SAFETY

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on dam safety. Testimony was heard from Henry Eschwege, GAO, and Charles Ford, Office of Civil Works, Department of the Army.

Hearings continue Thursday, March 17.

REORGANIZATION PLANS

Committee on Government Operations: Subcommittee on Legislation and National Security met and approved for full committee action a clean bill in lieu of H.R. 3131, to extend presidential authority to submit government reorganization plans to Congress.

INTERNATIONAL RELATIONS MISCELLANY

Committee on International Relations: Met and ordered reported favorably to the House the following measures:

H.R. 3976, to authorize supplemental military assistance to Portugal for the fiscal year 1977;

H.R. 5040, to authorize additional appropriations for the Department of State for fiscal year 1977;

H. Con. Res. 97 amended, expressing the concern of Congress regarding the harassment of Soviet Jews and other minorities; and

H. Con. Res. 142, urging the Canadian Government to reassess its policy of permitting the killing of newborn harp seals.

The Committee began but did not complete markup of H.R. 1561, Export Administration Amendments of 1977.

NURSING HOME ABUSES

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on nursing home abuses. Testimony was heard from Katherine C. Meyers, staff member; and representative of Texas Department of Health Resources; American Pharmaceutical Association; and Texas Pharmaceutical Association.

Hearings continue tomorrow.

RECOMBINANT DNA RESEARCH ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and Environment began hearings on H.R. 4759, Recombinant DNA Research Act of 1977. Testimony was heard from public witnesses.

Hearings continue tomorrow.

USRA AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on H.R. 4049, to authorize additional appropriations for the U.S. Railway Association. Testimony was heard from Arthur D. Lewis, Chairman of the Board, U.S. Railway Association.

FTC AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued hearings on H.R. 3816, to amend the Federal Trade Commission Act to expedite the enforcement of FTC cease and desist orders and compulsory process orders; and to increase the independence of the FTC in legislative, budgetary, and personnel matters. Testimony was heard from Representative Butler; Professor Schrade, Columbia University of Law; and representatives of Direct Selling Association; American Association of Retired Persons; Continental Association of Funeral and Memorial Societies; and Consumer Federation.

Hearings continue tomorrow.

INTERNATIONAL COMMUNICATIONS SERVICES

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held a hearing on international communications services. Testimony was heard from representatives of AT&T Longlines; ITT; RCA Global Communications; TRT Telecommunications Corp.; Western Union Telegraph; Western Union International, Inc.; and Hawaiian Telephone Company.

Hearings continue tomorrow.

MARINE MAMMAL PROTECTION ACT EXTENSION

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 4740, to extend the authorization for appropriations under the Marine Mammal Protection Act. Testimony was heard from representatives of Departments of Interior and Commerce; Marine Mammal Commission; and public witnesses.

DECRIMINALIZATION OF MARIJUANA

Select Committee on Narcotics Abuse and Control: Continued hearings on decriminalization of Marijuana under Federal law. Testimony was heard from Representative Koch; Senator Javits; Jerome Hornblass, Director, Addiction Services Agency; June Jackson Christmas, Commissioner, Mental Health and Mental Retardation Services; representatives of American Medical Association; and other public witnesses.

Hearings continue tomorrow.

POSTAL SERVICE BUDGET

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services held a hearing on the Postal Service budget. Testimony was heard from Postmaster General Bailar.

FEDERAL EMPLOYEES HEALTH BENEFITS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held an oversight hearing on the Federal employees health benefits program. Testimony was heard from officials of the General Accounting Office.

COMMITTEE ORGANIZATION

Committee on Post Office and Civil Service: Subcommittee on Investigations held an organizational meeting.

NASA AUTHORIZATION

Committee on Rules: Granted an open rule providing for the consideration of and one hour of general debate; making the committee substitute in order as an original bill for the purpose of amendment, waiving all points of order against the committee substitute for failure to comply with clause 7, Rule XVI, and providing for one motion to recommit with or without instructions, on H.R. 4088, National Aeronautics and Space Administration Act, 1978. Testimony was heard from Representatives Fuqua, Milford, Wydler, and Winn.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy RD&D continued markup of the ERDA authorization for fiscal year 1978.

DOT GROUND TRANSPORTATION R&D PROGRAMS

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather held an oversight hearing on fiscal year 1978 DOT ground transportation research and development programs. Testimony was heard from officials of Department of Transportation.

Hearings continue tomorrow.

ERISA ENFORCEMENT

Committee on Ways and Means: Subcommittee on Oversight continued hearings on Employment Retirement Income Security Act enforcement. Testimony was heard from a panel of public witnesses; and representatives of Internal Revenue Service; Department of Labor and Department of Justice.

Wednesday, March 16, 1977

Senate

Chamber Action

The Senate was not in session today. It will next meet at 10 a.m. on Thursday, March 17.

Committee Meetings

NOMINATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued hearings on the nomination of Carol Tucker Foreman, of the District of Columbia, to be an Assistant Secretary of Agriculture, and a Member of the Board of Directors of the Commodity Credit Corporation, where the nominee testified further and answered questions on her own behalf. Testimony was also received from Lester Blomberg, Meat Promoters Association, Bison, South Dakota; and Nancy Steorts, Washington, D.C.

Hearings were recessed subject to call.

APPROPRIATIONS—FOREIGN AID

Committee on Appropriations: Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1978 for foreign aid programs, receiving testimony from Lucy Wilson Benson, Under Secretary of State-Designate for Security Assistance; Charles W. Duncan, Jr., Deputy Secretary of Defense; and Robert H. Nooter, Acting Deputy Administrator, Agency for International Development.

Subcommittee will meet tomorrow to consider supplemental appropriations for fiscal year 1977 for foreign aid.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Health, Education, and Welfare, receiving further testimony from Dr. Donald Frederickson, Director, who was accompanied by the Directors of the various Institutes and Programs, all of the National Institutes of Health, Department of HEW.

Subcommittee will meet tomorrow to consider supplemental appropriations for fiscal year 1977 for the Departments of Labor and HEW.

APPROPRIATIONS—HUD SUPPLEMENTAL

Committee on Appropriations: Subcommittee on HUD-Independent Agencies approved for full committee consideration (pending receipt from the House) proposed supplemental appropriations for fiscal year 1977 (H.R. 4877) for governmental functions falling within its jurisdiction.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior and related activities, receiving testimony on behalf of funds for the Trust Territory of the Pacific Islands from Emmett M. Rice, Acting Director of Territorial Affairs, and Frank Barnett, Governor of American Samoa, both of the Department of the Interior.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony from Robert D. Thorne, Acting Assistant Administrator for Nuclear Energy, Energy Research and Development Administration.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—STATE-JUSTICE SUPPLEMENTAL

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary approved for full committee consideration (pending receipt from the House) proposed supplemental appropriations for fiscal year 1977 (H.R. 4877) for governmental functions falling within its jurisdiction.

APPROPRIATIONS—TREASURY, U.S. POSTAL SERVICE, AND GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee on Treasury, U.S. Postal Service, and General Government continued hearings on proposed budget estimates for fiscal year 1978 for general government matters, receiving testimony on behalf of funds for their respective activities from Clyde C. Cook, Chairman, Committee for Purchase from the Blind and Other Severely Handicapped; Wayne F. Anderson, Executive Director, Advisory Commission on Intergovernmental Relations; and Robert A. Griffin, Acting Administrator, General Services Administration.

Subcommittee will meet again tomorrow.

BUDGET RECOMMENDATIONS

Committee on Armed Services: Committee, in closed session, completed its review of items in the Presidential

budget for fiscal year 1978 which fall within its jurisdiction, and agreed upon recommendations it will make to the Budget Committee.

NOMINATIONS AND MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development approved for full committee consideration the nominations of David E. McGiffert, of the District of Columbia, and Gerald Paul Dinneen, of Massachusetts, each to be an Assistant Secretary of Defense, prior to which the nominees testified and answered questions on their own behalf. Dr. Dinneen was introduced by Representative Tsongas.

Also, Subcommittee continued closed hearings on proposed military procurement authorizations for fiscal year 1978 for weapons systems testing, receiving testimony from Lt. Gen. Walter E. Lotz, Deputy Director, Test and Evaluation, Department of Defense.

Subcommittee will continue closed hearings on proposed military procurement authorizations for fiscal year 1978 for bomber programs tomorrow.

DEFENSE PROGRAMS

Committee on Armed Services: Subcommittee on Tactical Air Power continued hearings to receive testimony on the Enforcer aircraft program from Lt. Gen. Alton D. Slay, Deputy Chief of Staff for Research and Development, Department of the Air Force; David B. Lindsay, Sarasota, developer of the Enforcer aircraft; and J. Lynn Helms, Piper Aircraft Corporation, Lockhaven, Pa.

Subcommittee recessed subject to call.

FOREIGN CORRUPT PRACTICES ACT

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on S. 305, to require issuers of registered securities to keep accurate records, and to prohibit the payment of overseas bribes by any U.S. business concern, receiving testimony from Senator Metcalf; Secretary of the Treasury W. Michael Blumenthal; Chairman of the Securities and Exchange Commission Roderick Hills; Edward I. O'Brien, and James W. Walker, Jr., Securities Industry Association, Washington, D.C.; and Richard P. McGahan, Martin F. Shea, and Robert Bevan, all representing the American Bankers Association, Washington, D.C.

Hearings were adjourned subject to call.

CONGRESSIONAL BUDGET FOR 1978

Committee on the Budget: Committee resumed hearings in preparation of reporting the first concurrent resolution on the fiscal year 1978 budget, receiving testimony from Dr. Otto Eckstein, Data Resources, Inc., Lexington, Mass.; Dr. Michael Evans, Chase Econometric Associates, Inc., Bala-Cynwyd, Pa.; and Dr. Arthur Okun, The Brookings Institution, Washington, D.C.

Hearings continue tomorrow.

OIL TANKER SAFETY STANDARDS

Committee on Commerce, Science, and Transportation: Committee continued hearings on legislation to create mandatory safety requirements for all oil tankers that engage in U.S. or foreign commerce (S. 182, 568, 682, 715, and 989), receiving testimony from Lawrence Ford, on behalf of the American Petroleum Institute, Washington, D.C.; and C. L. French, National Steel and Shipbuilding Co., San Diego.

Hearings continue tomorrow.

AUTO-TRUCK CRASH SAFETY

Committee on Commerce, Science, and Transportation: Committee held oversight hearings on causes of deaths and injuries involving cars and tractor-trailers, receiving testimony from Lester P. Lamm, Acting Administrator, accompanied by Kenneth L. Pierson, Deputy Director, both of the Bureau of Motor Carrier Safety, Federal Highway Administration; Robert L. Carter, Associate Administrator for Motor Vehicle Programs, and Howard J. Dugoff, Associate Administrator for Research and Development, National Highway Traffic Safety Administration, all of the Department of Transportation; and Dr. William Haddon, Jr., accompanied by A. B. Kelley, both of the Insurance Institute for Highway Safety, Washington, D.C.

Hearings were adjourned subject to call.

CLEAN AIR AMENDMENTS

Committee on Environment and Public Works: Committee continued consideration of bills proposing amendments to the Clean Air Act (S. 251, 252, and 253), but did not complete action thereon and recessed subject to call.

TAX REDUCTION

Committee on Finance: Committee continued markup of H.R. 3477, to provide for a refund of 1976 individual income taxes, to reduce individual and business income taxes, and simplify and reform certain other tax provisions, but did not complete action thereon and will meet again tomorrow.

U.S. STRATEGIC OPTIONS

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans, and International Environment held hearings to receive testimony on national security and arms control implications of current U.S. strategic options with respect to the Soviet Union's capabilities and intentions. Witnesses heard were Lt. Gen. Samuel Wilson, Director, Defense Intelligence Agency, who testified in closed session; William E. Colby, Lt. Gen. Daniel O. Graham (U.S. Army, Ret.), and Dr. Jeremy Stone, Federation of American Scientists, all of Washington, D.C.

Subcommittee recessed subject to call.

DEPARTMENT OF ENERGY

Committee on Governmental Affairs: Committee continued hearings on S. 591 and 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, receiving testimony from Gary Deloss, Public Interest Research Group, David Cohen, Common Cause, and James F. Flug, Energy Action Committee, all of Washington, D.C.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 162 public bills, H.R. 5100–5161; 3 private bills, H.R. 5162–5164; and 9 resolutions, H.J. Res. 329–331, H. Con. Res. 163, and H. Res. 407–411, were introduced. Pages 7805–7808

Reports Filed: Reports were filed as follows:

H. Res. 411, providing for the consideration of H.R. 4800, Emergency Unemployment Compensation Act Extension of 1977 (H. Rept. 95–83); and

H.R. 5040, to authorize additional appropriations for the Department of State for fiscal year 1977 (H. Rept. 95–84). Page 7805

Committee Election: Agreed to H. Res. 407, electing Representative Whitely to the Committee on Agriculture. Page 7705

Late Reports: Committee on Science and Technology received permission to file a report by midnight Friday, March 18 on H.R. 4991, National Science Foundation Authorization for fiscal year 1978; and the Committee on Rules received permission to file certain privileged reports by midnight tonight. Page 7705

Presidential Message—Automotive Products: Read a message from the President transmitting to Congress the Tenth Annual Report on the Automotive Products Trade Act of 1975—referred to the Committee on Ways and Means. Page 7709

Supplemental Appropriations: By a yea-and-nay vote of 306 yeas to 98 nays, Roll No. 81, the House passed H.R. 4877, making supplemental appropriations for fiscal year 1977.

On a request for a separate vote, by a yea-and-nay vote of 171 yeas to 234 nays, Roll No. 80, the House rejected an amendment that sought to strike out language providing $55 million for investment in the International Development Association (earlier, while in the Committee of the Whole, the amendment was agreed to).

By a division vote of 114 yeas to 194 nays, rejected a motion to recommit the bill to the Committee on Appropriations with instructions to report it back forthwith containing an amendment the effect of which would be to reduce nonobligated funds by 5 percent.

Agreed To:

An amendment that adds $40 million for the International Development Bank;

An amendment that reduces by $500 million construction grants for the Environmental Protection Agency;

An amendment that adds $5 million for the Geological Survey for water resources investigations;

An amendment that adds $10 million for research and development for the Bureau of Mines;

An amendment that adds $10 million for Administration of Territories;

A series of amendments that adds $95.1 million for the Forest Service;

A point of order was sustained against language that provides $4.7 million for the repair, renovation, and reconstruction of the JFK Center for the Performing Arts;

Agreed to an amendment, as amended, that adds $200 million for an Emergency Energy-Fuel Assistance Program (agreed to by a recorded vote of 233 ayes to 170 noes, with 1 voting "present", Roll No. 78);

A point of order was sustained against language that provides for the transfer among accounts of the House of Representatives and the Committee on Appropriations;

Agreed to an amendment that provides $122.1 million for military construction;

An amendment that repeals section 204 of the Water Resources Development Act of 1976 (the repeal protects projects underway);

A point of order was overruled against an amendment that prohibits funds to carry out the President's amnesty program (agreed to by a recorded vote of 220 ayes to 187 noes, Roll No. 79); and

An amendment that forbids the use of any funds in the bill intended for the administration of Federal pay raises.

H. Res. 403, a rule waiving points of order against certain provisions in the bill was adopted earlier by a yea-and-nay vote of 331 yeas to 58 nays, Roll No. 77. Pages 7706–7754

Late Reports: Committee on Education and Labor received permission to file a report by midnight Friday on H.R. 4250, to protect the economic rights of labor in the building and construction industry by providing for equal treatment of craft and industrial workers and to establish collective bargaining procedures in the construction industry; and the Committee on International Relations received permission to file a report by midnight tonight on H.R. 5040, to authorize additional appropriations for the Department of State for fiscal year 1977. Page 7754

Committee To Sit: Subcommittee on Environment, Energy, and Natural Resources of the Committee on Government Operations received permission to sit dur-

ing proceedings under the 5-minute rule of the House on Thursday, March 16. Page 7754

Referral: One Senate-passed bill was referred to the appropriate House committee. Page 7804

Adjournment: Adjourned at 7:18 p.m.

Committee Meetings

RETIREMENT AGE POLICIES

Select Committee on Aging: Began hearings on retirement age policies. Testimony was heard from representatives of General Motors; Bankers Life & Casualty; Exxon; CBS; Bendix; General Foods; Paddock Corp.; AARP; National Association of Retired Federal Employees; American Personnel and Guidance Association; and Capital Youth Forum.

Hearings continue tomorrow.

DROUGHT SITUATION

Committee on Agriculture: Subcommittee on Conservation and Credit continued hearings on the drought situation, shortcomings of assistance programs, and proposals and ideas for emergency disaster assistance to farmers. Testimony was heard from Representative Hagedorn, Department of Interior, and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held executive hearings on research and development programs.

HUD–INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on the Consumer Product Safety Commission.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Humanities.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held an executive hearing on Naval reactors research and development/light water breeder reactor.

PROJECT SEAFARER

Committee on Armed Services: Subcommittee on Research and Development held a hearing on the Navy's proposed project Seafarer. Testimony was heard from Representatives Carr and Ruppe.

NAVAL RESERVE REDUCTION

Committee on Armed Services: Subcommittee on Military Personnel held a hearing on the proposed reduction in the Naval Reserve and the Administration position on possible Reserve recruiting incentives. Testimony was heard from Raymond S. Webster, Special Assistant to the Deputy Assistant Secretary of Defense for Reserve Affairs.

UNIFORMED SERVICES UNIVERSITY OF THE HEALTH SCIENCES

Committee on Armed Services: Subcommittee on Investigations held a hearing on the proposal to discontinue funding for the Uniformed Services University of the Health Sciences. Testimony was heard from Robert N. Smith, Assistant Secretary of Defense for Health Affairs; and Vice Adm. Donald L. Custis (USN, Ret.), former Surgeon General of the Navy.

KENNEDY ASSASSINATION

Select Committee on Assassinations: Held a hearing on the Kennedy assassination with testimony from Santo Trafficante, Jr., of Florida.

DEFENSE BUDGET

Committee on the Budget: Task Force on National Security held an overview hearing on the Administration defense budget proposals for fiscal year 1978. Testimony was heard from Secretary of Defense Harold Brown.

BLACK LUNG REFORM

Committee on Education and Labor: Continued hearings on black lung reform. Testimony was heard from Representatives Flood, Rahall, Carter, Wampler, Ertel, and Evans of Colorado; Carl E. Biagge, President, National Coal Association; and a panel of United Mine Workers from District 30, Kentucky.

Hearings continue tomorrow.

CETA AUTHORIZATION

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on H.R. 2992, to authorize appropriations for the Comprehensive Employment and Training Act of 1973. Testimony was heard from Ernest Green, Assistant Secretary of Labor for Employment and Training.

FAIR LABOR STANDARDS AMENDMENTS

Committee on Education and Labor: Subcommittee on Labor Standards held a hearing on H.R. 3744, Fair Labor Standards Amendments of 1977, hearing testimony from public witnesses.

ELEMENTARY AND SECONDARY CAREER EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education met and approved for full committee action H.R. 7, amended, Elementary and Secondary Career Education Act.

FTC REGIONAL OFFICE OPERATIONS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on Federal Trade Commission's regional office operations with testimony from FTC members.

FEDERAL ELECTIONS COMMISSION REGULATIONS

Committee on House Administration: Held a hearing on proposed regulations for the Federal Elections Commission. Testimony was heard from a panel representing the National Education Association; and a panel representing the Federal Elections Commission.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Office Systems met on committee business.

PIERCE–PURSELL CONTESTED ELECTION

Committee on House Administration: Panel on Elections met and recommended for full committee action that Representative Pursell's motion to dismiss be granted.

FOREIGN ECONOMIC AND SECURITY ASSISTANCE

Committee on International Relations: Held a hearing on Executive Branch fiscal year 1978 request for foreign economic and security assistance. Testimony was heard from Secretary of State Vance; and John J. Gilligan, Administrator-Designate, AID.

Hearings continue tomorrow.

AMERICAN SCHOOL AND HOSPITALS ABROAD

Committee on International Relations: Subcommittee on Europe and the Middle East held an oversight hearing on American Schools and Hospitals abroad. Testimony was heard from Arturo G. Costantino, Director, Office of American Schools and Hospitals Abroad, AID.

NURSING HOME ABUSES

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on nursing home abuses. Testimony was heard from Charles J. Hynes, New York, Special Prosecutor; Howard C. Allen, Director, Nursing and Convalescent Homes Division, Texas Department of Health Resources, and public witnesses.

RECOMBINANT DNA RESEARCH ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and Environment continued hearings on H.R. 4759, Recombinant DNA Research Act of 1977, with testimony from public witnesses.

FTC AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued hearings on H.R. 3816, to amend the Federal Trade Commission Act to expedite the enforcement of FTC cease and desist orders and compulsory process orders; and to increase the independence of the FTC in legislative budgetary, and personnel matters. Testimony was heard from public witnesses.

INTERNATIONAL COMMUNICATIONS SERVICES

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on International Communications Services with testimony from public witnesses.

FEDERAL RULES OF CRIMINAL PROCEDURE

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of proposed amendments to Federal Rules of Criminal Procedure.

PRIVATE IMMIGRATION

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law met and considered private bills.

PANAMA CANAL TREATY NEGOTIATIONS

Committee on Merchant Marine and Fisheries: Met for briefing on the Panama Canal Treaty Negotiations from Ambassadors Ellsworth Bunker and Sol M. Linowitz, Chief United States negotiators for a new Canal treaty.

ENERGY TRANSPORTATION SECURITY ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine continued hearings on H.R. 1037 and related bills, Energy Transportation Security Act of 1977, with testimony from public witnesses.

DECRIMINALIZATION OF MARIHUANA

Select Committee on Narcotics Abuse and Control: Continued hearings on decriminalization of marihuana under Federal law. Testimony was heard from New Hampshire Gov. Mildrin Thompson; Senator Steven Kafoury, State of Oregon; Dick Davis, Director, Department of Human Resources, Oregon; Eugene Hollingsworth, Bureau of Investigations, California; and public witnesses.

POSTAL REORGANIZATION ACT AMENDMENTS

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization held a hearing on H.R. 19, to alter the organizational structure of the United States Postal Service, and to revise the procedure for adjusting postal rates and services. Testimony was heard from Postmaster General Bailar and Members of the Board of Governors of the Postal Service.

EMERGENCY UNEMPLOYMENT COMPENSATION EXTENSION

Committee on Rules: Granted a closed rule providing for the consideration of and two hours of general debate; providing that no amendments shall be in order except amendments recommended by the Committee on Ways and Means, waiving points of order against the consideration of the bill for failure to comply with the provisions of sections 401(b)(1) of the Congressional Budget Act of 1974, and providing for one motion to recommit with or without instructions on H.R. 4800, Emergency Unemployment Compensation Extension Act of 1977. Testimony was heard from Chairman Ullman and Representatives Corman and Gradison.

HOUSE COMMISSION ON CONGRESSIONAL OPERATIONS

Committee on Rules: Held a hearing but postponed action until the week of March 21 on H. Res. 372, to establish the House Commission on Congressional Operations. Testimony was heard from Chairman Brooks and Representative Cleveland.

FAA AND NSF AUTHORIZATIONS

Committee on Science and Technology: Met and ordered reported favorably to the House the following bills:

H.R. 3965 as amended to authorize research, development and demonstration projects relating to aviation: and

H.R. 4991, to authorize appropriations for activities of the National Science Foundation.

DOT GROUND TRANSPORTATION R&D PROGRAMS

Committee on Science and Technology: Subcommittee on Transportation, Aviation, and Weather continued oversight hearings on fiscal year 1978 Department of Transportation ground transportation research and development programs. Testimony was heard from Bruce M. Flohr, Deputy Administrator, Federal Railroad Administration.

Hearings continue tomorrow.

Thursday, March 17, 1977

Senate

Chamber Action

Routine Proceedings, pages 7921–8011

Bills Introduced: 24 bills and 5 resolutions were introduced, as follows: S. 1011–1034; S. Con. Res. 13–14, S. Res. 116–118. Pages 7923, 7934, 7935, 7959–7961

Bills Reported: Reports were made as follows:

S. 1025, to increase authorizations for the Securities and Exchange Commission for fiscal year 1977, together with supplemental views (S. Rept. 95–56);

Special report of the Committee on Human Resources pursuant to section 302(b) of the Congressional Budget Act (S. Rept. 95–57); and

H.R. 4876, making appropriations for economic stimulus programs for fiscal year 1977, with amendments and with additional views (S. Rept. 95–58). Page 7934

Measures Passed:

Budget Act waiver—wheat: S. Res. 107, waiving section 303(a) of the Congressional Budget Act with respect to Senate consideration of S. 650, to permit wheat producers to utilize a portion of their acreage allotments for grazing purposes or for hay, rather than for wheat production. Page 7922

Budget Act waiver—wheat: S. Res. 115, waiving section 303(a) of the Congressional Budget Act with respect to Senate consideration of an amendment intended to be proposed to S. 650, title listed above. Page 7922

St. Patrick's Day: S. Res. 116, recognizing and commemorating St. Patrick's Parish in Pottsville, Pa., on the occasion of the one hundred and fiftieth anniversary of its founding. Page 7923

Wheat producers: By 72 yeas to 22 nays, Senate passed and sent to the House S. 650, to permit wheat producers to utilize a portion of their acreage allotments for grazing purposes or for hay, rather than for production, after agreeing to committee amendment in the nature of a substitute, and to Young unprinted amendment No. 80, making the program applicable to all of the 1977 wheat crop (including spring wheat) regardless of the planting date. Pages 8011–8018

Bills Referred: H.R. 4876, economic stimulus appropriations, and H.R. 4877, supplemental appropriations, were referred to Committee on Appropriations; and H. Con. Res. 157, to print a compilation of tributes to President Ford, was referred to Committee on Rules and Administration. Page 7932

Amendments Submitted for Printing: Pages 7962–7965

SBA Loan Programs: Senate agreed to the conference report on H.R. 2647, to increase ceilings on major lending programs of the Small Business Administration, thus clearing the bill for the President. Page 8017

J.F.K. Center: Senate disagreed to House amendments to S. 521, authorizing funds for repairs to the John F. Kennedy Center for the Performing Arts, agreed to conference with the House, and appointed as conferees Senators Burdick, Bentsen, Anderson, McClure, and Domenici. Page 8063

Senate Code of Conduct: Senate began consideration of S. Res. 110, to establish a code of official conduct for Members, officers, and employees of the Senate, agreeing to Nelson amendment No. 65 in the nature of a substitute bill, and the bill, as thus amended will be considered as original text for purposes of further amendment. Page 8025

Senate also agreed to Allen unprinted amendment No. 82, to eliminate requirement that the number of the mass mailing be specified. Page 8052

Pending at recess was Stevenson amendment No. 91, to prohibit the maintaining of Unofficial Office Accounts. Page 8053

Also during today's proceedings, Senate, by 85 yeas to 2 nays, agreed to motion to direct the Sergeant at Arms to request the attendance of absent Senators. Page 8019 Pages 8018–8063

Presidential Messages: Senate received messages from the President, as follows:

PM–50—Transmitting the Tenth Annual Report on the Operation During 1975 of the Automotive Products Trade Act of 1965—referred to Committee on Finance; and

PM–51—Setting forth the Administration's approach to Foreign Assistance—referred to Committee on Foreign Relations.

PM–52—Recommending measures to reduce oil spills—referred jointly to Committees on Foreign Relations, Commerce, Science, and Transportation, and Environment and Public Works. Pages 7930, 7931

Confirmation: Senate confirmed the nomination of Gale W. McGee, of Wyoming, to be Permanent Representative of the United States to the Organization of American States, with the rank of Ambassador. Page 8065

Record Votes: Two record votes were taken today (total—61). Pages 8018, 8019

Recess: Senate met at 10 a.m. and recessed at 6:34 p.m. Page 8065

Committee Meetings

ECONOMIC STIMULUS

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 4876, making appropriations for economic stimulus programs for fiscal year ending September 30, 1977.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Agriculture, receiving testimony on behalf of funds for their respective activities from T. W. Edminster, Administrator, Agricultural Research Service; David A. Hamil, Administrator, Rural Electrification Administration; and Richard J. Aldrick, Administrator, Cooperative State Research Service, all of the Department of Agriculture.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government continued hearings on proposed budget estimates for fiscal year 1978 for general government items, receiving testimony on behalf of funds for their respective activities from John E. Hunt, Acting Director, Defense Civil Preparedness Agency; Jerome M. Rosow, Chairman, Advisory Committee on Federal Pay; Robert A. Anthony, Chairman, Administrative Conference of the United States; and John B. Benton, Executive Director, National Commission on Electronic Fund Transfers.

Subcommittee will meet again on Tuesday, March 22, to hear public witnesses.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior, receiving testimony on funds for the Bureau of Indian Affairs, from James A. Joseph, Under Secretary, and Raymond V. Butler, Acting Deputy Commissioner of Indian Affairs, both of the Department of the Interior.

Subcommittee will meet again on Tuesday, March 22.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony in closed session from Alfred D. Starbird, Assistant Administrator for National Security, and Adm. Hyman G. Rickover, Director, Division of Naval Reactors, both of the Energy Research and Development Administration.

Subcommittee will meet again on Monday, March 21.

APPROPRIATIONS—SUPPLEMENTAL

Committee on Appropriations: Subcommittee approved for full committee consideration, with amendments, District of Columbia, Labor-Health, Education, and Welfare, and foreign aid items in H.R. 4877, making supplemental appropriations for fiscal year 1977.

NAVAL PROGRAMS

Committee on Armed Services: Committee held hearings in connection with the Navy shipbuilding program having as its witness W. Graham Claytor, Jr., Secretary of the Navy; and Adm. F. H. Michaelis, Chief of Naval Material.

Also, committee received testimony on the status and future requirements of naval forces from former Sen.

Robert Taft, Jr. of Ohio; and Norman Polmar, Alexandria, Va., U.S. editor, "Jane's Fighting Ships."

Committee will meet tomorrow to receive testimony on proposed legislation relating to unionization of the Armed Forces.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development continued closed hearings on proposed military procurement authorizations for fiscal year 1978 for weapons systems, receiving testimony on bomber aircraft programs from Lt. Gen. Alton D. Slay, Deputy Chief of Staff for Research and Development, Air Force; and Maj. Gen. Eugene F. Tighe, Jr., Assistant Chief of Staff (Intelligence), Air Force.

Subcommittee recessed subject to call.

EXPORT ADMINISTRATION

Committee on Banking, Housing, and Urban Affairs: Committee began consideration of S. 69 and 92, to amend and extend the Export Administration Act, which bills include sections concerning foreign boycotts, embargoes, and exemptions on certain agricultural exports, and exports of nuclear material and technology, but did not complete action thereon and recessed subject to call.

CONGRESSIONAL BUDGET FOR 1978

Committee on the Budget: Committee continued hearings in preparation of reporting the first concurrent resolution on the fiscal year 1978 budget, receiving testimony from Thomas B. Lance, Director, Office of Management and Budget; Charles Schultze, Chairman, Council of Economic Advisers; and Michael Blumenthal, Secretary of the Treasury.

Hearings continue on Tuesday, March 22.

NASA AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology and Space resumed hearings on S. 365, authorizing funds for fiscal year 1978 for the National Aeronautics and Space Administration. Witness heard were Professor A. G. W. Cameron, Harvard College Observatory, Cambridge, Mass.; Professor Michael B. McElroy, Center for Earth and Planetary Science, Harvard University, Cambridge, Mass.; John A. Simpson, Enrico Fermi Institute, Chicago; Professor John Bahcall, Institute for Advanced Study, Princeton, N.J.; Professor James P. Friend, Drexel Institute of Technology, Philadelphia; James J. Harford, American Institute of Aeronautics and Astronautics, New York City; and Dr. T. Stephen Cheston, Georgetown University, Washington, D.C.

Hearings continue tomorrow.

ERDA AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development held hearings on proposed authorizations for fiscal year 1978 for the Energy Research and Development Administration, receiving testimony from Donald A. Beattie, Acting Assistant Administrator for Solar, Geothermal, and Advanced Energy Systems, Henry H. Marvin, Director, Division of Solar Energy, and Dr. James C. Bresee, Director, Division of Geothermal Energy, all of whom were accompanied by their associates of the Energy Research and Development Administration.

Hearings continue on Tuesday, March 22.

TAX REDUCTION

Committee on Finance: Committee continued markup of H.R. 3477, to provide for a refund of 1976 individual income taxes, to reduce individual and business income taxes, and simplify and reform certain other tax provisions, but did not complete action there and will meet again tomorrow.

Press releases summarizing tentative decisions made by the committee today and on Wednesday, March 16, are available at the committee office in 2221 Dirksen Office Building.

NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the nomination of Gale W. McGee, of Wyoming, to be Permanent Representative of the United States to the Organization of American States, with the rank of Ambassador, prior to which action the nominee testified and answered questions on his own behalf.

Committee also held hearings on the nominations of Lucy Wilson Benson, of Massachusetts, to be Under Secretary of State for Coordinating Security Assistance Programs; and John J. Gilligan, of Ohio, to be Administrator of the Agency for International Development. Senator Kennedy introduced Ms. Benson, and Senators Glenn and Metzenbaum introduced Mr. Gilligan.

DEPARTMENT OF ENERGY

Committee on Governmental Affairs: Committee continued hearings on S. 591 and 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, receiving testimony from Frank Ikard, American Petroleum Institute, Carl E. Bagge, National Coal Association, and Clyde Lilly, Atomic Industrial Forum, all of Washington, D.C.; Willis Strauss, Northern Natural Gas Association, Omaha, Nebr.; Charles Wheatley, American Public Gas Association, Washington, D.C.; and George Lawrence, American Gas Association, Arlington, Va.

Hearings continue tomorrow.

CONSTRUCTION INDUSTRY LABOR REFORM

Committee on Human Resources: Labor Subcommittee began hearings on S. 924, to provide for equal treatment of craft and industrial workers, and to establish a national framework for collective bargaining in the construction industry, receiving testimony from Secretary of Labor F. Ray Marshall; Robert A. Georgine, Building and Construction Trades Department, AFL-CIO, Washington, D.C.; Laurence F. Rooney, Associated General Contractors of America, Washington, D.C.; Robert Arquilla, National Homebuilders Association, Washington, D.C.; David Wagner, Louisville, Kentucky; and Glen Erickson, Washington, D.C.; representing the Sheet Metal and Air Conditioning Contractors National Association; Harry P. Taylor, Council of Construction Employers, Inc., Washington, D.C.; Thomas J. Walsh and David Englander, National Association of Manufacturers, Washington, D.C.; McNeill Stokes, American Subcontractors Association, Washington, D.C.; and Mike McKevitt and David Voight, both of Washington, D.C., representing the National Federation of Independent Business, Inc.

Hearings continue tomorrow.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Subcommittee on Budget Authorization resumed closed hearings on proposed fiscal year 1978 authorizations for Government intelligence activities, receiving testimony from Lt. Gen. Samuel Wilson, Director, Defense Intelligence Agency.

Subcommittee will meet again on Tuesday, March 22.

House of Representatives

Chamber Action

Bills Introduced: 64 public bills, H.R. 5165–5228; 2 private bills, H.R. 5229 and 5230; and 16 resolutions, H.J. Res. 332–335, H. Con. Res. 164–167, and H. Res. 412–419, were introduced. Pages 7909–7912

Bills Reported: Reports were filed as follows:

Report entitled "Subdivision to subcommittees of budget totals agreed to in Third Concurrent Resolution on the Budget (S. Con. Res. 10) for fiscal year 1977" (H. Rept. 95–85); and

H.R. 3437, Vocational Education Technical Amendments, amended (H. Rept. 95–86). Page 7909

Late Report: Committee on Education and Labor received permission to file a report by midnight Friday, March 18, on H.R. 3712, Library Services and Construction Act Authorization. Page 7854

Subcommittee To Sit: Subcommittee on Immigration, Citizenship, and International Law of the Committee on the Judiciary received permission to sit today during proceedings of the House under the 5-minute rule. Page 7855

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of March 23. Page 7856

Meeting Hour: By unanimous consent, the House will meet at noon on Wednesday, March 23. Page 7856

Romania: By a voice vote, the House agreed to S. Con. Res. 12, to assist the people of Romania. Pages 7856, 7857

Committee To Sit: Select Committee on Assassinations received permission to sit today during proceedings of the House under the 5-minute rule. Page 7859

Late Report: Committee on Science and Technology received permission to file a report by midnight Friday, March 18, on H.R. 3965, to authorize research, development, and demonstration projects relating to aviation. Page 7859

NASA Authorization: By a yea-and-nay vote of 338 yeas to 44 nays, Roll No. 83, the House passed H.R. 4088, authorizing appropriations to the National Aeronautics and Space Administration.

Rejected a motion to recommit the bill to the Committee on Science and Technology.

Agreed to the committee amendment in the nature of a substitute as amended by:

An amendment requiring annual disclosure by NASA officials and employees of any financial interest held in any "person" subject to the provisions of this Act; and

An amendment, as amended (agreed to by a division vote of 65 ayes to 10 noes), that prohibits funds to be used for SST design or procurement.

H. Res. 405, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 389 yeas, Roll No. 82. Pages 7858–7885

Late Reports: Committee on House Administration received permission to file certain privileged reports by midnight Friday, March 18. Page 7885

Adjournment: Adjourned at 2:29 p.m.

Committee Meetings

RETIREMENT AGE POLICIES

Select Committee on Aging: Continued hearings on retirement age policies. Testimony was heard from Representatives Waxman and Findley; and representatives of National Council of Senior Citizens; American Institutes for Research; Gray Panthers; and American Civil Liberties Union.

SLAUGHTERED RABBITS INSPECTION—FLUE-CURED TOBACCO QUOTAS

Committee on Agriculture: Met and ordered reported favorably to the House the following bills:

H.R. 2521 as amended, to provide for the mandatory inspection of domesticated rabbits slaughtered for human food; and

H.R. 3416, to provide that leasing of flue-cured tobacco marketing quotas after June 15 apply to farms with at least 80 percent of allotment planted for such year.

By a vote of 11 to 21, the Committee voted against reporting H.R. 3367, special grazing and hay program for wheat acreage.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Rural Electrification Administration.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on recruiting costs: Office of the Secretary of Defense, Army, Navy, and Air Force.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on American schools and hospitals abroad; technical assistance, energy, research, reconstruction and selected development problems; and international disaster assistance.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on Consumer Product Safety Commission.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held hearings on the Trust Territory.

HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on Health Resources Administration; and Health Manpower.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held hearings on Army realinement and Army program.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held an executive hearing on weapons activities, special materials production, laser fusion, and safeguards.

JUSTICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and the Judiciary held hearings on U.S. Attorneys and Marshals; fees and expenses of witnesses; and community relations services.

TRANSPORTATION APPROPRIATION

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Urban Mass Transit Authority.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held a hearing on the Advisory Commission on Intergovernmental Relations; and Wage and Price Stability.

MILITARY PROCUREMENT AUTHORIZATION

Committee on Armed Services: Continued hearings on the fiscal year 1978 military procurement authorization request. Testimony was heard from Edwin Greiner, Acting Assistant Secretary (I&L) and Maj. Gen. Philip R. Feir, Assistant Deputy Chief of Staff for Research, Development and Acquisition, Department of the Army.

Hearings continue Monday, March 21.

EMPLOYMENT AND TRAINING

Committee on the Budget: Task Force on Human Resources held a hearing on Administration employment and training proposals for fiscal year 1978. Testimony was heard from Under Secretary of Labor Robert J. Brown.

BLACK LUNG REFORM

Committee on Education and Labor: Continued hearings on black lung reform. Testimony was heard from Donald Elisbury, Assistant Secretary of Labor for Employment Standards.

CHILD NUTRITION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 1139, to extend for 5 years certain child nutrition programs under the National School Lunch Act and the Child Nutrition Act. Testimony was heard from public witnesses.

EMPLOYEE BENEFIT ADMINISTRATION ACT

Committee on Education and Labor: Subcommittee on Labor Standards-Pension Task Force held a hearing on H.R. 4340, Employee Benefit Administration Act of 1977, with testimony from public witnesses.

REORGANIZATION PLANS—REDWOOD NATIONAL PARK

Committee on Government Operations: Met and ordered reported favorably to the House H.R. 5045, to extend Presidential authority to submit Government reorganization plans to Congress; and

Report entitled: "Protecting Redwood National Park".

DAM SAFETY

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources continued hearings on dam safety with testimony from public witnesses.

COMMITTEE FUNDS

Committee on House Administration: Met and ordered reported favorably to the House resolutions providing for the expenses and investigations of the following committees:

H. Res. 280, Committee on Banking, Finance and Urban Affairs;

H. Res. 189, Committee on Rules;

H. Res. 298, Committee on Agriculture;

H. Res. 310, Committee on Armed Services;

H. Res. 343, Ad Hoc Select Committee on Outer Continental Shelf;

H. Res. 378, Committee on Interior and Insular Affairs; and

H. Res. 370, Committee on Small Business;

H. Res. 382, Select Committee on Aging; and also

H. Res. 393, authorizing additional funds for the leadership offices; and

S. Con. Res. 8, authorizing the printing of the committee print entitled "The Accounting Establishment" as a Senate document.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and reviewed consultant contracts.

ALASKA NATURAL GAS TRANSPORTATION ACT

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held an oversight hearing on the Alaska Natural Gas Transportation Act of 1976. Testimony was heard from Representative Young of Alaska and public witnesses.

Hearings continue tomorrow.

ECONOMIC ASSISTANCE FOR AFRICA

Committee on International Relations: Subcommittee on Africa held a hearing on fiscal year 1978 economic assistance program for Africa. Testimony was heard from Haven North, Acting Assistant Administrator, African Bureau, AID.

Hearings continue tomorrow.

PEACE CORPS AUTHORIZATION

Committee on International Relations: Subcommittee on International Development held a hearing on the Peace Corps authorization for fiscal year 1978. Testimony was heard from Sam Brown, Director, Mary E. King, Deputy Director, John Dellenback, Associate Director for International Operations, and Emerson Markham, Budget Director, ACTION.

HEALTH PROGRAMS

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House the following bills:

H.R. 4974, Health Planning, Health Services Research, Statistics and Medical Libraries Extension Act of 1977;

H.R. 4975 as amended, Biomedical Research Extension Act of 1977; and

H.R. 4976 as amended, Health Services Extension Act of 1977.

FOREIGN ECONOMIC AND SECURITY ASSISTANCE

Committee on International Relations: Concluded hearings on Executive Branch fiscal year 1978 request for foreign economic and security assistance. Testimony was heard from Deputy Secretary of Defense Duncan; and Chairman of Joint Chiefs of Staff Brown.

COMMITTEE ORGANIZATION

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held an organizational meeting.

FOREIGN ASSISTANCE

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held a hearing on fiscal year 1978 foreign assistance legislation. Testimony was heard from Robert B. Oakley, Deputy Assistant Secretary of State for East Asian and Pacific Affairs.

EL SALVADOR ELECTIONS

Committee on International Relations: Subcommittee on International Organizations held a hearing on recent presidential elections in El Salvador; implications for U.S. foreign policy. Testimony was heard from Antonio Morales Erlich, Vice Presidential candidate, UNO Party of El Salvador.

LAW OF THE SEA CONFERENCE

Committee on Merchant Marine and Fisheries: Met for briefing by Ambassador Elliot L. Richardson, Special Representative of the President for the Law of the Sea Conference.

DEEP SEABED HARD MINERALS ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on H.R. 3350 and related bills, Deep Seabed Hard Minerals Act. Testimony was heard from Dr. William Fisher, and Jack Carlson, former assistant secretaries of Interior.

Hearings continue tomorrow.

UNITED STATES-CANADA RECIPROCAL FISHERIES AGREEMENT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held hearings on legislation to give Congressional approval to the United States-Canada

Reciprocal Fisheries Agreement. Testimony was heard from officials of Departments of Commerce and State.

MERCHANT MARINE MISCELLANY

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment met and approved for full committee action the following bills:

H.R. 2817, to provide for certain additions to the Tinicum National Environmental Center;

H.R. 4140, to extend the provisions of the Fishermen's Protective Act of 1967, relating to the reimbursement of seized commercial fishermen, until October 1, 1980;

H.R. 4141 amended, to extend until October 1, 1980, the appropriation authorization for Seal Beach, Great Dismal Swamp, and San Francisco Bay National Wildlife Refuge; and

H.R. 4954 amended, to give Congressional approval to the United States-Canadian Reciprocal Fisheries Agreement.

AGRICULTURAL CENSUS AMENDMENTS

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on H.R. 682 and 688, Agricultural Census Amendments. Testimony was heard from Representatives Simon, Rose, and Smith of Iowa; and Howard Hjort, Director of Agricultural Economics.

VETERANS PREFERENCE

Committee on Post Office and Civil Service: Subcommittee on Civil Service met for briefing on veterans preference by Arch S. Ramsay, Director, Bureau of Recruitment and Examination, U.S. Civil Service Commission.

EPA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Environment and Atmosphere met and approved for full committee action H.R. 5101 as amended, to authorize appropriations for activities of the Environmental Protection Agency.

DOT GROUND TRANSPORTATION R&D PROGRAMS

Committee on Science and Technology: Subcommittee on Transportation, Aviation, and Weather continued hearings on fiscal year 1978 DOT ground transportation research and development programs. Testimony was heard from Dr. Gerald D. Love, Associate Administrator, Federal Highway Administration.

Hearings continue Tuesday, March 22.

RECOMBINANT DNA RESEARCH ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and Environment concluded hearings on H.R. 4759, Recombinant DNA Research Act of 1977. Testimony was heard from officials of NIH; USDA; EPA; and public witnesses.

GRAND JURY REFORM ACT

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law held a hearing on H.R. 94, Grand Jury Reform Act of 1977. Testimony was heard from Richard E. Gerstein, State's Attorney, Metropolitan Dade County, representing American Bar Association; and a panel representing Grand Jury Project; Rutgers University School of Law; Center for National Security Studies; and Center for Constitutional Rights.

CONTU EXTENSION—LEGAL SERVICES CORPORATION AMENDMENTS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on H.R. 4836, to extend the life of the Commission on New Technological Uses of Copyrighted Works. Testimony was heard from Arthur Miller, Professor of Law, Harvard University; and Arthur Levine, Executive Director, CONTU.

Following the hearing, the subcommittee approved for full committee action H.R. 4836 (title above); and

A clean bill in lieu of H.R. 3719, Legal Services Corporation Amendments of 1977.

Friday, March 18, 1977

Senate

Chamber Action

Routine Proceedings, pages 8101–8148

Bills Introduced: 16 bills and 3 resolutions were introduced, as follows: S. 1035–1050; S.J. Res. 39; and S. Res. 119 and 120. Pages 8106, 8117, 8118

Bill Reported: Report was made as follows:

S. 106, to further the conservation, protection, and enhancement of the Nation's land, water, and related resources, with amendments (S. Rept. 95–59). Page 8106

Bill Referred: H.R. 4088, NASA authorizations, was referred to Committee on Commerce, Science, and Transportation. Page 8106

Amendments Submitted for Printing: Page 8118

Senate Code of Conduct: Senate continued consideration of S. Res. 110, to establish a code of official conduct for Members, officials, and employees of the Senate. By 65 yeas to 15 nays, Senate tabled Durkin unprinted amendment No. 85, to maintain the 15-percent limit on outside income, including honoraria. Page 8153

Pending at recess was Muskie amendment No. 93, dealing with outside income and establishment of trusts. Page 8156

Also during today's proceedings, Senate, by 78 yeas to 2 nays, agreed to motion to direct the Sergeant at Arms to request the attendance of absent Senators. Page 8148 Pages 8148–8169

Presidential Message: Senate received a message from the President transmitting Second Annual Annual Report on Mobile Home Standards—referred to Committee on Banking, Housing, and Urban Affairs. Page 8106

Vice Presidential Appointments: Vice President made appointments, as follows:

Senators Metcalf, Hathaway, Leahy, Durkin, Curtis, Pearson, and Stevens to the Canada-United States Interparliamentary Conference to be held in Victoria, British Columbia, May 27–31, 1977; and

Senators Bentsen and Morgan to the Mexico-United States Interparliamentary Conference to be held in Guaymas, Mexico, May 27–31, 1977. Page 8106

Aging Committee Report: Time was extended until March 31, 1977, for Special Committee on Aging to file its annual report. Page 8106

Confirmations: Senate confirmed the following nominations:

Arnold H. Packer, of Maryland, Eula Bingham, of Ohio, and Francis X. Burkhardt, of Maryland, each to be an Assistant Secretary of Labor;

Alexis M. Herman, of Georgia, to be Director of the Women's Bureau, Department of Labor; and

Lyle E. Gramley, of Maryland, and William D. Nordhaus, of Connecticut, each to be a member of the Council of Economic Advisers. Page 8178

Nominations: Senate received the following nominations:

Joseph D. Duffey, of the District of Columbia, to be an Assistant Secretary of State;

Roger C. Altman, of New York, to be an Assistant Secretary of the Treasury;

William J. Beckham, Jr., of Michigan, to be an Assistant Secretary of the Treasury;

Malcolm Rupert Cutler, of Michigan, to be an Assistant Secretary of Agriculture;

Malcolm Rupert Cutler, of Michigan, to be a member of the Board of Directors of the Commodity Credit Corporation;

Sidney Harman, of New York, to be Under Secretary of Commerce;

Joan Buckler Claybrook, of Maryland, to be Administrator of the National Highway Traffic Safety Administration;

Frank Press, of Massachusetts, to be Director of the Office of Science and Technology Policy.

The following-named citizens of the District of Columbia to be Associate Judges of the Superior Court of the District of Columbia: Gladys Kessler, Robert McCance Scott, Robert Alan Shuker, Annice McBryde Wagner, and Paul Rainey Webber III; and

One Army, one Air Force, and one Marine Corps, each in the rank of General; and sundry Army, Navy, Air Force, and Marine Corps nominations. Pages 8169–8178

Record Votes. Two record votes were taken today (total—63). Pages 8148, 8157

Recess: Senate met at 1:30 p.m. and recessed at 6:12 p.m. Page 8169

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed closed hearings on proposed budget estimates for fiscal year 1978 for the defense establishment, receiving testimony from Edward A. Miller, Assistant Secretary for Research and Development; and Lt. Gen. Howard H. Cooksey, Deputy Chief of Staff for Research, Development and Acquisition, both of the Department of the Army.

Subcommittees on Defense and Military Construction will hold joint hearings on Monday, March 21, on the administration's proposal to close the Uniformed Services University of the Health Sciences.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Agriculture and related agencies receiving testimony on behalf of funds for their respective activities from William T. Bagley, Chairman, Commodity Futures Trading Commission, and Sherwin Gardner, Acting Commissioner, Food and Drug Administration, Department of Health, Education, and Welfare.

Subcommittee will meet again on Monday, March 28, to hear public witnesses.

APPROPRIATIONS—HEALTH

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Health, Education and Welfare, receiving testimony on behalf of funds for their respective activities from Dr. Francis N. Waldrop, Deputy Administrator, Alcohol, Drug Abuse, and Mental Health Administration; and Dr. Harold Mar-

gulies, Deputy Administrator, Health Resources Administration, Department of HEW.

Subcommittee will meet again on Monday, March 21.

APPROPRIATIONS—SUPPLEMENTAL

Committee on Appropriations: Subcommittee approved for full committee consideration, with amendments, Treasury, Postal Service and General Government items in H.R. 4877, making supplemental appropriations for fiscal year 1977.

ARMED FORCES UNIONIZATION

Committee on Armed Services: Committee held hearings to consider proposed legislation relating to unionization of the Armed Forces, receiving testimony from Secretary of Defense Harold Brown, and Secretary of the Navy W. Graham Claytor, Jr.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of Robert Campbell Embry, Jr., of Maryland, and Lawrence B. Simons, of New York, each to be an Assistant Secretary, and Jay Janis, of Florida, to be Under Secretary, all of the Department of Housing and Urban Development. Senator Sarbanes introduced Mr. Embry; Senators Stone and Chiles introduced Mr. Janis; and the nominees testified and answered questions on their own behalf.

OIL TANKER SAFETY STANDARDS

Committee on Commerce, Science, and Transportation: Committee continued hearings on legislation to create mandatory safety requirements for all oil tankers that engage in U.S. or foreign commerce (S. 182, 568, 682, 715, and 989), receiving testimony from Secretary of Transportation Brock Adams; Patsy T. Mink, Assistant Secretary of State-designate for Oceans and International Environmental and Scientific Affairs; Elliot L. Richardson, Ambassador At-Large to the Law of the Sea Conference; John Nachtsheim, Assistant Administrator for the Maritime Administration, Department of Commerce; and Charles Hugh Warren, Council on Environmental Quality.

Hearings were recessed subject to call.

OCEAN SHIPPING

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine and Tourism held oversight hearings on ocean shipping practices, receiving testimony from Karl E. Bakke, Chairman, Federal Maritime Commission; Charles I. Hiltzheimer, Sealand Service, Inc., Elizabeth, N.J.; and Herbert Brand, Transportation Institute, Washington, D.C.

Hearings continue on Friday, March 25.

NASA AUTHORIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology and Space concluded hearings on S. 365, authorizing funds for fiscal year 1978 for the National Aeronautics and Space Administration, receiving testimony from Dr. L. J. Lanzerotti, Bell Telephone Laboratories, Murray Hill, N.J.; Hugh Downs, National Space Institute, Arlington, Va.; Clifton von Kann, Air Transport Association, Washington, D.C.; and Howard and Harriet Kurtz, War Control Planners, Inc., Washington, D.C.

Subcommittee will meet on Thursday, March 31 to begin markup of this bill.

OUTER CONTINENTAL SHELF MANAGEMENT

Committee on Energy and Natural Resources: Committee resumed hearings on S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, receiving testimony from Linda Billings, Sierra Club; Ann Graham, National Audubon Society, and Leonard Meeker, Center for Law and Social Policy, all of Washington, D.C.; Sarah Chasis, Natural Resources Defense Council, New York City; and Douglas L. Foy, Conservation Law Foundation of New England, Inc., Boston.

Hearings continue on Tuesday, April 19.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Robert L. Herbst, of Minnesota, to be Assistant Secretary of the Interior for Fish and Wildlife, receiving testimony from Robert Wagner, American Association of Zoological Parks and Aquariums, Wheeling, West Virginia; Leon Eplan, American Institute of Planners, Atlanta; and Lewis Regenstein, Fund for Animals; John Gottschalk, International Association of State Fish and Wildlife Agencies; William E. Towell, American Forestry Association; Thomas Kimball, National Wildlife Federation; Daniel Poole, Wildlife Management Institute; Juanitz Alzerez, Environmental Defense Fund; and Toby Cooper, Defenders of Wildlife, all of Washington, D.C.

TAX REDUCTION

Committee on Finance: Committee continued markup of H.R. 3477, to provide for a refund of 1976 individual income taxes, to reduce individual and business income taxes, and simplify and reform certain other tax provisions, but did not complete action thereon and will meet again on Monday, March 21.

Press release summarizing tentative decisions made by the committee today is available at the committee office in 2221 Dirksen Office Building.

FOREIGN ECONOMIC POLICY

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy resumed oversight hearings on major international economic issues facing the United States, receiving testimony from Richard Cooper, Under Secretary of State-designate for Economic Affairs.

Hearings were recessed subject to call.

DEPARTMENT OF ENERGY

Committee on Governmental Affairs: Committee continued hearings on S. 591 and 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, receiving testimony from Stuart Udall, Washington, D.C.; Sheldon Kinse, National Wildlife Federation, Gregory Thomas, Sierra Club, Jeffery Knight, Friends of the Earth, and Ivan Tether, Environmental Law Institute, all of Washington, D.C.

Hearings continue on Tuesday, March 22.

HEALTH ASSISTANCE PROGRAMS

Committee on Human Resources: Subcommittee on Health and Scientific Research approved for full committee consideration with an amendment in the nature of a substitute S. 755, extending through fiscal year 1978 all expiring health programs under the Public Health Service Act, and the Community Mental Health Centers Act.

CONSTRUCTION INDUSTRY LABOR REFORM

Committee on Human Resources: Labor Subcommittee continued hearings on S. 924, to provide for equal treatment of craft and industrial workers, and to establish a national framework for collective bargaining in the construction industry, receiving testimony from Robert A. Georgine, Building and Construction Trades Department, AFL–CIO, Washington, D.C.; Robert Arquilla, National Homebuilders Association, Washington, D.C.; David Wagner, Louisville, Kentucky, and Glen Erickson, Washington, D.C., representing the Sheet Metal and Air Conditioning Contractors National Association; Donald V. Mariutto, representing the Tile Contractors Association of American, Inc., Washington, D.C.; Mike McKevitt, National Federation of Independent Business, Inc., Washington, D.C.; Clarence Mitchell, Washington, D.C. Bureau, NAACP; and Charles W. Bailey, National Right to Work Committee, Washington, D.C.

Hearings continue on Tuesday, March 22.

SUBCOMMITTEE BUSINESS

Select Committee on Intelligence: Ad Hoc Subcommittee on Charters and Guidelines met in closed session to discuss subcommittee business and future activities, but made no announcement and agreed to meet again next week, date and time to be announced.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, March 21.

Committee Meetings

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Office of the General Counsel.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Guam, Virgin Islands, and Samoa.

HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Assistant Secretary for Health; retirement pay and medical benefits for commissioned officers; and scientific activities overseas.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Army realinement.

JUSTICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and Judiciary held a hearing on the Federal Bureau of Investigation.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on Urban Mass Transit Authority.

ALASKA NATURAL GAS TRANSPORTATION ACT

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held an oversight hearing on the Alaska Natural Gas Transportation Act of 1976, with testimony from public witnesses.

Hearings continue Tuesday, March 29.

AFRICA ECONOMIC ASSISTANCE

Committee on International Relations: Subcommittee on Africa held a hearing on fiscal year 1978 economic assistance program for Africa. Testimony was heard from Haven North, Africa Bureau, AID; and William

H. Lewis, Bureau of African Affairs, Department of State.

FPC ADVERSE PERSONNEL ACTIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on adverse personnel actions against professional staff members at the Federal Power Commission. Testimony was heard from Richard Dunham, Chairman, and other FPC officials.

DEEP SEABED HARD MINERALS ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography continued hearings on H.R. 3350, Deep Seabed Hard Minerals Act, with testimony from public witnesses.

Monday, March 21, 1977

Senate

Chamber Action

Routine Proceedings, pages 8242–8333

Bills Introduced: 21 bills and 4 resolutions were introduced, as follows: S. 1051–1071; S.J. Res. 40; S. Con. Res. 15; and S. Res. 121–122. Pages 8244, 8245, 8261

Bills Reported: Reports were made as follows:

S 1051, to eliminate recordkeeping requirements and supervision fees established by the U.S. Grain Standards Act of 1976, and to establish a temporary committee to advise the Federal Grain Inspection Service Administrator (S. Rept. 95-60) (filed on March 18, during recess of the Senate);

S. 1070, to authorize additional funds for housing assistance for lower income Americans in fiscal year 1977, and to extend the Federal riot reinsurance and crime insurance programs (S. Rept. 95-61) (together with additional views); and

S. Res. 121, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1025, to increase authorizations for the Securities and Exchange Commission for fiscal year 1977 (without written report) (referred to Committee on the Budget). Page 8261

Amendments Submitted for Printing: Pages 8262–8264

Senate Code of Conduct: Senate continued consideration of S. Res. 110, to establish a code of official conduct for Members, officials, and employees of the Senate. Pending at recess was Muskie amendment No. 93, to require that a Senator's outside income in excess of 15 percent of his Senate salary be placed in trust. By unanimous consent, it was agreed that at 5 p.m. on Tuesday, March 22, vote will be taken on this amendment, following disposition of which 1 hour of debate will occur on Muskie amendment No. 92, to eliminate proposed 15 percent limitation on outside earned income, to be followed by vote thereon. It was also agreed that following disposition of these two amendments Senator Weicker will be recognized to call up an amendment. Pages 8333–8355

Nominations: Senate received the following nominations:

Matthew Nimetz, of New York, to be Counselor of the Department of State;

Herbert J. Hansell, of Ohio, to be Legal Adviser of the Department of State;

W. Michael Blumenthal, of Michigan, to be United States Governor of the International Monetary Fund and United States Governor of the International Bank for Reconstruction and Development; a Governor of the Inter-American Development Bank; and United States Governor of the Asian Development Bank and United States Governor of the African Development Fund;

Jerome Kurtz, of Pennsylvania, to be Commissioner of Internal Revenue;

David Emerson Mann, of Maryland, to be an Assistant Secretary of the Navy;

Harry K. Schwartz, of Pennsylvania, to be an Assistant Secretary of Housing and Urban Development;

Donna Edna Shalala, of New York, to be an Assistant Secretary of Housing and Urban Development; and

Numerous Air Force nominations in the rank of General. Page 8357

Nomination—Change of Reference: Senate vitiated its action of Friday, March 18, when it jointly referred the nomination of Frank Press, of Massachusetts, to be Director of the Office of Science and Technology Policy, and the nomination was then referred to Committee on Commerce, Science, and Transportation. Page 8356

Recess: Senate met at 1:15 p.m. and recessed at 6:50 p.m. Page 8357

Committee Meetings

NOMINATION

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nomination of Carol Tucker Foreman, of the District of Columbia, to be an Assistant Secretary of Agriculture, and a Member of the Board of Directors of the Commodity Credit Corporation after the nominee gave additional testimony and answered questions on her own behalf.

Also, committee adopted its rules of procedure for the 95th Congress.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee held hearings on proposed budget estimates for fiscal year 1978 for the Department of Health, Education, and Welfare, receiving testimony in behalf of funds for their respective activities from Dr. Philip E. Austin, Acting Assistant Secretary for Education; Harold L. Hodgkinson, Director, National Institute of Education; Edward T. York, Jr., Deputy Commissioner for Management, Office of Education; and Dr. James Dixon III, Acting Assistant Secretary for Health, all of the Department of HEW.

Subcommittee will meet again on Wednesday, March 23.

APPROPRIATIONS—NASA

Committee on Appropriations: Subcommittee on HUD—Independent Agencies resumed hearings on proposed budget estimates for fiscal year 1978 for the National Aeronautics and Space Administration, receiving testimony from its Administrator, James C. Fletcher.

Subcommittee will meet again on Monday, March 28.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony from Dr. James S. Kane, Office of the Assistant Administrator for Solar, Geothermal and Advanced Energy Systems, Dr. Gene G. Mannella, Acting Assistant Administrator for Conservation, Merwyn C. Greer, Controller, and Dr. James L. Liverman, Assistant Administrator for Environment and Safety, all of the Energy Research and Development Administration.

Subcommittee recessed subject to call.

UNIFORMED SERVICES UNIVERSITY OF THE HEALTH SCIENCES

Committee on Appropriations: Subcommittees on Defense and Military Construction held joint hearings on the Administration's proposal to close the Uniformed Services University of the Health Sciences. Witnesses heard were Robert N. Smith, Assistant Secretary of Defense for Health Affairs; David Packard, Chairman of the Board of Regents and Acting President, Uniformed Services University of the Health Sciences; and several public witnesses.

Hearings were recessed subject to call.

ELECTRONIC FUND TRANSFERS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions held oversight hearings on the report of the National Commission on Electronic Fund Transfers entitled: "EFT and the Public Interest". Witnesses heard were John F. Fisher, City National Bank and Trust Company, Columbus, Ohio; David L. Smith, Glendale Federal Savings, Glendale, California; Paul Anthony Willax, Erie County Savings Bank, Buffalo; Donald J. MacKinnon, Dearborn Federal Credit Union, Dearborn, Michigan; H. R. Lively, Sears, Roebuck and Co., Washington, D.C.; Paul R. Kaltinick, J. C. Penney Co., Inc., New York City; Timothy Hammonds, Food Marketing Institute, Chicago; and John F. Lee, The New York Clearing House Association, New York City.

Hearings continue tomorrow.

AIR TRANSPORTATION REFORM

Committee on Commerce, Science and Transportation: Subcommittee on Aviation began hearings on bills proposing regulatory reform in the air transportation industry, including S. 292 and 689. Witnesses heard were Senator Kennedy; John E. Robson, Chairman, and R. Tenney Johnson, and Lee West, Members, all of the Civil Aeronautics Board.

Hearings continue tomorrow.

DOMESTIC TELECOMMUNICATIONS

Committee on Commerce, Science and Transportation: Subcommittee on Communications held oversight hearings to inquire into domestic communications common carrier policies (i.e., telephones, computers, etc.). Witnesses heard were Senators Hart and Hansen; Richard E. Wiley, Chairman, Federal Communications Commission; John D. deButts, American Telephone and Telegraph Company, New York City; and Dr. Alfred E. Kahn, New York Public Service Commission, Albany.

Hearings continue tomorrow.

COAL UTILIZATION

Committee on Energy and Natural Resources: Energy Production and Supply Subcommittee held hearings on S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and in major industrial installations, receiving testimony from John O'Leary, Federal Energy Administrator.

Hearings continue on Tuesday, March 29.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of James Gustave Speth, of the District of Columbia, to be a member of the Council on Environmental Quality, after the nominee testified and answered questions on his own behalf.

Committee will consider this nomination and other committee business on Wednesday, March 23.

TAX REDUCTION

Committee on Finance: Committee ordered favorably

reported with amendments H.R. 3477, to provide for a refund of 1976 individual income taxes, to reduce individual and business income taxes, and simplify and reform certain other tax laws.

Press release summarizing decisions made by the committee today concerning this bill is available at the committee office in 2221 Dirksen Office Building.

LAW OF THE SEA BRIEFING

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans, and International Environment received a briefing in closed session from Ambassador Elliot Richardson, Special Representative of the President for the Law of the Sea Conference, and Chief of Delegation on developments of the informal Evensen Law of the Sea Consultative Group.

Subcommittee recessed subject to call.

STATE DEPARTMENT AUTHORIZATIONS

Committee on Foreign Relations: Subcommittee on International Operations held hearings on supplemental authorization requests for fiscal year 1977 for the Department of State, receiving testimony from John M. Thomas, Assistant Secretary for Administration, Charles William Maynes, Assistant Secretary-designate for International Organization Affairs, and Patricia Derian, Coordinator-designate for Human Rights and Humanitarian Affairs, all of the Department of State; Arnold Beichman, Committee for an Effective UNESCO, New York City; and Sarah Power, U.S. National Commission for UNESCO, Washington, D.C.

Hearings were adjourned subject to call.

UNION BENEFITS

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings on severance pay-life insurance plans adopted by union locals, and to release a subcommittee staff study made in connection with such plans. Witnesses heard were Sidney B. Glaser, accompanied by Gerald Lener, Murray Zaroff, and George Perla, all of the New York State Insurance Department, Albany; and Michael Aguirre, Assistant Counsel of the Subcommittee.

Hearings were recessed subject to call.

EDUCATION OF THE HANDICAPPED

Committee on Human Resources: Subcommittee on the Handicapped held hearings on S. 725, authorizing funds through fiscal year 1982 for programs for education of handicapped children, receiving testimony from Willard H. McGuire, National Education Association, Washington, D.C.; John A. Nesbitt, National Consortium on Physical Education and Recreation for the Handicapped, University of Iowa; and Phyllis M. Wyeth, Arts for the Handicapped, Inc., Wilmington, Delaware.

Also, subcommittee held oversight hearings on the implementation of the Developmentally Disabled Assistance and Bill of Rights Act (P.L. 94-103), receiving testimony from Mr. and Mrs. Frank Selelyo, Dayton; Allan R. Cohen, National Conference on Developmental Disabilities, Richmond, Va.; and Margaret Cauffield, Washington, D.C.

Subcommittee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 58 public bills, H.R. 5231–5288; 3 private bills, H.R. 5289–5291; and 7 resolutions, H.J. Res. 336, H. Con. Res. 168–170, and H. Res. 420–422, were introduced. Pages 8239–8241

Bills Reported: Reports were filed as follows:

H. Res. 189, providing funds for the Committee on Rules (H. Rept. 95–87);

H. Res. 280, to provide for expenses of investigations and studies to be conducted by the Committee on Banking, Finance and Urban Affairs (H. Rept. 95–88);

H. Res. 298, to provide funds for the expenses of the investigations and studies to be conducted by the Committee on Agriculture (H. Rept. 95–89);

H. Res. 310, to provide for the expenses of investigations and studies to be conducted by the Committee on Armed Services (H. Rept. 95–90);

H. Res. 343, to provide for the expenses of investigations and studies to be conducted by the Ad Hoc Select Committee on the Outer Continental Shelf (H. Rept. 95–91);

H. Res. 370, to provide funds for the further expenses of the investigations and studies of the Committee on Small Business (H. Rept. 95–92);

H. Res. 378, providing for the expenses for the first session activities of the Committee on Interior and Insular Affairs (H. Rept. 95–93);

H. Res. 382, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Aging (H. Rept. 95–94);

H.R. 3965, to authorize research, development, and demonstration projects relating to aviation (H. Rept. 95–95);

H.R. 4250, to protect the economic rights of labor in the building and construction industry by providing for equal treatment of craft and industrial workers and to establish collective-bargaining procedures in the construction industry (H. Rept. 95–96);

H.R. 3712, to amend the Library Services and Construction Act to extend the authorizations of appropriations contained in such Act (H. Rept. 95–97);

H.R. 4991, to authorize appropriations for activities of the National Science Foundation (H. Rept. 95–98); all of the foregoing reports were filed on Friday, March 18, 1977;

H. Con. Res. 142, urging the Canadian Government to reassess its policy permitting the killing of new-born harp seals (H. Rept. 95–99);

H. Con. Res. 97, expressing the concern of Congress regarding the harassment of Soviet Jews and other minorities, amended (H. Rept. 95–100); and

H. Res. 393, providing administrative funds for the House, amended (H. Rept. 95–101). Page 8239

Presidential Messages: Read the following messages from the President:

Foreign aid: Message transmitting to Congress the President's proposals for our foreign aid program—referred to the Committee on International Relations;

Oil spills: Message transmitting to Congress a series of measures designed to reduce marine oil spills—referred to the Committee on Merchant Marine and Fisheries and the Committee on Public Works and Transportation and ordered printed (H. Doc. 95–104); and

Mobile home standards: Message transmitting to Congress the Second Annual Report on Mobile Home Standards—referred to the Committee on Banking, Finance and Urban Affairs. Pages 8185–8187

Library Services and Construction: By a yea-and-nay vote of 368 yeas to 1 nay, Roll No. 84, the House voted to suspend the Rules and pass H.R. 3712, to amend the Library Service and Construction Act to extend the authorization of appropriations contained in such Act. Pages 8187–8192

Taxes: The following bills from the Committee on Ways and Means were called up, considered, and passed:

Duty-free aircraft engines: H.R. 422, to provide duty-free treatment of any aircraft engine used as a temporary replacement for an aircraft engine being overhauled within the United States if duty was paid on such replacement engine during a previous importation;

Duty-free carillon bells: H.R. 1404, to provide duty-free treatment for 33 carillon bells for Smith College, Northampton, Mass.; and

Duty-free horses: H.R. 3259, amended, to continue to suspend for a temporary period the import duty on certain horses. Pages 8192–8196

Unemployment Compensation: By a yea-and-nay vote of 327 yeas to 63 nays, Roll No. 87, the House passed H.R. 4800, to extend the Emergency Unemployment Compensation Act of 1974, and to revise the trigger provisions in such Act.

Rejected a motion to recommit the bill to the Committee on Ways and Means.

H. Res. 411, the rule under which the bill was considered was adopted earlier by a yea-and-nay vote of 236 yeas to 141 nays, Roll No. 86. Agreed to the previous question on the rule by a yea-and-nay vote of 213 yeas to 164 nays, Roll No. 85. Pages 8196–8217

Late Report: Committee on House Administration received permission to file a report by midnight tonight on H. Res. 393, providing administrative funds for the House. Page 8217

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 8238

Adjournment: Adjourned at 3:28 p.m.

Committee Meetings

AGRICULTURE RESEARCH

Committee on Agriculture: Subcommittee on Department Investigations, Oversight, and Research began hearings on H.R. 4863, 4394, and related bills, Agriculture research legislation. Testimony was heard from Representatives Wampler and Thornton and public witnesses.

Hearings continue tomorrow.

FOOD STAMPS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition began hearings on food stamp legislation. Testimony was heard from Representatives Coleman and Michel, and public witnesses.

Hearings continue tomorrow.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on the Soil Conservation Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Army overobligation.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on AID operating expenses and Foreign Service Retirement and Disability Fund; Housing Guaranty Program and Overseas Training.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held hearings on Indian claims; Navajo/Hopi; Indian education and Indian health.

EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on elementary and secondary education.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on military construction held a hearing on medical.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on environmental research and development; Life Sciences; and NRC facilities.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held a hearing on Office of Telecommunications Policy; and Office of Federal Procurement Policy.

AIRCRAFT PROCUREMENT—NAVY

Committee on Armed Services: Met and approved reprograming request to transfer $66.9 million from Weapons Procurement—Navy, to provide funds for the F-14 Operational Readiness Improvement Program. Testimony was heard from Vice Adm. F. C. Turner, Deputy Chief of Naval Operations.

MILITARY PROCUREMENT

Committee on Armed Services: Continued hearings on the fiscal year 1978 military procurement authorization request with testimony from Vice Adm. F. C. Turner.

Hearings continue tomorrow.

BUDGET ALTERNATIVES

Committee on the Budget: Task Forces on Human Resources and Community and Physical Resources held a joint hearing on budget alternatives. Testimony was heard from representatives of Coalition for Health Funding; National Urban League; U.S. Conference of Mayors; AFL-CIO; Ad Hoc Low Income Housing Coalition; and Americans for Democratic Action.

DISTRICT OF COLUMBIA REFORM ACT

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs began hearings on H.R. 2465, District of Columbia Reform Act, and related bills. Testimony was heard from former Member of Congress Ress, and public witnesses.

Hearings continue tomorrow.

BLACK LUNG REFORM

Committee on Education and Labor: Concluded hearings on black lung reform with testimony from public witnesses.

FEDERAL METAL AND NONMETALLIC MINE SAFETY ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety began hearings on the Federal Metal and Nonmetallic Mine Safety Act. Testimony was heard from Representative Oberstar; and Thomas Miechur, United Cement and Lime Gypsum International Workers Union.

Hearings continue tomorrow.

OIL POLLUTION

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on Coast Guard efforts to prevent oil pollution caused by tanker vessels. Testimony was heard from Rear Adm. William Benkert, Chief, Office of Marine Safety, and Capt. F. Schubert, Deputy Chief, Office of Marine Environment and Systems, U.S. Coast Guard, and public witnesses.

Hearings continue Wednesday, March 23.

CENTRAL ARIZONA PROJECT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held an oversight hearing on fiscal year 1978 funding for the Central Arizona project and Garrison Diversion Unit. Testimony was heard from Representative McCormack and public witnesses.

Hearings continue Wednesday, March 23.

REDWOOD NATIONAL PARK

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs held a hearing on H.R. 3813, to establish a Redwood National Park in the State of California. Testimony was heard from Representative Don H. Clausen; and representatives of Sierra Club; Redwood National Audubon Society, timber companies, and other public witnesses.

LAW OF THE SEA CONFERENCE

Committee on International Relations: Met in executive session for a briefing by Ambassador Elliot Richardson, President Carter's special representative to the United Nations Law of the Sea Conference.

YEMEN ARAB REPUBLIC ASSISTANCE

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on fiscal year 1978 assistance requests for the Yemen Arab Republic, the Special Requirements Fund, Bahrain and Reimbursable Technical Assistance. Testimony was heard from Alfred D. White and Thomas A. Moser, Agency for International Development; and Joseph W. Twinam, Country Director for Arabian Peninsula Affairs, Department of State.

ENERGY CONSERVATION DEVICES

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on energy conservation devices, hearing testimony from officials of OMB; and American National Standard Institute.

SACCHARIN WITHDRAWAL

Committee on Interstate and Foreign Commerce: Subcommittee on Health and Environment began hearings on the advisability of withdrawing saccharin from the market. Testimony was heard from FDA officials; and Representatives McCloskey, Brown of Ohio, Sisk, Pepper, Jacobs, Whitehurst, and Martin.

Hearings continue tomorrow.

BANKRUPTCY LAWS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights met for markup of H.R. 6, revision of bankruptcy laws, and will resume tomorrow.

SALE OF CHILDREN

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on H.R. 117, prohibiting the sale of children in interstate and foreign commerce. Testimony was heard from New York, Miami, and Chicago officials and public witnesses.

Hearings were adjourned subject to call of the Chair.

MARITIME AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine met and approved for full committee action H.R. 4963 amended, Maritime Appropriation Authorization Act for Fiscal Year 1978.

POSTAL RESEARCH AND DEVELOPMENT

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization met for briefing by U.S. Postal Service research and development officials.

STATE DEPARTMENT AUTHORIZATION

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate; waiving points of order against the consideration of the bill for failure to comply with the provisions of section 402(a) of the Congressional Budget Act of 1974, and providing for one motion to recommit with or without instructions on H.R. 5040, authorizing additional appropriations for the Department of State for fiscal year 1977. Testimony was heard from Representatives Fascell and Buchanan.

EQUAL TREATMENT OF CRAFT AND INDUSTRIAL WORKERS

Committee on Rules: Granted an open rule providing for the consideration of and 2 hours of general debate; waiving points of order against the consideration of the bill for failure to comply with the provisions of section 402(a) of the Congressional Budget Act of 1974, making the committee substitute in order as an original bill for the purpose of amendment, providing that the substitute be read for amendment by titles instead of by sections and providing for one motion to recommit with or without instructions on H.R. 4250, equal treatment of craft and industrial workers. Testimony was heard from Representatives Thompson, Quie, Ashbrook, and Edwards of Oklahoma.

SICK PAY—GAMBLING WINNINGS

Committee on Ways and Means: Held a hearing on sick pay and withholding of gambling winnings. Testimony was heard from Larry Woodworth, Treasury Department; Representatives Robert W. Daniel, Regula, and Breckinridge, and public witnesses.

Tuesday, March 22, 1977

Senate

Chamber Action

Routine Proceedings, pages 8504–8576

Bills Introduced: Twenty-one bills and one resolution were introduced, as follows: S. 1072–1092; and S. Res. 123. Pages 8510, 8542

Bills Reported: Reports were made as follows:

Special Report of Committee on Finance entitled "Allocation of Budget Totals for Fiscal Year 1977—Third Concurrent Resolution on the Budget" (S. Rept. 95–62); and

S. Res. 123, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1070, to authorize additional funds for housing assistance for lower income Americans in fiscal year 1977, and to extend the Federal riot reinsurance and crime insurance programs (without written report) (referred to Committee on the Budget). Page 8509

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 8510

Amendments Submitted for Printing: Page 8542–8545

Bill Jointly Referred: S. 1071, to establish a national system of child and maternal health care and a system of protection against catastrophic health care costs, was jointly referred to Committees on Finance and Human Resources. Page 8602

Senate Code of Conduct: Senate continued consideration of S. Res. 110, to establish a code of official conduct for Members, officials, and employees of the Senate, rejecting amendments proposed thereto, as follows:

(1) By 29 yeas to 67 nays, Muskie amendment No. 93, making 15-percent-of-salary limitation applicable to all outside income, rather than committee provision making such limitation applicable to certain types of earned income. Page 8576

(2) By 35 yeas to 62 nays, Muskie amendment No. 92, to delete provision placing 15-percent-of-salary limitation on outside income, leaving in force limitations on honoraria contained in the Federal Election Campaign Act Amendments of 1976. Page 8593

Pending at recess was modified Weicker amendment No. 96, in the nature of a substitute for provisions up to and including Rule XLV. Page 8600

Senate reached unanimous consent agreement concerning time limitation on certain amendments intended to be proposed to this bill on Wednesday, March 23. Page 8603
Pages 8576–8603

Presidential Messages: Senate received messages from the President as follows:

PM 54—Transmitting a report on international broadcasting in compliance with Section 403 of the Foreign Relations Authorization Act of 1977—referred to Committee on Foreign Relations;

PM 55—Transmitting his legislative recommendations for reform in our Nation's election system, including proposals to (1) open up our system of voter registration, (2) extend public campaign financing to Congressional campaigns, (3) strengthen the Federal Election Campaign Act, (4) provide for direct popular election of the President, and (5) liberalized political rights of Federal employees—message referred jointly to Committees on Rules and Administration, Finance, the Judiciary, and Governmental Affairs; accompanying bill referred to Committee on Rules and Administration. Pages 8508, 8603–8605

Committee Authority To Meet: Subcommittee on Health and Scientific Research of the Committee on Human Resources was authorized to meet between 2 p.m. and 5 p.m. on Tuesday, March 29, during the session of the Senate if S. Res. 110, code of conduct measure, has been disposed of. Page 8508

Treaty Received: Injunction of Secrecy was removed from International Convention for the Prevention of Pollution from Ships (Ex. E, 95th Cong., 1st sess.), and the treaty, together with accompanying papers, was referred to Committee on Foreign Relations. Page 8605

Confirmation: Senate confirmed the nomination of Robert Thallon Hall, of Virginia, to be an Assistant Secretary of Commerce. Page 8605

Nominations: Senate received the nominations of John C. Stetson, of Illinois, to be Secretary of the Air Force; and

Arthur Vernon Weaver, Jr., of Arkansas, to be Administrator of the Small Business Administration.

Page 8605

Record Votes: Two record votes were taken today (total—65). Pages 8593, 8600

Recess: Senate met at 1 p.m. and recessed at 6:49 p.m. Page S4656

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed closed hearings on proposed budget estimates for fiscal year 1978 for the defense establishment, receiving testimony in behalf of funds for their respective activities from Lt. Gen. L. M. Paschall, Director, Defense Communications Agency; Lt. Gen. W. W. Vaughan, Director, Defense Logistics Agency; Vice Admiral Shannon D. Cramer, Jr., Director, Defense Mapping Agency; and Lt. Gen. Warren D. Johnson (USAF), Director, Defense Nuclear Agency.

Subcommittee will hold closed hearings tomorrow on proposed reprograming of certain funds for fiscal year 1977 for the Army and Navy.

APPROPRIATIONS—FOREIGN AID

Committee on Appropriations: Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1978 for foreign aid programs, receiving testimony from Robert H. Nooter, Acting Deputy Administrator, Agency for International Development.

Subcommittee will meet again on Thursday, March 24.

APPROPRIATIONS—TREASURY

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of the Treasury, the Postal Service and General Government, receiving testimony from public witnesses.

Hearings were adjourned subject to call.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on General Procurement held hearings on proposed military procurement authorizations for fiscal year 1978 for Army and Marine Corps Tracked Vehicles, Missiles, Howitzers, and other weapons systems receiving testimony from Edwin Greiner, Acting Assistant Secretary of the Army (Installations & Logistics); Maj. Gen. Philip R. Feir, Assistant Deputy Chief of Staff for Research and Development, and Acquisition, Army; and Maj. Gen. J. R. Jones, Deputy Chief of Staff for Installations and Logistics, Marine Corps.

Subcommittee recessed subject to call.

MILITARY PERSONNEL

Committee on Armed Services: Subcommittee on Manpower and Personnel resumed hearings to receive testimony on fiscal year 1978 authorization requests for active duty, reserve and civilian manpower and training loads, and to receive testimony on the status of the All-Volunteer Force. Witnesses heard were Lt. Gen. H. G. Moore, Deputy Chief of Staff for Personnel, Army; Vice Admiral James D. Watkins, Deputy Chief of Naval Operations for Manpower, and Chief of Naval Personnel; Lt. Gen. Robert L. Nichols, Deputy Chief of Staff for Manpower, Marine Corps; and Lt. Gen. K. L. Tallman, Deputy Chief of Staff Personnel, Air Force.

Subcommittee recessed subject to call.

ELECTRONIC FUND TRANSFERS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions continued oversight hearings on the report of the National Commission on Electronic Fund Transfers entitled: "EFT and the Public Interest". Witnesses heard were William H. Riley, Director, Nebraska Department of Banking and Finance, Lincoln; Michigan State Senator Anthony Derezinski, Ann Arbor; Kathleen O'Reilly, Consumer Federation of America, Washington, D.C.; Roberta Wieloczynski, New York Consumer Affairs Office, Syracuse; James L. Brown, Center for Consumer Affairs, Milwaukee; Mark Leymaster, National Consumer Law Center, Boston; and Professor William F. Baxter, Stanford University, California.

Hearings were recessed subject to call.

CONGRESSIONAL BUDGET FOR 1978

Committee on the Budget: Committee resumed hearings in preparation of reporting the first concurrent resolution on the fiscal year 1978 budget, receiving testimony from Arthur F. Burns, Chairman of the Board of Governors of the Federal Reserve System.

Committee is scheduled to begin markup of the first concurrent budget resolution on Thursday, March 31.

AIR TRANSPORTATION REFORM

Committee on Commerce, Science and Transportation: Subcommittee on Aviation continued hearings on bills proposing regulatory reform in the air transportation industry, including S. 292 and 689. Witnesses heard were Charles Schultze, Chairman, Council of Economic Advisors; Robert Crandall, Acting Director, Council on Wage and Price Stability; Dr. James Miller, American Enterprise Institute for Public Policy Research, Washington, D.C.; and Dr. Frederick Stephenson, Northeastern University, Boston.

Hearings continue tomorrow.

DOMESTIC TELECOMMUNICATIONS

Committee on Commerce, Science and Transportation: Subcommittee on Communications continued oversight hearings to inquire into domestic communications common carrier policies (i.e., telephones, computers, etc.). Witnesses heard were Dr. Ruth Davis, Director, Institute for Computer Sciences & Technology, National Bureau of Standards, Department of Commerce; Dr. John R. Pierce, California Institute of Technology, Pasadena; Lee L. Davenport, GTE Laboratories, Stamford, Conn.; Dr. Walter Baer, The Rand Corporation, Santa Monica; Dr. Lewis M. Branscomb, IBM Corporation, Armonk, New York; Prof. J. C. R. Licklider, Massachusetts Institute of Technology, Cambridge; Jack Biddle, Computer and Communications Industries Association, Rosslyn, Va.; Peter McCloskey, Computer and Business Equipment Manufacturers Association, Washington, D.C.; and Warren Prince, Cupertino, California, representing the Association of Data Processing Service Organizations.

Hearings continue tomorrow.

ERDA AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development resumed hearings on proposed authorizations for fiscal year 1978 for the Energy Research and Development Administration, receiving testimony from Gene G. Mannella, Assistant Administrator for Conservation; Francis Parry, Director, Division of Electric Energy Systems; George Pezdirtz, Director, Division of Energy Storage Systems; John Belding, Director, Division of Conservation Research and Technology; Vincent J. Esposito, Director, Division of Transportation Energy Conservation; Douglas Harvey, Director, Division of Industrial Energy Conservation; and Maxine L. Savitz, Director, Building and Community Systems, all of the Energy Research and Development Administration.

Hearings continue tomorrow.

EMERGENCY UNEMPLOYMENT COMPENSATION

Committee on Finance: Committee concluded hearings on H.R. 4800, to extend the Federal Supplemental Benefits (FSB) program for one additional year, until March 31, 1978, receiving testimony from Ernest Green, Assistant Secretary of Labor for Employment and Training; John D. Crosier, Boston, on behalf of the Interstate Conference of Employment Security Agencies, Inc.; James O'Brien, AFL-CIO, Washington, D.C.; Ralph Adams, Detroit, on behalf of the Chamber of Commerce of the United States; Robert E. Matson, Bethlehem, Pa., on behalf of the Council of State Chambers of Commerce; and Glenn Jackson, Washington, D.C., representing the National Taxpayers Union.

Committee is expected to consider this measure tomorrow.

NOMINATIONS

Committee on Foreign Relations: Committee approved the following nominations:

Patsy T. Mink, of Hawaii, to be an Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs;

John J. Gilligan, of Ohio, to be Administrator of the Agency for International Development;

John E. Reinhardt, of Maryland, to be Director of the United States Information Agency;

Lucy Wilson Benson, of Massachusetts, to be Under

Secretary of State for Coordinating Security Assistance Programs; and

Richard Holbrooke, of the District of Columbia, Hodding Carter III, of Mississippi, and Terence A. Todman, of the Virgin Islands, each to be an Assistant Secretary of State.

Prior to this action Senator Inouye introduced Ms. Mink to the committee; and testimony on the nomination of Mr. Todman was received from Laurence R. Birns, Council on Hemispheric Affairs, Manuel D. Fierro, National Congress of Hispanic American Citizens, and Patricia Woodring, American Foreign Service Association, all of Washington, D.C. The nominees testified and answered questions on their own behalf.

DEPARTMENT OF ENERGY

Committee on Governmental Affairs: Committee resumed hearings on S. 591 and 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, receiving testimony from Governor Julian Carroll, of Kentucky, accompanied by Governor Richard D. Lamm, of Colorado, and Governor John D. Rockefeller IV, of West Virginia, all representing the National Governors Conference; and Mary O'Halloran, National Conference of State Legislatures, Washington, D.C.

Hearings continue on Thursday, March 24.

SUNSET ACT

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations began hearings on S. 2, to require reauthorization of Government programs at least every 5 years, receiving testimony from Thomas Bertram Lance, Director, Office of Management and Budget; and W. Michael Blumenthal, Secretary, and Laurence N. Woodworth, Assistant Secretary, both of the Department of the Treasury.

Hearings continue tomorrow.

EDUCATION OF THE HANDICAPPED

Committee on Human Resources: Subcommittee on the Handicapped continued hearings on S. 725, authorizing funds through fiscal year 1982 for programs for education of handicapped children, receiving testimony from Dr. William L. Pierce, Acting Commissioner of Education, Department of Health, Education, and Welfare; Dr. Edward C. Merrill, Jr., Gallaudet College, Washington, D.C.; and Dr. Robert Frisina, National Technical Institute for the Deaf, Rochester, N.Y.

Hearings were recessed subject to call.

CONSTRUCTION INDUSTRY LABOR REFORM

Committee on Human Resources: Labor Subcommittee concluded hearings on S. 924, to provide for equal treatment of craft and industrial workers, and to establish a national framework for collective bargaining in the construction industry, after receiving testimony from Senators Goldwater, Thurmond, and Bartlett; Larry Hogan and Philip Abrams, representing the Associated Builders and Contractors, Inc., Washington, D.C.; Thomas J. Walsh, David Englander, and Dr. Pierre Rinfret, all representing the National Association of Manufacturers, Washington, D.C.; Lawrence McReynolds, American Subcontractors Association, Atlanta; and Vincent J. Apruzzese, representing the Chamber of Commerce of the United States, Springfield, N.J.

Subcommittee will meet tomorrow to begin consideration of this measure.

NOMINATION

Committee on the Judiciary: Committee began hearings on the nomination of Peter F. Flaherty, of Pennsylvania, to be Deputy Attorney General, where the nominee, who was introduced by Senator Schweiker, testified and answered questions on his own behalf. Testimony was also received from Clarence Mitchell, National Association for the Advancement of Colored People, Washington, D.C.; Harvey Adams, Rev. Donald W. McIlvane, Jo-Ann Evans Gardner, representing National Organization for Women, and Rev. LeRoy Patrick, all of Pittsburgh; and Donald P. Brahm, Connellsville, Pennsylvania; Joseph E. Coleman, Councilman of Philadelphia; Dennis Harrington, Robert Colville, District Attorney, John Bingler, and Wayne P. Kelly, Clerk of Allegheny County Courts, all of Pittsburgh; and Samuel L. Evans, Philadelphia.

Hearings continue tomorrow.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Subcommittee on Budget Authorization resumed closed hearings on proposed fiscal year 1978 authorizations for Government intelligence activities, receiving testimony from Stansfield Turner, Director, and H. E. Knoche, Deputy Director, both of the Central Intelligence Agency.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 172 public bills, H.R. 5292–5463; 4 private bills, H.R. 5464–5467; and 17 resolutions, H.J. Res. 337–344, H. Con. Res. 171 and 172, and H. Res. 423–429, were introduced. Pages 8493–8503

Bills Reported: Reports were filed as follows:

H. Res. 423, providing for the consideration of H.R. 4250, to protect the economic rights of labor in the building and construction industry by providing for equal treatment of craft and industrial workers and to establish collective-bargaining procedures in the construction industry (H. Rept. 95–102);

H. Res. 424, providing for the consideration of H.R. 5040, to authorize additional appropriations for the Department of State for fiscal year 1977 (H. Rept. 95–103);

H.R. 4895, amending the Strategic and Critical Materials Stockpiling Act (H. Rept. 95–104); and

H.R. 5045, to reestablish the period within which the President may transmit to the Congress plans for the reorganization of the executive branch of the Government (H. Rept. 93–105). Page 8493

Presidential Messages: Received and read the following messages from the President:

Election reform: Transmitting proposals for reforms in the election system—referred to the Committees on House Administration, the Judiciary, and Post Office and Civil Service and ordered printed (H. Doc. 95–106); and

International broadcasting: Transmitting a report on international broadcasting—referred to the Committee on International Relations and ordered printed (H. Doc. 95–107). Pages 8401–8403

Late Report: Committee on Government Operations received permission to file by midnight tonight a report on H.R. 5045, to reestablish the period within which the President may transmit to the Congress plans for the reorganization of the executive branch of the Government. Page 8403

Suspensions: House voted to suspend the rules and pass the following:

Vocational education: H.R. 3437, amended, to make certain technical and miscellaneous amendments to provisions relating to vocational education contained in the Education Amendments of 1976 (passed by a yea-and-nay vote of 396 yeas to 1 nay, Roll No. 89); Pages 8403–8408, 8426, 8427

Freedom of emigration: S. Con. Res. 7, relating to the freedom of emigration (agreed to by a yea-and-nay vote of 400 yeas to 2 nays, Roll No. 90)—clearing the measure); Pages 8408–8422, 8427

Portugal: H.R. 3976, to authorize supplemental military assistance to Portugal for the fiscal year 1977. Subsequently, S. 489, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill; and Pages 8422–8425

Harp seals: H. Con. Res. 142, urging the Canadian Government to reassess its policy of permitting the killing of newborn harp seals. Pages 8425, 8426

Committee Funds: Agreed to the following resolutions, all authorizing funds for the below-listed committees:

H. Res. 189, Committee on Rules;

H. Res. 298, Committee on Agriculture,

H. Res. 310, Committee on Armed Services;

H. Res. 382, Select Committee on Aging;

H. Res. 370, amended, Committee on Small Business;

H. Res. 378, amended, Committee on Interior and Insular Affairs;

H. Res. 343, amended, Ad Hoc Select Committee on the Outer Continental Shelf; and

H. Res. 280, amended, Committee on Banking, Finance and Urban Affairs. Pages 8428–8431

Leadership Funds: Objection was heard to the consideration of H. Res. 393, authorizing additional funds for the leadership offices. Page 8432

Subpena Duces Tecum: Read subpena duces tecum directing the Sergeant at Arms of the House to appear before a Grand Jury Investigation pending in the United States District Court for the District of New Jersey. Pursuant to H. Res. 10, the subpena was ordered printed in the Record. Page 8432

Adjournment: Adjourned at 3:05 p.m.

Committee Meetings

LOAN AUTHORITIES OF FmHA

Committee on Agriculture: Met and approved a committee resolution endorsing the Congressional Rural Caucus proposals for select loan authorities of the FmHA.

AGRICULTURE RESEARCH

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research continued hearings on H.R. 4863 and 4394, Agriculture research legislation, with testimony from public witnesses.

FOOD STAMPS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition continued hearings on food stamp legislation. Testimony was heard from Representatives Dickinson, Fenwick, Walker, Bedell, Sebelius, and Bafalis, and public witnesses.

Hearings continue tomorrow.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Commodity Futures Trading Commission.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on shipbuilding—Navy.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on International Organizations and Programs; Contingency Fund and Middle

East Special Requirements Fund; and Security Supporting Assistance.

HUD APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on HUD.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Bureau of Indian Affairs.

EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on school assistance in federally affected areas; emergency school aid; education for handicapped; and Occupational, Vocational and Adult Education.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Trident.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on basic energy sciences, high energy physics, nuclear physics, and conservation.

JUSTICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and the Judiciary held hearings on Immigration and Naturalization Service; and Federal prison system.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Federal Aviation Administration.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held a hearing on the National Security Council; and Center for Productivity and Quality of Working Life.

AIR FORCE BUDGET AMENDMENTS

Committee on Armed Services: Held a hearing on the Administration's budget amendments affecting Air Force programs—F-15 and F-16 aircraft. Testimony was heard from Lt. Gen. Alton D. Slay, Deputy Chief of Staff, R. & D., Department of the Air Force.

U.S. PARTICIPATION IN INTERNATIONAL DEVELOPMENT INSTITUTIONS

Committee on Banking, Finance, and Urban Affairs: Subcommittee on International Development Institutions and Finance began hearings on H.R. 4842, to provide for increased participation by the United States in the International Bank for Reconstruction and Development, the International Development Association, the International Finance Corporation, the Asian Development Bank and the Asian Development Fund. Testimony was heard from C. Fred Bergsten, Assistant Secretary-Designate of Treasury for International Affairs; and Richard Cooper, Under Secretary-Designate of State for Economic Affairs.

Hearings continue tomorrow.

DEBT COLLECTION PRACTICES ACT

Committee on Banking, Finance, and Urban Affairs: Subcommittee on Consumer Affairs met and approved for full committee action H.R. 29 as amended, Debt Collection Practices Act.

D.C. REFORM ACT

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs continued hearings on H.R. 2465, District of Columbia Reform Act, and related bills. Testimony was heard from Sterling Tucker, Chairman, Council of District of Columbia; Mayor Walter Washington; Comer Coppie, special assistant to the Mayor; and Gary E. Gilliam, Government Actuary, Treasury Department.

Hearings continue tomorrow.

BLACK LUNG REFORM—CAREER EDUCATION ACT—CETA AUTHORIZATION

Committee on Education and Labor: Met and ordered reported favorably to the House the following bills:

H.R. 4544 with an amendment in the nature of a substitute, Black Lung Benefits Reform Act of 1977;

H.R. 7 amended, Elementary and Secondary Career Education Act of 1977; and

H.R. 2992, to authorize appropriations for fiscal year 1978 for carrying out the Comprehensive Employment and Training Act of 1973 as amended.

FEDERAL METAL AND NONMETALLIC SAFETY ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety continued hearings on the Federal Metal and Nonmetallic Safety Act. Testimony was heard from representatives of the National Lime Stone Institute; and National Crush Stone Association.

COMMITTEE ORGANIZATION

Select Committee on Ethics: Met for organizational purposes and adopted committee rules; adopted procedures for advisory opinions and regulations; determined the committee jurisdiction; set a time table for completing work; adopted the committee budget; and adopted an advisory opinion on franking which affirms January 1, 1978 as the effective date for House Rule XLVI, clause 4.

EXPORT PROMOTION POLICIES

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on Departments of Commerce/State export promotion policies and programs. Testimony was heard from GAO and public witnesses.

Hearings continue tomorrow.

FEC REGULATION

Committee on House Administration: Met and disapproved H. Res. 421, disapproving a proposed regulation of the Federal Election Commission.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and reviewed consultant contracts.

SURFACE MINING

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment met for markup of H.R. 2, Surface Mining Control and Reclamation Act of 1977, and will resume tomorrow.

OVERSEAS FOOD AID

Committee on International Relations: Held a hearing on overseas food aid and heard testimony from Secretary of Agriculture Bergland.

STATE DEPARTMENT AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations held a hearing on fiscal year 1978 State Department authorization. Testimony was heard from Richard M. Moose, Deputy Under Secretary of State for Management, and John M. Thomas, Assistant Secretary of State for Administration.

Hearings continue tomorrow.

FOREIGN ASSISTANCE

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held a hearing on fiscal year 1978 foreign assistance legislation, hearing testimony from Adolph Dubs, Deputy Assistant Secretary for Near Eastern and South Asian Affairs; State Department; and Michael Adler, Deputy Assistant Administrator, Bureau for Asia, AID.

SEC AUTHORIZATIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance met and approved for full committee action the following bills:

H.R. 3721 as amended, to increase the amount authorized to be appropriated for the Securities and Exchange Commission for fiscal 1977; and

H.R. 3722 as amended, to authorize specified amounts to be appropriated for the Securities and Exchange Commission for fiscal years 1978–1980.

INTERNATIONAL COMMUNICATIONS SERVICES

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held a hearing on international communications services. Testimony was heard from Dr. William Thaler, Office of Telecommunications Policy; Joel Biller, Department of State; Dr. John Richardson, Office of Telecommunications, Department of Commerce; representatives of European Post and Telecommunications Community; and public witnesses.

Hearings continue tomorrow.

SACCHARIN WITHDRAWAL

Committee on Interstate and Foreign Commerce: Subcommittee on Health and Environment concluded hearings on the advisability of withdrawing saccharin from the market, hearing testimony from science and industry representatives.

BANKRUPTCY LAWS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, revision of bankruptcy laws, and will resume tomorrow.

FEDERAL RULES OF CRIMINAL PROCEDURE

Committee on the Judiciary: Subcommittee on Criminal Justice met and approved for full committee action a bill, to be introduced, on Federal Rules of Criminal Procedure.

PRIVATE CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and acted on private claims bills.

ENDANGERED SPECIES ACT AMENDMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 4741, to authorize appropriations for fiscal years 1978, 1979 and 1980 to carry out State cooperative programs under the Endangered Species Act of 1973. Testimony was heard from representatives of Departments of Interior and Commerce and International Association of Fish and Wildlife Agencies.

CANAL ZONE BIOLOGICAL AREA

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal held a hearing on H.R. 3348, to increase the amount authorized to be appropriated for the Canal Zone Biological Area, hearing testimony from representatives of the Smithsonian Institution.

ETHICS AND FINANCIAL DISCLOSURE

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization continued

hearings on H.R. 3829, ethics and financial disclosure. Testimony was heard from Representative Fithian; Carl Goodman, General Counsel, USCSC; and Louis Sirico, Counsel, Public Interest Research Group.

Hearings continue Thursday, March 24.

FEDERAL EMPLOYEES HEALTH BENEFITS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued oversight hearings on Federal employee health benefits program, with testimony from Thomas A. Tinsley, Director, Bureau of Retirement, Insurance and Occupational Health, U.S. Civil Service Commission.

Hearings continue tomorrow.

FAA AUTHORIZATION

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate; waiving points of order against the consideration of the bill for failure to comply with the provisions of clause 2(1)(2)(B) of Rule XI (roll call vote in report); making the committee substitute in order as an original bill for the purpose of amendment and providing for one motion to recommit with or without instructions on H.R. 3965, authorizing appropriations to the Federal Aviation Administration for Research and Development. Testimony was heard from Representatives Lloyd, Fuqua, and Wydler.

NSF AUTHORIZATION

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate on H.R. 4991, authorizing appropriations to the National Science Foundation. Testimony was heard from Representatives Thornton, Fuqua, Wydler, and Hollenbeck. A statement for the record was submitted by Representative Thornton.

SELECT COMMITTEE ON CONGRESSIONAL OPERATIONS

Committee on Rules: Ordered reported favorably to the House H. Res. 420 as amended, to continue the work of the Joint Committee on Congressional Operations by establishing a select committee of the House to perform the functions of such joint committee for the House. Testimony was heard from Chairman Brooks.

DOT GROUND TRANSPORTATION R&D PROGRAMS

Committee on Science and Technology: Subcommittee on Transportation, Aviation, and Weather continued hearings on fiscal year 1978 DOT ground transportation R&D programs. Testimony was heard from George Pastor, UMTA, Department of Transportation.

Hearings continue tomorrow.

Wednesday, March 23, 1977

Senate

Chamber Action

Routine Proceedings, pages 8745–8815

Bills Introduced: Twenty-three bills and one resolution were introduced, as follows: S. 1093–1115; S. Con. Res. 16. Pages 8764, 8776

Bill Reported: Report was made as follows:

S. Res. 121, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to the consideration of S. 1025, to increase authorizations for the Securities and Exchange Commission for fiscal year 1977 (S. Rept. 95–63). Page 8763

Bills Passed:

Land and Water Resources: Senate passed with committee amendments and sent to the House S. 106, to further the conservation, protection, and enhancement of the Nation's land, water, and related resources. Pages 8747–8752

Budget Act Waiver: Senate agreed to S. Res. 121, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1025, to increase authorizations for the Securities and Exchange Commission for fiscal year 1977. Page 8854

Bill Referred: H. Con. Res. 142, urging Canada to reassess its policy concerning the killing of newborn Harp Seals, was referred to Committee on Foreign Relations. Page 8763

Bill Held at Desk: H.R. 3437, vocational education amendments, was received and ordered to be held at the desk. Page 8854

Amendments Submitted for Printing: Pages 8776, 8777

Senate Code of Conduct: Senate continued consideration of S. Res. 110, to establish a code of official conduct for Members, officials, and employees of the Senate, taking action on amendments as follows:

Adopted:

(1) Danforth unprinted amendment No. 87, relating to public disclosure of holdings of and income from trusts; Page 8832

(2) Hathaway unprinted amendment No. 88, to provide that a member of the Select Committee on Ethics be disqualified from any proceedings involving a member of his staff; Page 8833

(3) Hatfield unprinted amendment No. 89, of a technical and conforming nature to the conflict of interest section of the bill; Page 8839

(4) Javits amendment No. 128, also of a technical and conforming nature to the conflict of interest section of the bill; Page 8840

(5) Cannon unprinted amendment No. 90, to provide defined areas of operational guidelines for the Senate's computer facilities in their use for mass mailings; Page 8842

(6) Cannon unprinted amendment No. 91, to remove Committee on Rules and Administration from Senate committees to which matters relating to the adequacy of allowances for the operation of a Senator's office be referred; Page 8844

Rejected:

(1) By 30 yeas to 67 nays, modified Weicker amendment No. 86, providing substitute provisions for sections of the bill dealing with financial disclosure; Page 8815

(2) Durkin amendment No. 124, barring Senators from receiving honoraria from any person or organization having a direct interest in legislation before the Congress or from any foreign national (tabled by 72 yeas to 20 nays); Page 8834

(3) Schmitt amendment No. 90, requiring additional public disclosure of statement of net worth as of the close of each calendar year (tabled by 48 yeas to 36 nays). Page 8839

Pending at recess was Schmitt amendments No. 153, en bloc, dealing with requirements for reporting interests of a spouse or dependents (1 hour time limitation when considered on Thursday). Page 8851

Senate reached unanimous-consent agreement concerning consideration of numerous other amendments to be offered to this bill when it resumes its consideration tomorrow. Pages 8843, 8851 Pages 8815–8853

Unanimous-Consent Agreement—Economic Stimulus Appropriations: By unanimous consent, it was agreed that when Senate meets at 11 a.m. on Friday, March 25, it will proceed to consider H.R. 4876, economic stimulus appropriations bill, with time limitation for debate thereon of 3 hours; 1 hour on an amendment to be offered by Senator Schweiker, and 30 minutes on any other amendment. Page 8853

Appointment: President pro tempore appointed Senator Javits to the Japan-United States Friendship Commission. Page 8754

Presidential Message: Senate received a message from the President transmitting his recommendations for programs of assistance to various areas in the country affected by recent drought conditions—referred jointly to Committees on Agriculture, Nutrition, and Forestry; Banking, Housing, and Urban Affairs; Energy and Natural Resources; Environment and Public Works; and Small Business (PM–56). Page 8761

Confirmations: Senate confirmed the following nominations:

Lucy Wilson Benson, of Massachusetts, to be Under Secretary of State for Coordinating Security Assistance Programs;

Hodding Carter III, of Mississippi, to be an Assistant Secretary of State;

Richard Holbrooke, of the District of Columbia, to be an Assistant Secretary of State;

Terence A. Todman, of the Virgin Islands, to be an Assistant Secretary of State;

Patsy T. Mink, of Hawaii, to be an Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs;

John E. Reinhardt, of Maryland, to be Director of the United States Information Agency;

John J. Gilligan, of Ohio, to be Administrator of the Agency for International Development;

Jay Janis, of Florida, to be Under Secretary of Housing and Urban Development;

Robert Campbell Embry, Jr., of Maryland, to be an Assistant Secretary of Housing and Urban Development;

Lawrence B. Simons, of New York, to be an Assistant Secretary of Housing and Urban Development;

Thomas D. Morris, of the District of Columbia, to be Inspector General, Department of Health, Education, and Welfare; and

Arabella Martinez, of the District of Columbia, to be an Assistant Secretary of Health, Education, and Welfare. Page 8854

Nominations: Senate received the nominations of Robert Carswell, of New York, to be Deputy Secretary of the Treasury; and

Michael Pertschuk, of the District of Columbia, to be a Federal Trade Commissioner. Page 8854

Record Votes: Three record votes were taken today (total—68). Pages 8823, 8839, 8842

Recess: Senate met at 1 p.m. and recessed at 9:21 p.m. Page 8854

Committee Meetings

FARM LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation to amend and extend the Agriculture and Consumer Protection Act, receiving testimony from Secretary of Agriculture Bob S. Bergland.

Hearings continue on Thursday, March 31.

APPROPRIATIONS—DEFENSE REPROGRAMING

Committee on Appropriations: Subcommittee held closed hearings on certain proposed reprograming of funds for fiscal year 1977 for defense programs, receiving testimony on Army items from Paul D. Phillips, Acting Assistant Secretary (Manpower and Reserve Affairs) and Maj. Gen. Richard L. West, Director of the Budget; and testimony on Navy items from Rear Admiral S. S.

Fine, Director of Budget and Reports, Office of the Comptroller.

Subcommittee will meet again on Tuesday, March 29.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Health, Education, and Welfare, receiving testimony in behalf of funds for education programs from Dr. Herman R. Goldberg, Acting Deputy Commissioner for Elementary and Secondary Education, and Dr. William F. Pierce, Acting Commissioner of Education, both of the Department of Health, Education, and Welfare.

Hearings continue tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior, receiving testimony in behalf of funds for their respective activities from Leo M. Krulitz, Solicitor; Hawley Atkinson, Chairman, Navajo and Hopi Indian Relocation Commission; and Richard R. Hite, Acting Assistant Secretary for Administration and Management, all of the Department of the Interior.

Hearings continue on Friday, March 25.

Also, subcommittee approved for full committee consideration, with amendment, Interior Department items in H.R. 4877, making supplemental appropriations for fiscal year 1977.

Full committee will consider H.R. 4877 tomorrow.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development resumed closed hearings on proposed military procurement authorization requests for fiscal year 1978 for weapons systems, receiving testimony from Lt. Gen. Alton D. Slay, Deputy Chief of Staff for Research and Development, Major Gen. Eugene F. Tighe, Jr., Assistant Chief of Staff, Intelligence, and Lt. Col. Arnold L. Mabile, Intelligence Officer for Strategic Defense, Directorate of Threat Applications, all of the Department of the Air Force.

Subcommittee also received testimony on proposed military procurement authorization requests for fiscal year 1978 for reinforcement equipment for NATO from Paul H. Riley, Deputy Assistant Secretary of Defense for Supply Maintenance and Services; Lt. Gen. Maurice F. Casey, Director of Logistics, Office of the Joint Chiefs of Staff; and Lt. Gen. Edward C. Myer, Deputy Chief of Operations and Plans, Department of the Army.

Hearings were recessed subject to call.

COMMUNITY REINVESTMENT

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on S. 406, to establish a system of regulatory incentives to encourage banks and savings institutions to help meet the credit needs of the communities in which they are chartered, receiving testimony from Ralph Nader, Center for the Study of Responsive Law, Carl Holman, National Urban Coalition, and Henry Schechter, AFL-CIO, all of Washington, D.C.; Gale Cincotta, National People's Action, Chicago; Carol Greenwald, Massachusetts State Banking Department, Boston; Lawrence Connell, Connecticut State Banking Department, Hartford; and Conrad Weiler, Alliance for Neighborhood Government, Queens Village, Philadelphia.

Hearings continue tomorrow.

AIR TRANSPORTATION REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation continued hearings on bills proposing regulatory reform in the air transportation industry, including S. 292 and 689. Witnesses heard were Secretary of the Treasury Michael Blumenthal; Edward J. Driscoll, National Air Carrier Association, Inc., Washington, D.C.; Paul C. Barkley, Pacific Southwest Airlines, San Diego; James Woodward, Frank Lobach, Frank Vlazny, and John Witmer, The Reuben H. Donnelly Corporation, Oak Brook, Ill.; Ralph Nader, Washington, D.C.; and Reuben Robertson and Mimi Cutler, Aviation Consumer Action Project, Washington, D.C.

Hearings continue tomorrow.

DOMESTIC TELECOMMUNICATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Communications continued oversight hearings to inquire into domestic communications common carrier policies (i.e., telephones, computers, etc.). Witnesses heard were Prof. Anthony Oettinger, Harvard University, Cambridge; Edward Larkin, New York City, representing the National Association of Regulatory Utility Commissioners; Andrew Horowitz, New York City, representing the Consumer Federation of America; Robert Barnwell, Fiberboard Corporation, San Francisco; V. P. Moore, Securities Industry Automation Corporation, New York City; Robert Capone, J. C. Penney, New York City; and Ralph Baruch, Viacom International, Inc., New York City.

Hearings continue on Monday, March 28.

ERDA AUTHORIZATIONS

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development continued hearings on proposed authorizations for fiscal year 1978 for the Energy Research and Development Administration, receiving testimony on fossil energy from Dr. Philip C. White, Assistant Administrator, Dr. S. William Gouse, Deputy Assistant Administrator, Harry R. Johnson, Director of Planning and Analysis, Dr. William Jackson, Director, Division of Magnetohydrodynamics, Dr. Martin Neuworth, Director, Division of Coal Conversion and Utilization, Edward J. Myerson, Director, Division of Commercial Applications, Marvin I. Singer, Director, Division of Environmental and Socioeconomic Programs, George Rial, Director, Division of Major Facility Project Management, Dr. G. Alex Mills, Director, Division of Materials and Exploratory Research, and Hugh Guthrie, Director, Division of Oil, Gas and Shale Technology, all of the Office of Fossil Energy, Energy Research and Development Administration.

Hearings continue tomorrow.

NOMINATIONS

Committee on Finance: Committee ordered favorably reported the following nominations:

Hale Champion, of Massachusetts, to be Under Secretary, and Richard D. Warden, of the District of Columbia, Henry Jacob Aaron, and Eileen Shanahan, all of the District of Columbia, each to be an Assistant Secretary, all of the Department of Health, Education, and Welfare;

Bette Beasley Anderson, of Georgia, to be an Under Secretary, Anthony Morton Solomon, of Virginia, to be Under Secretary for Monetary Affairs, C. Fred Bergsten, of New York, and Gene E. Godley, of the District of Columbia, each to be a Deputy Under Secretary, all of the Department of the Treasury; and

Robert S. Strauss, of Texas, to be Special Representative for Trade Negotiations, with the rank of Ambassador.

Prior to this action, Senators Talmadge and Nunn introduced Ms. Anderson to the committee. The nominees testified and answered questions on their own behalf.

Committee will meet tomorrow to consider H.R. 4800, to extend the Federal Supplemental Benefits (FSB) program for one additional year until March 31, 1978.

STATE DEPARTMENT FUNDS/MOSCOW BRIEFING

Committee on Foreign Relations: Committee met in closed session with Secretary Vance to discuss his upcoming trip to Moscow.

Also, committee held hearings on proposed legislation authorizing funds for development assistance programs and for contributions to international organizations for fiscal year 1978, receiving testimony from Secretary Vance; Charles William Maynes, Assistant Secretary-Designate for International Organization Affairs, James Leonard, Deputy Ambassador-Designate to the United Nations, and John J. Gilligan, Administrator-Designate, Agency for International Development, all of the Department of State.

Subcommittee on Foreign Assistance will continue hearings on this proposed legislation tomorrow.

SUNSET ACT

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations continued hearings on S. 2, to require reauthorization of Government programs at least every 5 years, receiving testimony from Senator Goldwater; Secretary of Labor F. Ray Marshall; and Frederick H. Wacker, Assistant Secretary of Defense (Comptroller).

Hearings continue tomorrow.

CONSTRUCTION INDUSTRY LABOR REFORM

Committee on Human Resources: Labor Subcommittee approved for full committee consideration with amendments, S. 924, to provide for equal treatment of craft and industrial workers, and to establish a national framework for collective bargaining in the construction industry.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the nomination of Peter F. Flaherty, of Pennsylvania, to be Deputy Attorney General, where the nominee testified further and answered questions on his own behalf. Testimony was also received from Florence Bridges, Mattie Stone, Allen N. Brunwasser, Eugene Strassburger III, Edward English, Marianne Olson, Rev. Duane A. Darkins, Willie McClung, and George N. Charlton, Jr., all of Pittsburgh; and David Cohen, Common Cause, Washington, D.C.

Committee will meet tomorrow to consider this nomination.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee held a closed business meeting but made no announcements and recessed subject to call.

Subcommittee on Budget Authorizations continued closed hearings on proposed fiscal year 1978 authorizations for Government intelligence activities, receiving further testimony from H. E. Knoche, Deputy Director, Central Intelligence Agency.

Subcommittee will meet again on Tuesday, March 29.

SMALL BUSINESS DEVELOPMENT CENTERS

Select Committee on Small Business: Committee began hearings on S. 972, authorizing the Small Business Administration to make grants to support the development and operation of Small Business Development Centers, receiving testimony from Henry Warren, Assistant Administrator for Management Assistance, Small Business Administration; Dean William Flewellen, University of Georgia, Athens; Dean Reed Powell, California State Polytechnic University, Pomona; Sherman Dudley and Hardy Taylor, both of the Georgia Institute of Technology, Atlanta; and Dean Robert Holland, George Washington University, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 86 private bills, H.R. 5468–5553; 5 private bills, H.R. 5554–5558; and 14 resolutions, H.J. Res. 345–350, H. Con. Res. 173–175, and H. Res. 430–434, were introduced. Pages 8741–8744

Bills Reported: Reports were filed as follows:

Report entitled "Protecting Redwood National Park" (H. Rept. 95–106);

H. Res. 430, providing for the consideration of H.R. 3965, to authorize research, development, and demonstration projects relating to aviation (H. Rept. 95–107);

H. Res. 431, providing for the consideration of H.R. 4991, to authorize appropriations for the activities of the National Science Foundation (H. Rept. 95–108);

H.R. 5025, Veterans' Administration Medical Facilities Acquisition Act of 1977 (H. Rept. 95–109);

H.R. 5027, to clarify the requirement that medical services be provided by the Veterans' Administration in certain cases (H. Rept. 95–110);

H.R. 5029, to authorize contracts with the Republic of the Philippines for the provision of hospital care and medical services to Commonwealth Army veterans and new Philippine Scouts for service-connected disabilities (H. Rept. 95–111); and

H.R. 3695, to revise and improve the program of making grants to States for the construction, remodeling, or renovation of State home facilities for furnishing hospital, domiciliary, and nursing home care for eligible veterans (H. Rept. 95–112). Page 8741

Late Reports: Committee on Rules received permission to file certain privileged reports by midnight tonight.

Subsequently, the Committee on Rules received permission to file these reports by midnight Friday, March 25. Pages 8655, 8659

Presidential Message—Drought Relief: Received and read a message from the President wherein he transmits certain legislative proposals for drought assistance—referred to the Union Calendar and ordered printed (H. Doc. 95–109). Page 8656

Labor Rights: By a yea-and-nay vote of 205 yeas to 217 nays, Roll No. 98, the House failed to pass H.R. 4250, to protect the economic rights of labor in the building and construction industry by providing for equal treatment of craft and industrial workers and to establish collective-bargaining procedures in the construction industry.

Rejected a motion to recommit the bill to the Committee on Education and Labor.

By a recorded vote of 246 ayes to 177 noes, Roll No. 97, agreed to an amendment in the nature of a substitute to the committee substitute, as amended by a substitute that incorporates, with three substantive changes, the conference language of H.R. 5900 as passed by the 94th Congress.

Agreed To:

An amendment that limits the ability of a union to induce any person to strike or to refuse to perform services at the site of the construction (agreed to by a recorded vote of 212 ayes to 209 noes, Roll No. 93);

An amendment that exempts residential buildings or structures of three stories or less from the provisions of the bill (agreed to by a recorded vote of 252 ayes to 167 noes, Roll No. 95);

An amendment that exempts construction work contracted for and actually started as of the date of enactment (agreed to by a division vote of 132 ayes to 82 noes); and

An amendment that would prohibit picketing at separate entrances for individuals employed by persons making delivery to or taking shipments from that facility.

Rejected:

An amendment that sought to require that employers being struck on a common job site be primarily engaged in the construction industry and have a direct contractual relationship as a contractor or subcontractor (rejected by a recorded vote of 181 ayes to 241 noes, Roll No. 94);

An amendment that sought to provide that ownership or control of a construction site shall not be a factor in determining whether employers are engaged in joint venture; and define site to mean one physically contiguous location at which employers are proceeding with interrelated construction (rejected by a division vote of 47 ayes to 103 noes);

An amendment that sought to require secret ballot approval of authorized common site action by the affected workers (rejected by a recorded vote of 115 ayes to 304 noes, Roll No. 96);

An amendment that sought to provide that a local union must get the written approval of the national or international union before engaging in common site picketing action;

An amendment that sought to delete the expiration date for the title providing for a Construction Industry Collective Bargaining Committee;

An amendment that sought to establish an expiration date of December 31, 1980, for the title permitting common site picketing in the construction industry; and

An amendment that sought to permit the Construction Industry Collective Bargaining Committee to delay for 30 days any projected work stoppage if it deems it in the national interest.

H. Res. 423, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 297 yeas to 112 nays, Roll No. 92. Pages 8660–8713

Subcommittee To Sit: Subcommittee on Immigration, Citizenship, and International Law of the Committee on the Judiciary received permission to sit Thursday, March 24, during the proceedings of the House under the 5-minute rule. Page 8713

Adjournment: Adjourned at 8:13 p.m.

Committee Meetings

FOOD STAMPS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition continued hearings on food stamp legislation, with testimony from public witnesses.

Hearings continue tomorrow.

FEDERAL CROP INSURANCE ACT

Committee on Agriculture: Subcommittee on Conservation and Credit held a hearing on H.R. 4194 and related bills, to amend the Federal Crop Insurance Act. Testimony was heard from James Deal, Manager, Federal Crop Insurance Corporation, USDA.

Following the hearings, the Subcommittee approved for full committee action H.R. 4194 (title above).

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on Agricultural Research Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held hearings on shipbuilding, three major shipyards.

HUD APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on HUD.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Bureau of Indian Affairs.

HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on Student Loan Insurance Fund; Higher Education Facilities Loan and Insurance Funds; and educational activities overseas.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on program management and support.

JUSTICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and the Judiciary held hearings on Law Enforcement Assistance Administration; and Drug Enforcement Administration.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on the Federal Aviation Administration.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held a hearing on Commission for Purchase from Blind and Handicapped; and Advisory Commission on Federal Pay.

DOD AUTHORIZATION

Committee on Armed Services: Held a hearing on the fiscal year 1978 Defense authorization request. Testimony was heard from Representatives Fish, and Hannaford; and Sheldon D. Clark, representing the Northern Ohio Project on National Priorities. A statement for the record was submitted by Representative Milford.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met for consideration of the committee budget; new committee authorizing resolution; and full committee report to the House.

U.S. PARTICIPATION IN INTERNATIONAL DEVELOPMENT INSTITUTIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance continued hearings on H.R. 4842, to provide for increased participation by the United States in the International Bank for Reconstruction and Development, the International Development Association, the International Finance Corporation, the Asian Development Bank and the Asian Development Fund. Testimony was heard from Representative Harkin and public witnesses.

Hearings continue tomorrow.

INTERNATIONAL BANKING OPERATIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance held an oversight hearing on international banking operations. Testimony was heard from Governor Henry Wallich, Member, Federal Reserve Board.

Hearings continue tomorrow.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development met for markup of H.R. 4703, Housing and Community Act of 1977, and will resume tomorrow.

DISTRICT OF COLUMBIA REFORM ACT

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs continued hearings on H.R. 2465, District of Columbia Reform Act. Testimony was heard from representatives of Firefighters Association; Metropolitan Police Officials Association; International Brotherhood of Police Officers; Washington Teachers Union; and representatives of the Retired Firemen, Policemen, and Teachers Associations.

RETAIL SERVICE STATION ACT

Committee on District of Columbia: Subcommittee on Economic Development and Regional Affairs held a hearing on H. Con. Res. 144, to disapprove the Retail Service Station Act of 1976, passed by the D.C. Council. Testimony was heard from Representative Archer; and representatives of D.C. Council; Mayor's office; and public witnesses.

CHILD NUTRITION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 1139, to extend for 5 years certain child nutrition programs under the National School Lunch Act and the Child Nutrition Act. Testimony was heard from Representative Holtzman; GAO; and State officials from New York.

EXPORT PROMOTION POLICIES

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs continued hearings on Departments of Commerce/State export promotion policies and programs. Testimony was heard from Robert Shaw, Department of Commerce; and Joel Biller, Department of State.

COMMUNITY SERVICES ADMINISTRATION

Committee on Government Operations: Subcommittee on Manpower and Housing continued hearings on the operation of the Community Services Administration with testimony from representatives of Cambridge Economic Opportunity Committee; Chicago Department of Human Resources, and Milwaukee Social Development Commission.

OIL POLLUTION

Committee on Government Operations: Subcommittee on Government Activities and Transportation continued hearings on Coast Guard efforts to prevent oil pollution caused by tanker vessels. Testimony was heard from representatives of Federal Maritime Commission; Interport Pilots Association, Inc.; and Department of Justice.

COMMITTEE BUSINESS

Committee on Interior and Insular Affairs: Met and approved various committee resolutions.

DROUGHT SITUATION

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources continued hearings on S. 925, water tank bill, with testimony from Secretary of Interior Andrus.

SURFACE MINING

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued markup of H.R. 2, Surface Mining Control and Reclamation Act of 1977, and will resume tomorrow.

HUMAN RIGHTS IN EAST TIMOR

Committee on International Relations: Subcommittee on International Organizations and Asian and Pacific Affairs held a joint hearing on human rights in East Timor and the use of U.S. equipment by the Indonesian Armed Forces. Testimony was heard from Jim S. Dunn, Australian Parliament; Mario Carascalao of East Timor; Robert Oakley, Department of State; and Lt. Gen. H. M. Fish, Department of Defense.

ECONOMIC ASSISTANCE FOR AFRICA

Committee on International Relations: Subcommittee on Africa held a hearing on fiscal 1978 economic assistance program: The Sahel Development Program for Africa. Testimony was heard from Haven North, African Bureau, AID; and Dr. Elliot Berg, University of Michigan.

STATE DEPARTMENT AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations continued hearings on the State Department authorization for fiscal year 1978. Testimony was heard from Assistant Secretary of State for International Organizations, C. William Maynes; and Patsy Mink, Assistant Secretary of State for Oceans and International Environment.

LONG-TERM ENERGY POLICY

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on long-term energy policy and heard testimony from representatives of the scientific and academic communities.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and Environment met for markup of Clean Air Act Amendments, and will resume tomorrow.

INTERNATIONAL COMMUNICATIONS SERVICES

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on international communications services with testimony from FCC Chairman Wiley.

ADVERSE PERSONNEL ACTIONS AT FPC

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on adverse personnel actions against professional staff members at the Federal Power Commission. Testimony was heard from Don S. Smith, Vice Chairman, and James G. Watt, Commissioner, FPC.

Hearings continue tomorrow.

BANKRUPTCY LAWS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, revision of bankruptcy laws, and will resume tomorrow.

IMMIGRATION AND NATURALIZATION SERVICE

Committee on the Judiciary: Subcommittee on Immigration, Citizenship, and International Law held an oversight hearing on the Immigration and Naturalization Service. Testimony was heard from James F. Greene, Deputy Commissioner, and William P. O'Brien, Assistant Commissioner, INS; and Maurice F. Kiley, District Director, New York.

ADDITIONAL FEDERAL JUDGESHIPS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law continued hearings on H.R. 3685, to authorize additional Federal judgeships. Testimony was heard from Justin Stanley, President, American Bar Association.

COMMITTEE BUSINESS

Committee on the Judiciary: Subcommittee on Criminal Justice met and discussed codification of Federal criminal laws.

OIL POLLUTION LIABILITY

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation continued hearings on H.R. 3711, to provide a comprehensive system of liability and compensation for oilspill damage and removal costs. Testimony was heard from Department of Transportation officials.

ATLANTIC TUNAS CONVENTION AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 4742, to authorize appropriations for fiscal years 1978, 1979, and 1980 to carry out the Atlantic Tunas Convention Act of 1975. Testimony was heard from Departments of State and Commerce officials.

FEDERAL EMPLOYEES HEALTH BENEFITS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued oversight hearings on Federal Employees Health Benefits Program. Testimony was heard from James N. Gillman, Federal Employee Program, Blue Cross-Blue Shield.

POSTAL REORGANIZATION ACT AMENDMENTS

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization continued hearings on H.R. 19, Postal Reorganization Act Amendments of 1977, with testimony from representatives of postal employee organizations.

FEDERAL WATER POLLUTION CONTROL ACT

Committee on Public Works and Transportation: Subcommittee on Water Resources met and approved for full committee action H.R. 3199 as amended, to amend the Federal Water Pollution Control Act.

DOT GROUND TRANSPORTATION R&D PROGRAMS

Committee on Science and Technology: Subcommittee on Transportation, Aviation, and Weather continued hearings on fiscal year 1978 DOT ground transportation R. & D. programs. Testimony was heard from Howard Dugoff, National Highway Traffic Safety Administration.

Hearings continue tomorrow.

Thursday, March 24, 1977

Senate

Chamber Action

Routine Proceedings, pages 8960–9061

Bills Introduced: Thirteen bills and two resolutions were introduced, as follows: S. 1116–1128; S. Res. 124–125. Pages 8964–8967, 9004, 9023

Bills Reported: Reports were made as follows:

H.R. 4877, making supplemental appropriations for fiscal year 1977, with amendments (S. Rept. 95–64);

S. Res. 105, requesting a White House Conference on Small Business, together with individual views (S. Rept. 95–65). Page 9004

Change of Reference: S.J. Res. 13, designating an Energy Conservation Month, referred to Committee on Energy and Natural Resources on January 24, was referred jointly to Committee on the Judiciary. Page 9060

Amendments Submitted for Printing: Pages 9023, 9024

Senate Code of Conduct: Senate continued consideration of S. Res. 110, to establish a code of official conduct for Members, officials, and employees of the Senate, taking action on amendments, as follows:

Adopted:

(1) By 93 yeas to 1 nay, Schmitt amendment No. 153, clarifying conditions under which a Senate Member or employee is required to report the interests of their spouse or dependents; Page 8967

(2) Modified Stevens amendment No. 134, having the effect of deleting from the resolution section 1 of Rule 43, barring acceptance of gifts or favors which may affect performance of official duties; Page 8972

(3) Muskie unprinted amendment No. 94, requiring committee staff employees whose salaries exceed $25,000 to divest themselves of substantial holdings which may be directly affected by actions of that committee; and Page 8977

(4) Modified Johnston amendment No. 125, to more clearly define the term "gift" as it pertains to food, beverage, or entertainment. Page 8996

Rejected:

(1) Stevenson amendment No. 146, providing substitute language for section making Prohibition Against Unofficial Office Accounts (tabled by 47 yeas to 43 nays); Page 8978

(2) Tower unprinted amendment No. 96, barring Senators or employees receiving salaries in excess of $35,000 from accepting payments from the Treasury or from Federally-regulated enterprises (tabled by 63 yeas to 22 nays); and Page 8989

(3) Tower unprinted amendment No. 97, limiting Senators or employees receiving more than $35,000 annually from receiving in excess of 15 percent of such salaries from the Government or from Federally regulated enterprises (tabled by 53 yeas to 28 nays). Page 8995

When Senate resumes consideration of this measure tomorrow, pending amendment will be Durkin amendment No. 103, dealing with family enterprises, to be followed by Durkin amendment No. 104, dealing with conflict of interest, all time on both amendments having expired. Page 9002

Pages 8967–9003

Economic Stimulus Appropriations: Senate vitiated its order of Wednesday, March 23, calling for consideration on Friday, March 25, of H.R. 4876, economic stimulus appropriations bill. Page 8960

Presidential Message: Senate received a message from the President reporting two new deferrals of budget authority totaling $12.6 million for water resources projects for the Corps of Army Engineers and the Department of the Interior—referred jointly to Committees on Appropriations, the Budget, Energy and Natural Resources, and Environment and Public Works. Page 9003

Presidential Communication: Senate received a communication from the President transmitting proposed fiscal year 1977 supplemental appropriations in the amount of $35,036,000, and amendments to fiscal year 1978 budget requests in the amount of $439,000—referred to Committee on Appropriations—ordered to be printed as Senate Document 95-31. Page 9003

Vice Presidential Appointment: Vice President appointed Senator Mathias to the National Commission on Individual Rights. Page 9060

Confirmation: Senate confirmed the nomination of Carol Tucker Foreman, of the District of Columbia, to be an Assistant Secretary of Agriculture, and to be a Member of the Board of Directors of the Commodity Credit Corporation. Pages 8961–8964, 9061

Nominations: Senate received the nominations of Dale Ernest Hathaway, of the District of Columbia, to be an Assistant Secretary of Agriculture, and to be a Member of the Board of Directors of the Commodity Credit Corporation; and

One Navy nomination in the rank of Admiral. Page 9061

Record Votes: Four record votes were taken today (total—72). Pages 8972, 8989, 8995, 8996

Recess: Senate met at 12 noon and recessed at 8:14 p.m. Page 9061

Committee Meetings

APPROPRIATIONS—SUPPLEMENTAL

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 4877, making supplemental appropriations for fiscal year 1977.

APPROPRIATIONS—EDUCATION

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Health, Education, and Welfare, receiving testimony in behalf of funds for education programs from Dr. Leonard H. Spearman, Acting Deputy Commissioner for Postsecondary Education, Dr. Herman R. Goldberg, Acting Deputy Commissioner for Elementary and Secondary Education, Dr. William F. Pierce, Acting Commissioner of Education, and Edward T. York, Deputy Commissioner for Management, all of the Office of Education, Department of Health, Education, and Welfare.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—FOREIGN AID

Committee on Appropriations: Subcommittee on Foreign Operations continued hearings on proposed budget estimates for fiscal year 1978 for foreign aid programs, receiving testimony from Robert H. Nooter, Acting Deputy Administrator, Agency for International Development.

Subcommittee will meet again on Wednesday, March 30.

COMMUNITY REINVESTMENT

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 406, to establish a system of regulatory incentives to encourage banks and savings institutions to help meet the credit needs of the communities in which they are chartered, receiving testimony from Robert Embry, Assistant Secretary of Housing and Urban Development for Community Development; Garth Marston, Chairman, Federal Home Loan Bank Board; and Gilbert Roessner, National Savings and Loan Association League, Washington, D.C.

Hearings continue tomorrow.

AIR TRANSPORTATION REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation continued hearings on bills proposing regulatory reform in the air transportation industry, including S. 292 and 689. Witnesses heard were Richard Ferris, Monte Lazarus, and Andrew DeVoursney, United Airlines, Chicago; William T. Seawell, Pan American World Airways, Inc., New York City; C. E. Meyer, Jr., Trans World Airlines, Inc., New York City; Frederick Smith, Federal Express, Memphis, Tennessee; Joseph J. Healy, Flying Tiger Line, Inc., Los Angeles; James A. Miller and Paul Quinn, American Society of Travel Agents, Washington, D.C.

Hearings continue tomorrow.

TRANSPORTATION AUTHORIZATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on S. 922, authorizing funds for fiscal year 1978 for the U.S. Railway Association, and on funds for the Office of Rail Public Counsel within the Interstate Commerce Commission, receiving testimony from George M. Stafford, Chairman, Interstate Commerce Commission; and Arthur D. Lewis, Chairman, United States Railway Association.

PETROLEUM TRANSSHIPMENT PORT

Committee on Energy and Natural Resources: Committee held oversight hearings on a proposal for the location of an international petroleum transshipment port and storage center in the Palau District, Western Caroline Islands, Trust Territory the Pacific Islands, receiving testimony from Brig. Gen. Drake Wilson, Deputy Director of Civil Works, Army Corps of Engineers; Rear Admiral Robert P. Hilton, Director of the East Asia and Pacific Region, Office of Assistant Secretary of Defense for International Security Affairs; Robert B. Oakley, Deputy Assistant Secretary of State for East Asian and Pacific Affairs; James A. Joseph, Under Secretary of the Interior; Ibedul Yutaka Gibbons, High Chief, Traditional Leader of Palau; Moses Uludong, representing Save Palau Organization, Youth of Palau, and Tia Beluad Movement; Father Felix Yaoche, representing "The Conscience of Palau"; Johnson Toribiong, Palau Legislature; and Robert Panero, Robert Panero and Associates, New York City.

Hearings were recessed subject to call.

ERDA AUTHORIZATIONS

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development continued hearings on proposed authorizations for fiscal year 1978 for the Energy Research and Development Administration, receiving testimony from Robert Thorne, Acting Assistant Administrator for Nuclear Energy, and Donald A. Beattie, Acting Assistant Administrator for Solar, Geothermal, and Advanced Energy Systems, both of the Energy Research and Development Administration.

Hearings continue tomorrow.

EMERGENCY UNEMPLOYMENT COMPENSATION

Committee on Finance: Committee ordered favorably reported with amendments H.R. 4800, to extend the Federal Supplemental Benefits (FSB) program. As approved by the committee, one amendment would extend such programs through December 31, 1977 instead of March 31, 1978.

DEVELOPMENT ASSISTANCE FUNDS

Committee on Foreign Relations: Subcommittee on Foreign Assistance held hearings on proposed legislation authorizing funds for bilateral development assistance programs for fiscal year 1978, receiving testimony from John J. Gilligan, Administrator-Designate, Agency for International Development.

Hearings continue tomorrow.

DEPARTMENT OF ENERGY

Committee on Governmental Affairs: Committee continued hearings on S. 591 and 826, to establish a Department of Energy in the Federal Government to direct coordinated national energy policy, receiving testimony from Robert Partridge, Washington, D.C., and Alexander J. Kalinski, Concord, N.H., both representing the National Rural Electric Cooperatives Association; Alex Radin, American Public Power Association, Washington, D.C.; Vernon T. Jones, Association of Oil Pipelines, Tulsa; and William P. Chapman, American Society of Heating, Refrigeration, and Air Conditioning Engineers, Inc., Milwaukee.

Hearings continue tomorrow.

SUNSET ACT

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations continued hearings on S. 2, to require reauthorization of Government pro-

grams at least every 5 years, receiving testimony from Representatives Blanchard, Conte, Mikva, Mineta, Moorhead, and Burke; and Joseph A. Califano, Jr., Secretary of Health, Education, and Welfare.

Hearings continue on Monday, March 28.

ALCOHOLISM AND DRUG ABUSE

Committee on Human Resources: Subcommittee on Alcoholism and Narcotics held oversight hearings on existing alcohol and drug abuse education programs, and proposed legislation to extend such programs, receiving testimony from William Pierce, Acting Commissioner of Education, accompanied by Dr. Helen Nowlis, Director, Office of Alcohol and Drug Education, Dr. Ernest Noble, Director, National Institute on Alcohol Abuse and Alcoholism, and Dr. Robert Dupont, Director, National Institute on Drug Abuse, all of the Department of Health, Education, and Welfare; Richard Russo, Trenton, National Association of State Drug Abuse Program Coordinators; James Smith, Massachusetts Minority Council on Alcoholism, Boston; and Richard Spoonster, National Parent Teachers Association, Washington, D.C.

Hearings continue tomorrow.

SACCHARIN BAN

Committee on Human Resources: Subcommittee on Health and Scientific Research met to discuss the recent announcement of the Food and Drug Administration stating its intention to ban the use of the artificial sweetener saccharin. Participants in today's session were Dr. David Rall, Director, National Institute of Environmental Health Sciences; Dr. Matthew Meselson, Harvard University, Cambridge; Dr. Frank J. Rauscher, American Cancer Society, New York City; Dr. Cyrus Levinthal, Columbia University, New York City; Dr. John Burns, Hoffmann La Roche, Inc., Nutley, N.J.; Dr. Fred Robbins, Case Western Reserve University, Cleveland; and Emilio Q. Daddario, Director, Office of Technology Assessment.

Subcommittee recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee ordered favorably reported the nominations of Peter F. Flaherty, of Pennsylvania, to be Deputy Attorney General; and W. J. Michael Cody, to be United States Attorney for the Western District of Tennessee.

DIET AND HEALTH

Select Committee on Nutrition and Human Needs: Committee resumed hearings to examine the relationship between diet and health, receiving testimony on the effects of meat consumption on human health from David Stroud, National Livestock and Meat Board, Chicago; Wray Finney, American National Cattlemen's Association, Ft. Cobb, Okla.; Thomas Monier, National Livestock Feeders, Walnut, Ill.; Sir. John McMichael, M.D., London, England; Dr. E. H. Ahrens, Rockefeller University, New York City; and Jack Vanier, Kansas Livestock Feeders, Topeka.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 53 public bills, H.R. 5559–5611; 1 private bill, H.R. 5612; and 13 resolutions, H.J. Res. 351–354, H. Con. Res. 176 and 177, and H. Res. 435–441, were introduced Pages 8957–8960

Reports Filed: Reports were filed as follows:

S. Con. Res. 8, authorizing the printing of the committee print entitled "The Accounting Establishment" as a Senate document (H. Rept. 95–113);

H. Res. 420, to continue the work of the Joint Committee on Congressional Operations by establishing a select committee of the House to perform the functions of such joint committee for the House (H. Rept. 95–114); and

H. Res. 411, providing for the consideration of H.R. 5045, to extend Presidential authority to submit government reorganization plans to Congress (H. Rept. 95–115). Page 8957

Journal: By a yea-and-nay vote of 386 yeas to 3 nays with 4 voting "present," Roll. No. 99, the House agreed to the Journal of Wednesday, March 23, 1977. Page 8909

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of March 30. Page 8910

FAA Authorization: By a yea-and-nay vote of 402 yeas to 6 nays, Roll No. 100, the House passed H.R. 3965, to authorize research, development, and demonstration projects relating to aviation, as amended.

Agreed to:

The committee amendment; and

An amendment requiring annual disclosure by Federal Aviation Administration officials of any financial interest held in any "person" subject to the provisions of this act.

H. Res. 430, the rule under which the bill was considered was agreed to earlier by a voice vote. Pages 8913–8918

NSF Authorization: By a yea-and-nay vote of 378 yeas to 29 nays, Roll No. 101, the House passed H.R. 4991, to authorize appropriations for activities of the National Science Foundation, as amended.

Agreed to:

An amendment requiring financial disclosure, as well as disclosure of university affiliations, of National Science Foundation employees participating in peer review groups evaluating applications for scientific research awards.

Rejected:

An amendment that sought to grant increased support with an equal opportunity of funding for cooperative research projects involving researchers from the industrial and the academic sectors (rejected by a division vote of 16 ayes to 32 noes).

H. Res. 431, the rule under which the bill was considered, was agreed to earlier by a voice vote. Pages 8918–8932

Presidential Message—Budget Deferrals: Received and read a message from the President wherein he proposes two new Budget deferrals—referred to the Committee on Appropriations and ordered printed (H. Doc. 95–111). Page 8932

State Department Supplemental Authorization: By a yea-and-nay vote of 292 yeas to 114 nays, Roll No. 102, the House passed H.R. 5040, to authorize additional appropriations for the Department of State for fiscal year 1977, as amended.

Rejected a motion to recommit the bill to the Committee on International Relations.

Agreed to:

A committee amendment of a technical nature.

Rejected:

An amendment that sought to reduce the House delegations to the NATO conference and the Interparliamentary Union from 12 to 9 members (rejected by a division vote of 15 ayes to 29 noes).

H. Res. 424, the rule under which the bill was considered, was agreed to earlier by a voice vote. Pages 8932–8939

Late Reports: Committee on Interstate and Foreign Commerce received permission to file reports by midnight Saturday, March 26, on the following bills:

H.R. 4974, Health Planning, Services, Research, Libraries Extension;

H.R. 4975, Biomedical Extension Act; and

H.R. 4976, Health Services Extension Act. Page 8939

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 8956

Adjournment: Adjourned at 3:02 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued hearings on extension of the Agriculture and Consumer Protection Act of 1973, with testimony from Secretary of Agriculture Bergland.

FOOD STAMPS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition continued hearings on food stamp legislation. Testimony was heard from Representative Chisholm and public witnesses.

WHEAT AND WHEAT FOODS NUTRITION ACT—WOOL ACT

Committee on Agriculture: Subcommittee on Livestock and Grains held a hearing on H.R. 5155, Wheat and Wheat Foods Nutrition Education Act. Testimony was heard from USDA and public witnesses.

Following the hearing, the Subcommittee approved for full committee action H.R. 5481 amended, Wheat and Wheat Foods Nutrition Act; and recommended language to the full committee for extension of the Wool Act.

HOUSING THE ELDERLY

Select Committee on Aging: Subcommittee on Health and Long Term Care and Housing and Consumer Interests held a joint hearing on housing the elderly. Testimony was heard from public witnesses.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on the Agricultural Stabilization and Conservation Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held hearings on shipbuilding and heard testimony from Admiral Rickover and public witnesses.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on Export-Import Bank of the U.S.; military assistance programs; international military education and training; and foreign military credit sales.

HUD APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on HUD.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Bureau of Mines.

HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on Library resources; special projects and training; and salaries and expenses, O.E.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on investigative staff reports.

RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary held hearings on Commission on Security and Cooperation in Europe; Arms Control and Disarmament Agency; and Legal Services Corporation.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Federal Aviation Administration.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held hearings on Economic Advisors; Council on International Economic Policy; Electronic Fund Transfers; and Administrative Conference of U.S.

AIR FORCE PROGRAMS

Committee on Armed Services: Held a hearing on the Administration's budget amendments affecting Air Force programs—advanced tanker cargo aircraft and A-10 aircraft. Testimony was heard from Lt. Gen. Alton D. Slay, Department of the Air Force.

UNIFORMED SERVICES UNIVERSITY OF THE HEALTH SCIENCES

Committee on Armed Services: Subcommittee on Investigations continued hearings on the proposal to discontinue funding for the Uniformed Services University of the Health Sciences. Testimony was received from David Packard, Chairman of the Board and Acting President of the University.

DEBT COLLECTION PRACTICES ACT

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House H.R. 5294 amended, Debt Collection Practices Act.

U.S. PARTICIPATION IN INTERNATIONAL DEVELOPMENT INSTITUTIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance continued hearings on H.R. 4842, to provide for increased participation by the U.S. in the International Bank for Reconstruction and Development, the International Development Association, the International Finance Corporation, the Asian Development Bank and the Asian Development Fund. Testimony was heard from public witnesses.

Following the hearing, the Subcommittee met for markup of H.R. 4842 (title above).

PRODUCTIVITY AND ECONOMIC STABILIZATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on H.R. 2596, Human Resources Development Act, and related bills. Testimony was heard from James Scearce, Federal Mediation and Conciliation Service; representatives of National Center for Productivity and Quality of Working Life; City and State officials; and public witnesses.

Hearings continue Thursday, March 31.

INTERNATIONAL BANKING OPERATIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation, and Insurance held a hearing on international banking operations. Testimony was heard from representatives of the Federal Deposit Insurance Corporation; and General Accounting Office.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued markup of H.R. 4703, Housing and Community Development Act of 1977, and will resume tomorrow.

INVEST PUBLIC MONEYS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy met and approved for full committee action a clean bill in lieu of H.R. 3929, to authorize the Secretary of the Treasury to invest public moneys.

1978 BUDGET

Committee on the Budget: Began markup of the first budget resolution for fiscal year 1978, and will resume tomorrow.

CHILD NUTRITION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 1139, to extend for five years certain child nutrition programs under the National School Lunch Act and the Child Nutrition Act. Testimony was heard from public witnesses.

FAIR LABOR STANDARDS AMENDMENTS

Committee on Education and Labor: Subcommittee on Labor Standards held a hearing on H.R. 3744, Fair Labor Standards Amendments. Testimony was heard from Secretary of Labor Marshall and public witnesses.

COMMITTEE ORGANIZATION

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held an organizational meeting.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action the following resolutions:

H. Res. 428, providing funds for the Select Committee on Ethics;

H. Res. 434, providing additional funds for the expenses of the Committee on International Relations in connection with visits to the United States by Heads of States and other foreign dignitaries;

H. Res. 435, continuing resolution;

H. Res. 436, providing funds for expenses incurred by the former Select Committee on Professional Sports; and

H. Res. ——, providing funds for the House Information Systems.

SURFACE MINING

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued markup of H.R. 2, Surface Mining Control and Reclamation Act of 1977, and will resume on Monday, March 28.

CONVEYANCE OF LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held hearings on and approved for full committee action H.R. 1403 amended, and H.R. 2527, both private bills.

LAND AND WATER CONSERVATION FUND—CHATTAHOOCHEE RIVER NATIONAL RECREATION AREA

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs met and approved for full committee action the following bills:

H.R. 5306 as amended, to amend the Land and Water Conservation Fund Act of 1965; and

H.R. 3173 as amended, to authorize the establishment of the Chattahoochee River National Recreation Area in the State of Georgia.

STATE DEPARTMENT AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations concluded hearings on the State Department Authorization for fiscal year 1978, with testimony from officials of the State Department.

ECONOMIC ASSISTANCE FOR LATIN AMERICA

Committee on International Relations: Subcommittee on Inter-American Affairs held a hearing on foreign economic assistance for Latin America for fiscal year 1978. Testimony was heard from officials of State Department; Agency for International Development, and public witnesses.

U.S. FOOD POLICY

Committee on International Relations: Subcommittee on International Development held a hearing on U.S. food policy: options for the future. Testimony was heard from representatives of American Council of Voluntary Agencies for Foreign Service; CARE; and Catholic Relief Services.

LONG-TERM NATURAL GAS ISSUES

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on long-term natural gas issues. Testimony was heard from representatives of Federal Power Commission; U.S. Geological Survey; Federal Energy Administration; and public witnesses.

Hearings continue tomorrow.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and Environment continued makup on amendments to the Clean Air Act, and will resume on Tuesday, March 29.

FPC ADVERSE PERSONNEL ACTIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on adverse personnel actions against professional staff members at the Federal Power Commission with testimony from FPC officials.

BANKRUPTCY LAWS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, revision of bankruptcy laws, and will resume on Monday, March 28.

ADDITIONAL FEDERAL JUDGESHIPS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law continued hearings on H.R. 3685, to authorize additional Federal judgeships. Testimony was heard from Chief Judge James R. Browning, U.S. Court of Appeals for the Ninth Circuit; and Judge John Butzner, U.S. Court of Appeals for the Fourth Circuit.

FOREIGN MEDICAL GRADUATES

Committee on the Judiciary: Subcommittee on Immigration, Citizenship, and International Law held a hearing on foreign medical graduates. Testimony was heard from Christopher Chapman, Department of State; Dr. James Dickson, Department of Health, Education and Welfare; and Dr. Ray Casterline, Education Commission for Foreign Medical Graduates.

OIL POLLUTION LIABILITY

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation met for markup of H.R. 3711, Comprehensive Oil Pollution Liability and Compensation Act.

ETHICS AND FINANCIAL DISCLOSURE

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization continued hearings on H.R. 3829, ethics and financial disclosure. Testimony was heard from Representative Bedell; and Nathan Cutler, executive vice president, Association of Government Accountants.

Hearings continue tomorrow.

CHARITABLE SOLICITATIONS

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization held a hearing on H.R. 41, charitable solicitations, hearing testimony from representatives of various charitable organizations.

FEDERAL WATER POLLUTION CONTROL ACT—FORD FEDERAL BUILDING

Committee on Public Works and Transportation: Met and ordered reported favorably to the House the following bills:

H.R. 3199 as amended, to amend the Federal Water Pollution Control Act; and

H.R. 2210, to name a Federal building in Grand Rapids, Michigan, the "Gerald R. Ford Building"; and approved several public buildings prospectuses.

REORGANIZATION ACT

Committee on Rules: Granted an open rule providing for the consideration of and one hour of general debate; waiving points of order against the consideration of the bill for failure to comply with the provisions of clause 2(1)(5)(B) of Rule XI, and discharging the Committee on Government Operations from further consideration of the bill S. 626 and making it in order to strike out all after the enacting clause of the Senate bill and insert in lieu thereof the provisions contained in H.R. 5045 as passed by the House, Reorganization Act of 1977. Testimony was heard from Chairman Brooks and Representative Horton.

DOT GROUND TRANSPORTATION R&D PROGRAMS

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather continued hearings on fiscal year 1978 DOT ground transportation R&D programs. Testimony was heard from George Pastor, Urban Mass Transportation Administration.

MOTION PICTURE ASSOCIATION'S SELF-REGULATION CODE

Committee on Small Business: Subcommittee on Special Small Business Problems held a hearing on the effect of the Motion Picture Association's self-regulation code on small independent movie producers. Testimony was heard from Jack Valenti, President, Motion Picture Association of America.

AMVETS RECOMMENDATIONS

Committee on Veterans' Affairs: Held a hearing on the legislative recommendation for fiscal year 1978 from AMVETS.

INTERNATIONAL TRADE COMMISSION AUTHORIZATION

Committee on Ways and Means: Subcommittee on Trade held a hearing on the authorization for the International Trade Commission with testimony from ITC Commissioners.

Hearings continue tomorrow.

Friday, March 25, 1977

Senate

Chamber Action

Routine Proceedings, pages 9093–9150

Bills Introduced: Five bills were introduced, as follows: S. 1129–1133. Page 9108

Amendments Submitted for Printing: Page 9116

Bill Passed:

SEC Authorizations: Senate passed without amendment and sent to the House S. 1025, to increase authorizations for the Securities and Exchange Commission for fiscal year 1977. Page 9094

Bills Referred: H.R. 3965, FAA authorizations, was referred to Committee on Commerce, Science, and Transportation; H.R. 4991, NSF authorizations, was referred to Committee on Human Resources; and H.R. 5040, supplemental State Department authorizations, was referred to Committee on Foreign Relations. Page 9108

Senate Code of Conduct: Senate continued consideration of S. Res. 110, to establish a code of official conduct for Members, officials, and employees of the Senate, taking action on amendments, as follows:

Adopted:

(1) Ribicoff unprinted amendment No. 99, to correct a clerical error in the bill; Page 9100

(2) Allen unprinted amendment No. 100, of a technical and clarifying nature; Page 9107

Rejected:

(1) Durkin amendment No. 103, dealing with exemption of earned income from family-owned enterprises (tabled by 71 yeas to 4 nays); Page 9100

(2) Durkin amendment No. 104, dealing with the matter of conflict of interest (tabled by 63 yeas to 12 nays); and Page 9101

(3) Modified Roth amendment No. 100, to establish an Advisory Commission on Ethics to assist the Select Committee on Ethics in investigating serious allegations of wrongdoing (tabled by 47 yeas to 26 nays). Page 9103

When Senate resumes consideration of this measure at 11 a.m. on Monday, March 28, Senator Helms will be recognized to call up several amendments, following which Senator Cranston will be recognized to call up two amendments. Page 9148

Also, Senate reached unanimous consent agreement to vote at no later than 11 a.m. on Friday, April 1, on an amendment to be offered by Senator Baker, following disposition of which it will immediately vote on question of agreeing to the resolution. Page 9147

Pages 9098–9107, 9147, 9148

Supplemental Appropriations: Leadership is authorized to call up at any time on Wednesday or Thursday, March 30 or 31, respectively, H.R. 4877, fiscal year 1977 supplemental appropriations. Page 9148

Unanimous Consent Agreement/Grain Standards: By unanimous consent, it was agreed that when Senate proceeds to consider S. 1051, to eliminate recordkeeping requirements and supervision fees established by the Grain Standards Act of 1976, debate thereon be limited to 2 hours; 1 hour on amendments; and 30 minutes on amendments in the second degree. Page 9098

Vice Presidential Appointment: Vice President appointed Senators Goldwater and Bellmon to the Mexico-United States Interparliamentary Conference, to be held in Guaymas, Mexico, May 27–31, 1977. Page 9107

Confirmation: Senate confirmed the nomination of W. J. Michael Cody, to be United States Attorney for the Western District of Tennessee. Page 9150

Nominations: Senate received the following nominations:

Charles William Maynes, Jr., of New York, to be an Assistant Secretary of State;

Barbara M. Watson, of New York, to be Administrator, Bureau of Security and Consular Affairs, Department of State;

James F. Leonard, Jr., of New York, to be Deputy Representative of the United States to the United Nations, with the rank of Ambassador;

Chester Crawford McGuire, Jr., of California, to be an Assistant Secretary of Housing and Urban Development;

Geno Charles Baroni, of the District of Columbia, to be an Assistant Secretary of Housing and Urban Development;

Robert Haldeman Meyer, of California, to be an Assistant Secretary of Agriculture, and to be a Member of the Board of Directors of the Commodity Credit Corporation; and

Michael Pertschuk, of the District of Columbia, to be a Federal Trade Commissioner for the term of seven years from September 26, 1977. Pages 9149, 9150

Record Votes: Three record votes were taken today (total—75). Pages 9101, 9103, 9107

Recess: Senate met at 12 noon and recessed at 4:11 p.m. Page 9149

Committee Meetings

FOOD STAMP PROGRAM

Committee on Agriculture, Nutrition and Forestry: Subcommittee on Nutrition held oversight hearings on the food stamp program, receiving testimony from Nancy Leidenfrost, Extension Service, Department of Agriculture; Theresa Carmody, National Congress of American Indians', Washington, D.C.; Mel Sampson, Yakima Reservation, Poppenish, Washington; Lewis Eskeet, Navajo Tribe, Window Rock, Arizona; Ellis Nowshisgun, Crow Reservation, Montana; Rick Hart, Food Research and Action Center, Washington, D.C.; Peter Ryerbach, Bread and Law Task Force, Briston, Vermont; Betty Parker, Southeast Vermont Community Action, Westminister; Thelma V. Rutherford, Food Stamp Advisory Committee, Washington, D.C.; Bert Seidman, AFL-CIO, Washington, D.C.; Mary Jo Kirschman, Maryland Food Committee, Inc., Baltimore; Marion Wood, State Department of Benefit Payments, Sacramento, California; John C. Rothberg, Alexandria Interface Task Force on Hunger, Alexandria, Va.; and Robert Teets, California Rural Legal Assistance, San Francisco.

Committee will meet again on Friday, April 1, to hear Secretary of Agriculture Bergland on the Administration's proposal regarding the food stamp program.

APPROPRIATIONS—EDUCATION

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Health, Education, and Welfare, receiving testimony in behalf of funds for education programs from Dr. Charles H. Buzzell, Acting Deputy Commissioner for Occupational and Adult Education, and Dr. Edwin W. Martin, Acting

Deputy Commissioner, Bureau of Education for the Handicapped, both of the Office of Education, Department of Health, Education, and Welfare.

Subcommittee will meet again on Tuesday, March 29.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior, receiving testimony from George L. Turcott, Associate Director, Bureau of Land Management, Department of the Interior.

Subcommittee will meet again on Tuesday, March 29.

NOMINATIONS AND ERDA AUTHORIZATION

Committee on Armed Services: Committee ordered favorably reported the nominations of David E. McGiffert, of the District of Columbia, and Gerald Paul Dinneen, of Massachusetts, each to be an Assistant Secretary of Defense; and 2,571 routine nominations in the Army, Navy, Air Force, and Marine Corps.

Also, committee held hearings on the nominations of William James Perry, of California, to be Director of Defense Research and Engineering; and David Emerson Mann, of Maryland, to be an Assistant Secretary of the Navy, where the nominees testified and answered questions on their own behalf. Senator Mathias introduced Mr. Mann.

Prior to these actions, committee received a report on the nominations of Messrs. McGiffert and Dinneen from Senator Bartlett, ranking minority member of the Subcommittee on Research and Development.

Committee in closed session received testimony on fiscal year 1978 authorization requests for the Energy Research and Development Administration with respect to national security programs from Robert W. Fri, Acting Administrator, Alfred D. Starbird, Assistant Administrator for National Security, Maj. Gen. Joseph K. Bratton (USA), Director, Division of Military Application, Adm. Hyman G. Rickover, Director, Division of Naval Reactors, and Dr. C. Martin Stickley, Director, Division of Laser Fusion, all of the Energy Research and Development Administration.

Committee recessed subject to call.

COMMUNITY REINVESTMENT

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 406, to establish a system of regulatory incentives to encourage banks and savings institutions to help meet the credit needs of the communities in which they are chartered, receiving testimony from M. Todd Cooks, Philadelphia Savings Fund Society, Pa.; Ronald Grzywinski, South Shore National Bank of Chicago; Morris R. Crawford, National Association of Mutual Savings Banks, Washington, D.C.; Edward Brooks, U.S. League of Savings Associations, Washington, D.C.; Kathleen Hamilton, Central West End Savings and Loan Association, St. Louis; and A. A. Milligan, American Bankers Association, Washington, D.C.

Hearings were recessed subject to call.

OCEAN SHIPPING

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine and Tourism held oversight hearings on ocean shipping practices, receiving testimony from Harry deVenoge, McLean, Virginia; W. J. Amoss, Jr., Lykes Bros. Steamship Co., Inc., New Orleans; Manuel Diaz, Adherence Group, New York City; Karl-Heinz Sager, Hapag-Lloyd, AG, Hamburg, Germany.

Hearings were recessed subject to call.

AIR TRANSPORTATION REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation continued hearings on bills proposing regulatory reform in the air transportation industry, including S. 292 and 689. Witnesses heard were Arthur F. Kelly, Western Air Lines, Inc., Los Angeles; Harvey Wexler, Continental Air Lines, Inc., Los Angeles; Alan F. Heath, Pacific American Airlines, Burbank; Frederick W. Bradley, Jr., Citibank, New York City; William McCurdy, Equitable Life Assurance Society of the U.S., New York City; Norman Weintraub and Norman Goldstein, The International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers Union, Washington, D.C.; and William A. Ordway, American Association of State Highway and Transportation Officials Standing Committee on Aviation, Washington, D.C.

Hearings continue on Monday, March 28.

ERDA AUTHORIZATIONS

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development continued hearings on proposed authorizations for fiscal year 1978 for the Energy Research and Development Administration, receiving testimony from Dr. Carol Otte, Union Oil Company, Los Angeles; Carthrae M. Laffoon, Republic Geothermal, Inc., Santa Fe Springs, California; Evan Hughes, Geothermal Energy and Fuels Office, California Energy Commission, Sacramento; Dr. George O. G. Löf, Solaron Corporation, Denver; J. Hilbert Anderson, Sea Solar Power, York, Pennsylvania; Daniel J. Schneider, Lift Translator Company, Irving, Texas; William Matlock, Sunpower Systems Corporation, Tempe, Arizona; and Mark Reis, Friends of the Earth, Washington, D.C.

Hearings continue on Monday, March 28, with testimony on nuclear aspects of the ERDA authorizations proposed legislation.

NOMINATIONS AND CLEAN AIR ACT AMENDMENTS

Committee on Environment and Public Works: Committee ordered favorably reported the nominations of James Gustave Speth, of the District of Columbia, to be a Member of the Council on Environmental Quality; and Robert L. Herbst, of Minnesota, to be Assistant Secretary of the Interior for Fish and Wildlife.

Also, committee resumed consideration of bills proposing amendments to the Clean Air Act (S. 252 and 253), but did not complete action thereon and will meet again on Monday, March 28.

DEVELOPMENT ASSISTANCE FUNDS

Committee on Foreign Relations: Subcommittee on Foreign Assistance continued hearings on proposed legislation authorizing funds for bilateral development assistance programs for fiscal year 1978, receiving testimony from Kenneth D. Naden, Chairman, Advisory Committee on Overseas Cooperative Development; Thomas Fox, Volunteers and Technical Assistance, Inc., Mt. Rainier, Md.; George Chauncey, Presbyterian Church of the United States, Washington, D.C.; C. Payne Lucas, Africare, Washington, D.C.; and Edward P. Bullard, Technoserve, Inc., Darien, Conn.

Subcommittee will meet on Wednesday, March 30, to begin consideration of this legislation.

DEPARTMENT OF ENERGY

Committee on Governmental Affairs: Committee continued hearings on S. 591 and 826, to establish a Department of Energy in the Federal Government to direct coordinated national energy policy, receiving testimony from Elmer B. Staats, Comptroller General of the United States; L. M. Pellerzi, American Federation of Government Employees, Washington, D.C.; George E. Pake, Center for Advanced Studies for Behavioral Science, Palo Alto, Calif.; Harry J. Breithaupt, Association of American Railroads, Washington, D.C.; and Allen Odgen, U.S. Labor Party, Washington, D.C.

Hearings continue on Tuesday, March 29.

NOMINATIONS

Committee on Human Resources: Committee concluded hearings on the nominations of Mary Berry, of Colorado, to be Assistant Secretary of Health, Education, and Welfare; and Ernest L. Boyer, of New York, to be Commissioner of Education, after the nominees testified and answered questions on their own behalf. Senator Hart introduced Ms. Berry; and Senator Javits introduced Mr. Boyer.

ALCOHOLISM AND DRUG ABUSE

Committee on Human Resources: Subcommittee on Alcoholism and Narcotics continued oversight hearings on existing alcohol and drug abuse education programs, and proposed legislation to extend such programs, receiving testimony from Madonna Clifford, University of Maine, Farmington, accompanied by Becky Yates, Mechanic Falls, Maine; Jack Valenti, Motion Picture Association of America, Washington, D.C.; Henry Winkler, Los Angeles; Michael Goodstadt, Addiction Research Foundation, Toronto, Canada; Dr. Alan Cohen, Pacific Institute for Research and Evaluation, Walnut Creek, California; Dr. John Swisher, Addiction Prevention Laboratory, State College, Pennsylvania; Leonard Boche, Alcohol and Drug Problems Association, Minneapolis, Minn.; and Gavin Blane, Chief of Police, Bergenfield, New Jersey.

Hearings were recessed subject to call.

VETERANS' LEGISLATIVE RECOMMENDATIONS

Committee on Veterans' Affairs: Committee held hearings to receive legislative recommendations for 1977 from Thomas J. McDonough, AMVETS, Washington, D.C.; and Harold B. Say, Veterans of World War I of the U.S.A., Inc., Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, March 28.

Committee Meetings

FOOD STAMPS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition concluded hearings on food stamp legislation. Testimony was heard from public witnesses.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on the Congressional Rural Caucus.

HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on National Institute of Education; Assistant Secretary for Education; salaries and expenses.

JUSTICE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary held hearings on Marine Mammal Commission; Foreign Claims Settle-

ment Commission; and International Trade Commission.

ARMY TANK PROGRAM

Committee on Armed Services: Subcommittee on Investigations held a hearing on the Army's tank program. Testimony was heard from Maj. Gen. Rober Baer, Project Manager, XM-1 Tank System; and Edward Miller, Assistant Secretary for Research and Development, Department of the Army.

CIVIL DEFENSE BUDGET

Committee on Armed Services: Subcommittee on Military Installations and Facilities met for markup of the civil defense budget for fiscal year 1978 and considered cost-variation reports for certain military construction projects. Testimony was heard from RAdm. Kenneth P. Sears, USN, Director, Construction Operations and Facilities Management.

EXPORT-IMPORT BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment, and Monetary Policy held a hearing on Export-Import Bank legislation. Testimony was heard from representatives of Departments of State and Treasury; and Export-Import Bank.

Hearings continue Monday, Mar. 28.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued markup of H.R. 4703, Housing and Community Development Act of 1977, and will resume on Monday, March 28.

LONG-TERM NATURAL GAS ISSUES

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on long-term natural gas issues. Testimony was heard from representatives of U.S. Geological Survey; Bureau of Land Management; and public witnesses.

Hearings continue Monday, March 28.

AQUACULTURE DEVELOPMENT

Committee on Merchant Marine and Fisheries: Subcommittees on Fisheries and Wildlife Conservation and the Environment and on Oceanography held a joint hearing on H.R. 1833 and 4739, to provide for the development of aquaculture in the United States. Testimony was heard from representatives of Departments of Interior, Commerce, Agriculture, Small Business Administration, and industry.

ETHICS AND FINANCIAL DISCLOSURE

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization continued hearings on H.R. 3829, ethics and financial disclosure. Testimony was heard from Mortimer Caplin, National Civil Service League; Irving Geller, National Federation of Federal Employees; and Ronald P. Johnson, Federal Professional Association.

INTERNATIONAL TRADE COMMISSION AUTHORIZATION

Committee on Ways and Means: Subcommittee on Trade continued hearings on the International Trade Commission authorization. Testimony was heard from representatives of U.S. Customs; International Trade Commission; Department of Commerce; and public witnesses.

Monday, March 28, 1977

Senate

Chamber Action

Routine Proceedings, pages 9202–9245

Bills Introduced: Nineteen bills and one resolution were introduced, as follows: Pages 9204, 9222

Bills Reported: Reports were made as follows:

H.R. 3477, to provide for a refund of 1976 individual income taxes, to reduce individual and business income taxes, and simplify and reform certain other tax laws, with amendments (together with additional, minority, and supplemental views) (S. Rept. 95-66);

H.R. 4800, to extend the Federal Supplemental Benefits (FSB) program, with amendments (S. Rept. 95-67);

Special Report of Committee on Rules and Administration covering its activities of the 94th Congress (S. Rept. 95-68); and

S. 36, requesting funds for fiscal year 1977 for the Energy Research and Development Administration for programs in energy research and development not related to the development of nuclear energy, with amendments (S. Rept. 95-69);

S. 37, to establish a $300 million ceiling on Energy Research and Development Agency loan guarantee programs for converting biomass into synthetic fuels and other forms of energy, with amendments (S. Rept. 95-70); and

S. Res. 126, waiving section 303(a) of the Congressional Budget Act with respect to consideration of H.R. 3477, to provide for a refund of 1976 individual income taxes, to reduce individual and business income taxes, and simplify and reform certain other tax laws (without written report) (referred to Committee on the Budget). Page 9203

Joint Referral: S. 807, to assist small business concerns in areas of solar energy equipment, referred to Committee on Energy and Natural Resources on January 24, was jointly referred to Select Committee on Small Business for its consideration of Title I. Page 9204

Measures Passed:

White House Conference on Small Business: Senate agreed to S. Res. 105, requesting a White House Conference on Small Business, after agreeing to Nelson unprinted amendment No. 101, directing the Secretary of the Senate to transmit a copy of the resolution to the President. Pages 9163, 9164

Senate Code of Conduct: Senate continued consideration of S. Res. 110, to establish a code of official conduct for Members, officials, and employees of the Senate, taking action on amendments, as follows:

Adopted:

(1) Wallop amendment No. 159, to clarify language concerning establishment of blind trusts; Page 9172

(2) Nelson amendments No. 163, en bloc, of a technical and conforming nature; Page 9173

(3) Cranston amendment No. 99, to allow two Senatorial assistants, rather than one, to handle campaign funds in a Senator's Washington office; Page 9173

(4) Modified Cranston amendment No. 156, increasing to $500 annual aggregate gift disclosure level for an adult dependent; Page 9174

(5) Huddleston unprinted amendment No. 102, to allow a Senator to continue service on certain boards if they have served on such boards for two years prior to coming to the Senate; Page 9175

(6) Nelson unprinted amendment No. 104, to exclude from earned income compensation from managerial or supervisory activities (which consume little time) to protect the interests in a family enterprise; Page 9182

(7) Modified Javits amendment No. 127, calling for a study by Committees on Finance and Appropriations of the $3,000 annual tax deductibility for Washington expenses of Members of Congress; Page 9184

(8) Javits unprinted amendment No. 106, to clarify section concerning gifts from foreign nationals; Page 9185

(9) Percy amendment No. 108, to prohibit discriminatory employment practices in the Senate on the basis of age; Page 9185

(10) Percy amendment No. 109, to require Ethics Committee to promulgate regulations to protect the confidentiality of tax returns; Page 9185

(11) Percy amendment No. 110, to require that the Appropriations Committee study includes the question of the adequacy of current clerk hire allowances; Page 9186

(12) Allen unprinted amendment No. 107 (to Percy amendment No. 110), to include a study of the question of combining and/or merging official Senatorial allowances; Page 9202

(13) Percy amendment No. 145, to allow a Member or employee to use the net figure of gifts received—gifts made to determine whether or not a report must be filed under the rules. Page 9186

Rejected: Bellmon amendment No. 120, to delete language prohibiting a Member from engaging in "professional services" (tabled by 53 yeas to 22 nays). Page 9193

When Senate resumes consideration of this bill on Tuesday, March 29, it will take up Helms amendment No. 112, increasing from 60 to 90 days the period prior to a general election during which a mass mailing may not be made by the Senator or candidate of the Senate (20 minute time limitation); following disposition of which it will vote on: (1) Helms amendment No. 114, to require cost-to-the-public information on the front page of newsletters; (2) Helms amendment No. 113, limiting distribution of newsletters to four per year; (3) Helms amendment No. 158, clarifying the status of foreign travel by Senators when paid for by foreign charitable or educational foundations; (4) Helms amendment No. 111, requiring a Senator to report on any foreign travel made at public expense; and (5) Percy amendment No. 133, to delete prohibition against provision of professional services for compensation, and retain prohibition against activities which would conflict with performance of official duties. Pages 9245, 9246
Pages 9163–9202, 9245

Presidential Communication: Senate received a communication from the President requesting supplemental appropriations totaling $730 million for fiscal year 1977 for Small Business Administration disaster loan fund, drought emergency assistance by Departments of the Interior and Commerce, and programs of the Department of Agriculture—referred to Committee on Appropriations and ordered printed as Senate Document 95-32. Page 9202

Unanimous Consent Agreement—Housing: By unanimous consent it was agreed that when Senate proceeds to consider S. 1070, to authorize additional funds for housing assistance for lower income Americans in fiscal year 1977, and to extend the Federal riot reinsurance and crime insurance programs, debate thereon be limited to 2 hours; 2 hours on an amendment to be offered by Senator Javits; 1 hour on any other amendment; and 30 minutes on amendments in the second degree. Page 9245

Record Vote: One record vote was taken today (total—76). Page 9197

Recess: Senate met at 11 a.m. and recessed at 6:21 p.m. Page 9246

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Agriculture, receiving testimony from public witnesses.

Subcommittee will meet again tomorrow to hear officials of the Farm Credit Administration and additional public witnesses.

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Housing, and Urban Development, receiving testimony from Secretary Patricia Roberts Harris.

Subcommittee will meet again on Monday, April 4.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony from Senators McClellan, DeConcini, Haskell, Pearson, Bellmon, and Church; former Senator Gordon Allott, Lamar, Colorado; Governors Raul H. Castro, of Arizona and Richard Lamm, of Colorado, and public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation resumed hearings on proposed budget estimates for fiscal year 1978 for the Federal Aviation Administration, receiving testimony from its Administrator, Dr. John McLucas.

Subcommittee will meet again on Tuesday, April 19.

AIR TRANSPORTATION REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation continued hearings on bills proposing regulatory reform in the air transportation industry, including S. 292 and 689. Witnesses heard were Charles F. Butler, A. Oakley Brooks, and V. Michael Straus, Air New England, East Boston, Mass.; Lewis C. Burwell, Jr., Pinehurst Airlines, Inc., Pinehurst, North Carolina; Preston H. Wilbourne, Air Wisconsin, Inc., Appleton; Jack Shafer, Washington, D.C.; Gary Jarmin, American Conservation Union, Washington, D.C.; and H. Boyce Budd, Jr., and Jack Rosenthal, both of Summit Airlines, Philadelphia.

Hearings continue tomorrow.

DOMESTIC TELECOMMUNICATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings to inquire into domestic communications common carrier policies (i.e., telephones, computers, etc.). Witnesses heard were Frank James, National Telephone Cooperative Association, Washington, D.C.; C. Gus Grant, Ad Hoc Committee for Competitive Telecommunications, Washington, D.C.; Phillip Whittaker, Satellite Business Systems, Washington, D.C.; Edwin Spievack, Washington, D.C., representing North American Telephone Association; Farrel Peltz, Newton, Mass., representing Independent Data Communications Manufacturers Association; Wilson Garnett, Chicago, and R. G. Nehring, Washington, D.C., representing United States Independent Telephone Association; and Paul Henson, Telecommunications, Inc., Shawnee Mission, Kansas.

ERDA AUTHORIZATIONS

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development continued hearings on proposed authorization for fiscal year 1978 for the Energy Research and Development Administration, with testimony on proposed funding for nuclear power from George L. Gleason, American Nuclear Energy Council, Washington, D.C.; James M. Cubie, New Directions, Washington, D.C.; George Hardigg, Advanced Nuclear Systems Division, Westinghouse Electric Corporation, Washington, D.C.; Jeffery Knight, Friends of the Earth, Washington, D.C.; and A. B. Trowbridge, Dr. L. J. Colby, and Dr. J. A. Buckham, all of Allied Chemical Corporation, Washington, D.C.

Subcommittee recessed subject to call.

CLEAN AIR ACT AMENDMENTS

Committee on Environment and Public Works: Committee continued consideration of bills proposing amendments to the Clean Air Act (S. 252 and 253), but did not complete action thereon and will meet again tomorrow.

FOREIGN ECONOMIC POLICY

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy resumed oversight hearings on major international economic issues facing the United States, receiving testimony from Lawrence B. Krause, Brookings Institution, Washington, D.C.; and Robert Mundell, Columbia University, New York City.

Subcommittee will meet again tomorrow.

SUNSET ACT

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations resumed hearings on S. 2. to require reauthorization of Government programs at least every 5 years, receiving testimony from Senator Hathaway, Alice Rivlin, Director, Congressional Budget Office; Elmer B. Staats, Comptroller General of the United States; and David Cohen, Common Cause, Washington, D.C.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 59 public bills, H.R. 5613–5671; 3 private bills, H.R. 5672–5674; and 10 resolutions, H.J. Res. 355–359, H. Con. Res. 178 and 179, and H. Res. 442–444, were introduced. Pages 9286–9289

Bills Reported: Reports were filed as follows:

H.R. 4974, Health Planning, Services, Research, Libraries Extension (H. Rept. 95–116);

H.R. 4975, Biomedical Extension Act (H. Rept. 95–117);

H.R. 4976, Health Services Extension Act (H. Rept. 95–118); all the foregoing reports were filed on Saturday, March 26;

Report entitled "Report of the Select Committee on Assassinations" (H. Rept. 95–119);

H.R. 1680, waiver of penalties from application to 1976 of Tax Reform Act of 1976 (H. Rept. 95–120);

H.R. 1828, effective date of changes in sick pay exclusion, amended (H. Rept. 95–121);

H.R. 4090, withholding on certain gambling winnings (H. Rept. 95–122);

H.R. 2992, to authorize appropriations for fiscal year 1978 to carry out the Comprehensive Employment and Training Act of 1973, as amended (H. Rept. 95–123);

Report entitled "Subdivisions of Budget Allocations to Subcommittees for fiscal year 1977" (H. Rept. 95–124);

H.R. 2521, to provide for the mandatory inspection of domesticated rabbits slaughtered for human food (H. Rept. 95–125);

H.R. 3416, to provide that leasing of flue-cured tobacco acreage-poundage marketing quotas after June 15 of any year be permitted only between farms on which at least 80 percent of the farm acreage allotment was planted for such year (H. Rept. 95–126); and

H.J. Res. 351, making further continuing appropriations for fiscal year 1977 (H. Rept. 95–127). Page 9286

Late Report: Committee on Appropriations received permission to file a report by midnight tonight on H.J. Res. 351, making further continuing appropriations for fiscal year 1977. Page 9246

Committee To Sit: Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings under the 5-minute rule of the House on Tuesday, March 29. Page 9247

Congressional Operations: By a yea-and-nay vote of 211 yeas to 147 nays, Roll No. 104, the House agreed to H. Res. 420, establishing a Select Committee on Congressional Operations. Pages 9247–9257

Referral: One Senate-passed bill was referred to the appropriate House committee. Page 9285

Adjournment: Adjourned at 3:08 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Subcommittee on Dairy and Poultry began markup of the Dairy portion of the Agriculture and Consumer Protection Act extension, and will resume on Wednesday, March 30.

CONTINUING APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House H.J. Res. 351, making further continuing appropriations for the fiscal year 1977.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture heard testimony from Members of Congress and public witnesses.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on Military assistance program and international military education and training; and foreign military credit sales.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on the VA Target System.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Fish and Wildlife Service.

HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on the Social and Rehabilitation Service, public assistance, and Work Incentives (WIN).

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works heard testimony from Members of Congress and public witnesses.

COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary held hearings on Federal Maritime Commission; Office of the Special Representative for Trade Negotiations; and Federal Trade Commission.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Highway Safety Administration.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on Office of Drug Abuse Policy; and Defense Civil Preparedness Agency.

ARMY'S TANK PROGRAM

Committee on Armed Services: Subcommittee on Investigations continued hearings on the Army's tank program. Testimony was heard from Brig. Gen. Phillip Bolte, Assistant Project Manager, XM-1 Tank System; and Col. Robert E. Butler, Project Manager, M-60 Tank Development.

DOD AUTHORIZATION—RESEARCH

Committee on Armed Services: Subcommittee on Research and Development met for discussion in preparation for markup of Title II of H.R. 5068, Defense authorization for fiscal year 1978, and will resume tomorrow.

NAVY SEAFARER PROGRAM

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the Navy Project Seafarer Program and the status of the Defense Department deliberations on the In-House Research and Development Laboratories. Testimony was heard from Department of the Navy and Department of Defense officials.

DOD AUTHORIZATION—MANPOWER

Committee on Armed Services: Subcommittee on Military Personnel met for markup of Titles III through VI of H.R. 5068, Defense authorization for fiscal year 1978.

EXPORT-IMPORT BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy continued hearings on Export-Import Bank. Testimony was heard from Representatives Harkin and Long of Maryland; and representatives of AFL-CIO; Morgan Guaranty Trust Co.; Machinery and Allied Products Institute; Department of State; Westinghouse; and other public witnesses.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued markup of H.R. 4703, Housing and Community Development Act, and will resume tomorrow.

1978 BUDGET

Committee on the Budget: Continued markup of the first budget resolution for fiscal year 1978, and will resume tomorrow.

SAINT ELIZABETHS HOSPITAL CORPORATION

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs held a hearing on H.R. 3335, to establish a government corporation to operate Saint Elizabeths Hospital. Testimony was heard from representatives of Community Mental Health Center Advisory Board, Areas A, B, C, and D; D.C. Mental Health Association; and Human Resources Division, GAO.

Hearings continue tomorrow.

DEPARTMENT OF ENERGY

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 4263, to establish a Department of Energy. Testimony was heard from Dr. James Schlesinger, Energy Adviser to the President.

SURFACE MINING

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment met and approved for full committee action H.R. 2, amended, Surface Mining Control and Reclamation Act of 1977.

ASSISTANCE TO AFRICA

Committee on International Relations: Subcommittee on Africa held a hearing on security supporting assistance and foreign military sales programs to Africa. Testimony was heard from Dr. Arnt Meyer-Lie, representing Amnesty International; Dr. Herbert Weiss, Brooklyn College; and Dr. Thomas Farer, Rutgers University.

Hearings continue tomorrow.

BANKRUPTCY LAWS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, revision of bankruptcy laws, and will resume tomorrow.

PRIVATE CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and acted on private claims bills.

AQUACULTURE DEVELOPMENT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment and on Oceanography continued joint hearings on H.R. 1833, to provide for the development of aquaculture in the United States. Testimony was heard from representatives of Shellfish Institute of North America; Aquaculture Systems; Louisiana State University; and other public witnesses.

OCS LANDS ACT AMENDMENTS

Ad Hoc Committee on Outer Continental Shelf: Held a hearing on H.R. 1614, Outer Continental Shelf Lands Act Amendments. Testimony was heard from representatives of CEQ; NACOA; Departments of Commerce, Defense, Labor and Transportation.

Hearings continue Tuesday, April 5.

FEDERAL CONTRACTING OUT PRACTICES

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization held an oversight hearing on contracting out practices of the Federal Government, hearing testimony from representatives of the Civil Service Commission.

Hearings continue Thursday, March 31.

SELECT COMMITTEE ON ASSASSINATIONS CONTINUATION

Committee on Rules: Ordered reported favorably to the House H. Res. 433, amended, providing for the continuation of the Select Committee on Assassinations; and granted a rule providing for consideration of the resolution in the House as in the Committee of the Whole. Testimony was heard from Representatives Stokes, Devine and Pickle.

TAX HOME FOR STATE LEGISLATURES—DAY CARE SERVICES DEDUCTIONS

Committee on Ways and Means: Held hearings on the tax home for State legislators; and on the deductibility of expenses allocated to the use of a dwelling in a trade or business to provide day care service. Testimony was heard from Representatives Fraser and Vento, Department of the Treasury, and public witnesses.

Tuesday, March 29, 1977

Senate

Chamber Action

Routine Proceedings, pages 9404–9498

Bills Introduced: Twenty-four bills and two resolutions were introduced, as follows: S. 1153–1176; S.J. Res. 41; and S. Res. 127. Pages 9417, 9446

Bills Reported: Reports were made as follows:

H. Con. Res. 142, urging the Canadian Government to reassess its policy of permitting the killing of newborn harp seals, with amendments (S. Rept. 95–71);

S. 266, authorizing funds for the Energy Research and Development Administration to render financial assistance to limit radiation exposure from uranium mill tailings used for construction, with amendments (S. Rept. 95–72);

S. Res. 123, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of H.R. 1070, to authorize additional funds for housing assistance for lower income Americans in fiscal year 1977, and to extend the Federal riot reinsurance and crime insurance programs (S. Rept. 95–73). Page 9416

Amendments Submitted for Printing: Page 9446

Bill Passed:

Continuing Appropriations: Senate passed without amendment and cleared for the President H.J. Res. 351, making further continuing appropriations for fiscal year 1977. Pages 9410, 9411

Senate Code of Conduct: Senate continued consideration of S. Res. 110, to establish a code of official conduct for Members, officials, and employees of the Senate, taking action on amendments, as follows:

Adopted:

(1) Bentsen unprinted amendment No. 108, to extend from September 30, 1977 until September 30, 1978. effectiveness of Title XLIV, Limitation on Outside Earned Income; Page 9409

(2) Percy unprinted amendment No. 110, placing restrictions on affiliation with a firm or corporation to provide professional services for compensation; Page 9499

Rejected:

(1) Helms amendment No. 112, increasing from 60 to 90 days the period prior to a general election during which a mass mailing may not be made by a Senator (tabled by 47 yeas to 46 nays); Page 9411

(2) By 28 yeas to 65 nays, Helms amendment No. 114, to require cost-to-the-public information on the front page of newsletters; Page 9413

(3) Helms amendment No. 113, limiting distribution of newsletters to four per year (tabled by 68 yeas to 24 nays); Page 9413

(4) Helms amendment No. 111, requiring a Senator to report on any foreign travel made at public expense (tabled by voice vote); Page 9414

(5) Percy amendment No. 133, to delete prohibition

against providing of professional services for compensation, and retain prohibition against activities which would conflict with performance of official duties (tabled by 57 yeas to 33 nays). Page 9414

Pages 9409–9416, 9499–9501

Unanimous Consent Agreement—Supplemental Appropriations: By unanimous consent it was agreed that when Senate proceeds to consider H.R. 4877, making supplemental appropriations for fiscal year 1977, debate thereon be limited to 4 hours; with 1 hour on amendments; and 30 minutes on amendments in the second degree. Page 9500

Committee Authority To Sit: All committees are authorized to sit during the session of the Senate on Wednesday, March 30. Page 9501

Presidential Messages: Senate received two messages from the President, as follows:

PM 58—Transmitting the Report on Status of Advisory Committees in 1976—referred to Committee on Governmental Affairs; and

PM 59—Transmitting report covering the National Cancer Program for calendar year 1975—referred to Committee on Human Resources. Page 9416

Confirmations: Senate confirmed the following nominations:

Bette Beasley Anderson, of Georgia, to be Under Secretary; Anthony Morton Solomon, of Virginia, to be Under Secretary for Monetary Affairs; C. Fred Bergsten, of New York, and Gene E. Godley, of the District of Columbia, each to be a Deputy Under Secretary, all of the Department of the Treasury;

Hale Champion, of Massachusetts, to be Under Secretary; and Henry Jacob Aaron, Richard D. Warden, and Eileen Shanahan, all of the District of Columbia, each to be an Assistant Secretary, all of the Department of Health, Education, and Welfare;

Robert S. Strauss, of Texas, to be Special Representative for Trade Negotiations, with the rank of Ambassador;

Gerald Paul Dinneen, of Massachusetts, to be an Assistant Secretary of Defense;

David E. McGiffert, of the District of Columbia, to be an Assistant Secretary of Defense;

Three Army nominations in the rank of General; one Navy in the rank of Admiral; three Air Force in the rank of General; and four Marine Corps in the rank of General; and

Sundry nominations in the Army and Navy.

Pages 9504, 9505

Nominations: Senate received the following nominations:

Richard N. Cooper, of Connecticut, to be Under Secretary of State for Economic Affairs;

Donald F. McHenry, of Illinois, to be Deputy United States Representative in the Security Council of the United Nations, with the rank of Ambassador;

Thomas E. Lydon, Jr., to be United States Attorney for the District of South Carolina;

Howell W. Melton, to be United States District Judge for the Middle District of Florida;

One Navy nomination in the rank of Admiral;

On Air Force nomination in the rank of General; and

Sundry nominations in the Navy and Coast Guard.

Pages 9501–9504

Record Votes: Four record votes were taken today (total—80). Pages 9413, 9414

Recess: Senate met at 4 p.m. and recessed at 7:23 p.m. Page 9501

Committee Meetings

RURAL HEALTH CARE

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Rural Development held hearings on proposed legislation to extend Medicare coverage to small town health clinics (embodied in S. 708, pending before Committee on Finance), receiving testimony from Senators Bumpers; Richard D. Warden, Assistant Secretary of Health, Education and Welfare for Legislation; and numerous public witnesses.

Hearings were recessed subject to call.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Agriculture, receiving testimony from Donald Wilkerson, Governor, Farm Credit Administration, Washington, D.C.; and public witnesses.

Subcommittee will meet again tomorror to hear Secretary of Agriculture Bergland and representatives of the Soil Conservation Service.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed closed hearings on proposed budget estimates for fiscal year 1978 for the defense establishment, receiving testimony from Rear Admiral Stanley S. Fine, Director, Fiscal Management Division, Office of Chief of Naval Operations; Vice Admiral James H. Doyle, Jr., Deputy Chief of Naval Operations (Surface Warfare); and Major General James R. Jones, Deputy Chief of Staff for Installations and Logistics, Marine Corps.

Also, subcommittee held closed hearings on proposed reprograming of funds for fiscal year 1977 for Navy programs, receiving testimony from Rear Admiral Fine.

Subcommittee will meet on Thursday, March 31, to hear public witnesses.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Health, Education, and Welfare, and related agencies, receiving testimony in behalf of funds for their respective activities from Arabella Martinez, Assistant Secretary of HEW for Human Development; Dr. James E. Cheek, President, Howard University; Edward C. Merrill, Jr., President, Gallaudet College; Dr. Carson Y. Nolan, American Printing House for the Blind; and Dr. Robert Frisina, Director of the National Technical Institute for the Deaf, Rochester Institute of Technology.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior, receiving testimony on funds for the U.S. Fish and Wildlife Service from its Director, Lynn A. Greenwalt.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony from Senators Hart and Danforth and numerous public witnesses.

Subcommittee will meet again tomorrow.

MILITARY MANPOWER

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings on S. 544, to exclude industrially-funded personnel when computing the total number of civilian personnel authorized for employment by the Defense Establishment, and its relationship to the proposed authorization request for fiscal year 1978 for active duty, reserve, and civilian manpower and training loads. Witnesses heard were Senators Bayh and Matsunaga; I. M. Greenberg, Deputy Assistant Secretary of Defense (Planning & Requirements); and Kenneth T. Blaylock, American Federation of Government Employees, Washington, D.C.

Subcommittee recessed subject to call.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development resumed closed hearings on proposed military procurement authorizations for fiscal year 1978 for weapons programs, receiving testimony on advanced technology development from Dr. John L. Allen, Deputy Director, Research and Advanced Technology, and Robert Greenberg, Assistant Director, Space and Advanced Systems, both of the Office of Defense Research and Engineering; and Dr. George Heilmeier, Director, Advanced Research Projects Agency.

Subcommittee also received testimony on proposed military procurement authorization requests for fiscal year 1978 for reinforcement equipment for NATO from Paul H. Riley, Deputy Assistant Secretary of Defense for Supply Maintenance and Services; Lt. Gen. Maurice F. Casey, Director of Logistics, Office of the Joint Chiefs of Staff; and Lt. Gen. Edward C. Myer, Deputy Chief of Operations and Plans, Army.

Hearings continue tomorrow.

EXPORT ADMINISTRATION

Committee on Banking, Housing, and Urban Affairs: Committee resumed consideration of S. 69 and 92, to amend and extend the Export Administration Act, which bills include sections concerning foreign boycotts, embargoes, and exemptions of certain agricultural exports, and exports of nuclear material and technology, but did not complete action thereon and will continue their consideration tomorrow.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Joan Buckler Claybrook, of Maryland, to be Administrator of the National Highway Traffic Safety Administration, after the nominee, who was introduced by Senators Mathias and Sarbanes, testified and answered questions on her own behalf. Testimony was also received from Secretary of Transportation Brock Adams; C. R. Blydenburgh, Saunderstown, Rhode Island; and Emile Grenier, Ann Arbor, Michigan.

AIR TRANSPORTATION REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation continued hearings on bills proposing regulatory reform in the air transportation industry, including S. 292 and 689. Witnesses heard were Governor Raul H. Castro, of Arizona, on behalf of the Four Corners Regional Commission, Phoenix; Frank Borman, Eastern Air Lines, Inc., Miami; R. S. Maurer and James W. Callison, both representing Delta Air Lines, Inc., Atlanta; Frank Lorenzo, Edwin I. Colodny, and Gary M. Adamson, all representing the Association of Local Transport Airlines, Washington, D.C.; Thomas S. Miles, Janet St. Mark, John Siebold, Paul Jones, and Theodore I. Seamon, all representing the Commuter Airline Association of America, Washington, D.C.

Hearings continue tomorrow.

COAL UTILIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Supply held hearings on S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and in major industrial installations, receiving testimony from A. Joseph Dowd, American Electric Power Service Cor-

poration, New York City; William L. Proffitt, Virginia Electric and Power Company, Richmond; D. E. Simmons, Houston Lighting and Power Company, Texas; Walter J. Matthews, National Electric Reliability Council, Princeton, N.J.; and William B. Marx, American Boiler Manufacturers Association, Arlington, Va.

Hearings continue on Tuesday, April 5.

CLEAN AIR ACT AMENDMENTS

Committee on Environment and Public Works: Committee continued consideration of bills proposing amendments to the Clean Air Act (S. 252 and 253), but did not complete action thereon and will meet again tomorrow.

NOMINATIONS AND HARP SEALS

Committee on Foreign Relations: Committee ordered favorably reported the following nominations:

Joseph D. Duffey, of the District of Columbia, to be an Assistant Secretary, Herbert J. Hansell, of Ohio, to be Legal Adviser, and Matthew Nimetz, of New York, to be Counselor, all of the Department of State;

W. Michael Blumenthal, of Michigan, to be United States Governor of the International Monetary Fund and United States Governor of the International Bank for Reconstruction and Development; a Governor of the Inter-American Development Bank; and United States Governor of the Asian Development Bank and United States Governor of the African Development Fund; and

H. Con. Res. 142, urging the Canadian Government to reassess its policy permitting the killing of new-born harp seals (amended).

Prior to these actions, committee held hearings on the nominations of Messrs. Duffey, Hansell, and Nimetz, where the nominees testified and answered questions on their own behalf. Senator Glenn introduced Mr. Hansell; and Senators Javits and Moynihan spoke on behalf of Mr. Nimetz.

FOREIGN ECONOMIC POLICY

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy continued oversight hearings on major international economic issues facing the United States, receiving testimony in closed session from Lawrence Klein, Wharton School, University of Pennsylvania, Pennsylvania.

Subcommittee recessed subject to call.

DEPARTMENT OF ENERGY

Committee on Governmental Affairs: Committee resumed hearings on S. 591 and 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, receiving testimony from Robert W. Fri, Acting Administrator, Energy Research and Development Administration; Philip Drury, Acting Director, Office of Energy Programs, Department of Commerce; David A. Hamil, Administrator, Rural Electrification Administration, Department of Agriculture; John J. Bennett, Assistant Secretary of the Navy for Installations and Logistics; George M. Stafford, Chairman, Interstate Commerce Commission; Edward W. Berman, Rhode Island Public Utilities Commission, Providence; and Arnold Saltzman, Federal Advisory Committee on National Growth, Policy Processes, and Herbert B. Cohn, American Electric Power Company, both of New York City.

Hearings continue on Thursday, March 31.

SUNSET ACT

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations continued hearings on S. 2, to require reauthorization of Government programs at least every 5 years, receiving testimony from Senators Kennedy and Bellmon; Dr. Robert P. Biller, University of Southern California; Robert D. Behn, Duke University, Chapel Hill, N.C.; Peter deLeon, Rand Corporation, Santa Monica; Garry Brewer, Yale School of Organization and Management, New Haven, Conn.; Dr. Jack Carlson, Chamber of Commerce of the U.S., Washington, D.C.; E. H. Golembieski, American Legion, Washington, D.C.; and Donald H. Schwab, Veterans of Foreign Wars, Washington, D.C.

Hearings continue tomorrow.

CLINICAL LAB

Committee on Human Resources: Subcommittee on Health and Scientific Research began hearings on S. 705, to revise and strengthen standards for the regulation of clinical laboratories, receiving testimony from C. Grant Spaeth, Deputy Assistant Secretary-Designate for Legislation (Health); Val J. Halamandaris, Assistant Counsel, Senate Special Committee on Aging; Beverly Fiorella and Brenta Davis, both of the American Society for Medical Technology, Washington, D.C.; Peter Lorey, International Society for Clinical Laboratory Technology, Saugus, Mass.; William K. Young, Jr., American Medical Technologists, Hyattsville, Md.; Dr. Donald Brusca, Damon Corporation, Needham Heights, Mass; Dr. Paul Brown, MetPath, Inc., Trenton, N.J.; Richard Paul, American Association of Bioanalysts, Washington, D.C.; Dr. Leo J. Gehrig, American Hospital Association, Washington, D.C.; and Pearl S. Fryar, Caribou Memorial Hospital, Silverton, Idaho.

Hearings continue tomorrow.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence Activities: Subcommittee on Budget Authorization resumed closed hearings on proposed fiscal year 1978 authorizations for Government intelligence activities, receiving testimony from Griffin Bell, Attorney General; Peter Bensinger, Administrator, Drug Enforcement Administration; and Clarence M. Kelley, Director, Federal Bureau of Investigation, all of the Department of Justice.

Subcommittee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 74 public bills, H.R. 5675–5748; 5 private bills, H.R. 5749–5753; and 15 resolutions, H.J. Res. 360–366, H. Con. Res. 180–184, and H. Res. 445–447, were introduced. Pages 9400–9403

Bills Reported: Reports were filed as follows:

Report entitled "Allocation of Budget Totals to Subcommittees for the fiscal year 1977" (H. Rept. 95–128);

H. Res. 445, providing for the consideration of H. Res. 433, to provide for the continuation of the Select Committee on Assassinations (H. Rept. 95–129);

H. Res. 433, to provide for the continuation of the Select Committee on Assassinations (H. Rept. 95–130);

H.R. 5294, to amend the Consumer Credit Protection Act to prohibit abusive practices by debt collectors, amended (H. Rept. 95–131);

H. Res. 283, to provide funds for the expenses of the investigations and studies to be conducted by the Committee on Interstate and Foreign Commerce, amended (H. Rept. 95–132);

H. Res. 328, to provide for the expenses of investigations, studies, oversight, and functions to be conducted by the Committee on Government Operations, amended (H. Rept. 95–133);

H. Res. 428, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Ethics (H. Rept. 95–134);

H. Res. 434, providing additional funds for expenses of the Committee on International Relations in connection with visits to the United States by heads of state and other foreign dignitaries (H. Rept. 95–135);

H. Res. 436, to provide for the administrative expenses incurred in concluding the business and activities of the former Select Committee on Professional Sports (H. Rept. 95–136);

H. Res. 442, providing funds for the expenses of the House Information Systems staff of the Committee on House Administration to provide for the development, operation, maintenance, and improvement of ongoing computer services for the House of Representatives, for the investigation of additional computer services for the House of Representatives, and to provide computer support directly to committees, Members, and administrative offices of the House of Representatives (H. Rept. 95–137);

Report entitled "Allocation of Budget Totals to Subcommittees" (H. Rept. 95–138); and

H.R. 3199, to amend the Federal Water Pollution Control Act to provide for additional authorizations (H. Rept. 95–139). Page 9400

Late Report: Committee on Public Works and Transportation received permission to file by midnight tonight a report on H.R. 3199, Federal Water Pollution Control Act Amendments of 1977. Page 9330

Presidential Messages: Received and read the following messages from the President:

Cancer: Transmitting the Report of the Director, 1976, National Cancer Program—referred to Committee on Interstate and Foreign Commerce; and

Advisory committees: Transmitting the Fifth Annual Report of the President, Federal Advisory Committees—referred to the Committee on Government Operations. Page 9330

North Atlantic Assembly: Read and accepted a letter wherein Representative Zablocki resigned as a member of the Delegation to the North Atlantic Assembly. Subsequently, the Speaker appointed Representative Hamilton to fill the existing vacancy. Page 9331

Suspensions: House voted to suspend the rules and pass the following:

Continuing appropriations: H.J. Res. 351, making further continuing appropriations for the fiscal year 1977; Pages 9331, 9332

Youth unemployment: H.R. 2992, to authorize appropriations for fiscal year 1978 for carrying out the Comprehensive Employment and Training Act of 1973, as amended; Pages 9332–9339

Rabbits: H.R. 2521, to provide for the mandatory inspection of domesticated rabbits slaughtered for human food, as amended; and Pages 9339–9341

Tobacco: H.R. 3416, to provide that leasing of flue-cured tobacco acreage-poundage marketing quotas after June 15 of any year be permitted only between farms on which at least 80 per centum of the farm acreage allotment was planted for such year. Pages 9341–9343

Late Reports: Committee on House Administration received permission to file sundry reports by midnight tonight. Page 9343

Bill Rereferred: Committee on International Relations was discharged from further consideration of H.R. 5497, to amend the African Development Fund Act to increase the United States subscription to the fund by $150,000,000—referred to the Committee on Banking, Finance and Urban Affairs. Page 9343

Government Reorganization: By a yea-and-nay vote of 395 yeas to 22 nays, Roll No. 107, the House passed H.R. 5040, Reorganization Act of 1977.

Rejected a motion to recommit the bill to the Committee on Government Operations.

Agreed to:

The committee amendments.

Rejected:

An amendment in the nature of a substitute that sought to require that the House and the Senate pass approval resolutions for reorganization plans (rejected by a recorded vote of 87 ayes to 329 noes, Roll No. 106);

An amendment that sought to require the President to report to Congress the impact of a reorganization plan on local and regional economies and employment when a facility or employees are moved from one location to another; and

An amendment that sought to restrict relief granted by court action to only that reorganization plan subject to the judicial review without retroactive effect on previously adopted plans.

Subsequently, this passage was vacated and S. 626, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of H.R. 5045 as passed.

H. Res. 441, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 9343–9368

Referral: One Senate-passed measure was referred to the appropriate House committee.

Adjournment: Adjourned at 5:38 p.m.

Committee Meetings

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture continued hearings with Members of Congress and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on Communications Programs.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on Inter-American Foundation; and the Peace Corps.

NASA APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on NASA.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Federal Energy Administration.

HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on program administration: refugee assistance; Social Security Administration overview; and payments to Social Security Trust Fund.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works continued hearings with Members of Congress and public witnesses.

USIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and Judiciary held a hearing on the United States Information Agency.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Highway Safety Administration.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held a hearing on the Civil Service Commission.

UNIFORMED SERVICES UNIVERSITY OF THE HEALTH SCIENCES

Committee on Armed Services: Subcommittee on Investigations continued hearings on the proposal to discontinue funding for the Uniformed Services University of the Health Sciences. Testimony was heard from representatives of Departments of Defense, Army, Navy, Air Force, Office of Management and Budget, and the University.

DOD AUTHORIZATION—RESEARCH

Committee on Armed Services: Subcommittee on Research and Development continued discussion in preparation for markup of Title II, R.D.T. & E. of H.R. 5068, fiscal year 1978 Defense authorization.

INVEST PUBLIC MONEYS—U.S. PARTICIPATION IN INTERNATIONAL DEVELOPMENT INSTITUTIONS

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 5262, amended, to provide for increased participation by the United States in the International Bank for Reconstruction and Development, the International Development Association, the International Finance Corporation, the Asian Development Bank and the Asian Development Fund; and

H.R. 3929, to authorize the Secretary of the Treasury to invest public moneys.

HOUSING AND COMMUNITY DEVELOPMENT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued markup of H.R. 4703, Housing and Community Development Act, and will resume tomorrow.

FEDERAL LOAN GUARANTEES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held an oversight hearing on Federal Loan guarantees. Testimony was heard from Harry Havens, GAO; and Bowman Cutter, OMB.

Hearings continue tomorrow.

RENEGOTIATION REFORM ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Oversight and Renegotiation held an oversight hearing on H.R. 4082, Renegotiation Reform Act of 1977. Testimony was heard from Representative McCloskey, Trible and Downey; and corporation and trade association officials.

Hearings continue tomorrow.

IMPACT OF FEDERAL BUDGET ON CITIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on the City held a hearing on impact of the Federal Budget on the cities. Testimony was heard from representatives of the Congressional Budget Office: U.S. Conference of Mayors; and National League of Cities.

1978 BUDGET

Committee on the Budget: Continued markup of the first budget resolution for fiscal year 1978, and will resume tomorrow.

SAINT ELIZABETH'S HOSPITAL CORPORATION

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs continued hearings on H.R. 3335, to establish a government corporation to operate Saint Elizabeth's Hospital. Testimony was heard from Polly Shackleton, Chairperson, Human Resources and Aging, D.C. Council; Albert Russo, Acting Director, Department of Human Resources; Dr. James Dixon, Acting Assistant Secretary for Health, HEW; and Dr. John Johnson, D.C. Mental Health Association.

FEDERAL METAL AND NONMETALLIC MINE SAFETY ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety continued hearings on Federal Metal and Nonmetallic Mine Safety Act. Testimony was heard from officials of United Steel Workers; and American Mining Congress.

FEDERAL MINE SAFETY AND HEALTH AMENDMENTS

Committee on Education and Labor: Subcommittee on Labor Standards held a hearing on H.R. 4287, Federal Mine Safety and Health Amendments Act of 1977. Testimony was heard from representatives of Center for Law and Social Policy; Association of Bituminous Contractors; and mine workers and coal operators.

DEPARTMENT OF ENERGY

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on H.R. 4263, to establish a Department of Energy. Testimony was heard from Representatives Udall, Dingell, and Ottinger.

CURRENCY REPORTING REQUIREMENTS

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on currency reporting requirements of the Bank Secrecy Act. Testimony was heard from Dean Scott, subcommittee detailee from GAO; Bette Anderson, Under Secretary of the Treasury; and G. R. Dickerson, Deputy Commissioner, U.S. Customs.

Hearings continue tomorrow.

FUNDING AND PRINTING AUTHORIZATIONS

Committee on House Administration: Met and ordered reported favorably to the House by unanimous consent the following funding resolutions:

H. Res. 283, Committee on Interstate and Foreign Commerce;

H. Res. 434, Committee on International Relations;

H. Res. 428, Select Committee on Ethics;

H. Res. 442, House Information Systems;

H. Res. 328, Committee on Government Operations;

H. Res. 435, Continuing resolution;

H. Res. 436, Expenses for former Select Committee on Professional Sports; and the following printing resolutions:

H. Res. 246 providing for the printing as a House document of a report of the Subcommittee on Oversight and Investigations of the Committee on Interstate and Foreign Commerce;

H. Res. 363, to provide for the printing of the report relating to procurement of ADP resources by the Federal Government;

H. Res. 379, authorizing the printing as a House document the dedication ceremony of the portrait of the Honorable Melvin Price, chairman, Committee on Armed Services; and

H. Con. Res. 162 amended, providing for the printing of twenty thousand additional copies of the subcommittee print of the Subcommittee on Consumer Affairs of the Committee on Banking, Finance, and Urban Affairs entitled "Give Yourself Credit: Guide to Consumer Credit Law".

Prior to the full committee meeting, the Subcommittee on Printing met and approved for full committee action the above listed printing resolutions.

ALASKA NATURAL GAS TRANSPORTATION ACT

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands continued oversight hearings on the Alaska Natural Gas Trans-

portation Act of 1976 with testimony from public witnesses.

DEEP SEABED HARD MINERALS

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining held hearings on H.R. 2502, a private bill; and H.R. 3350 and 3652, relating to the development of hard mineral resources in the deep seabed. Testimony was heard from Representative Roncalio; and Departments of Interior and State.

ASSISTANCE TO AFRICA

Committee on International Relations: Subcommittee on Africa continued hearings on fiscal year 1978 security supporting assistance and foreign military sales programs to Africa. Testimony was heard from State Department Deputy Assistant Secretary for African Affairs Talcott W. Seelye.

EMERGENCY CONTROLS

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on emergency controls on international economic transactions. Testimony was heard from public witnesses.

ECONOMIC ASSISTANCE FOR THE CARIBBEAN

Committee on International Relations: Subcommittee on Inter-American Affairs held a hearing on fiscal year 1978 foreign economic assistance legislation for the Caribbean. Testimony was heard from representatives of the Department of State and Agency for International Development.

FOREIGN RELATIONS AUTHORIZATION ACT—FOREIGN SERVICE ACT

Committee on International Relations: Subcommittee on International Operations met for markup of H.R. 4916, State Department Authorization Act, Fiscal Years 1978 and 1979; and draft legislation to amend the Foreign Service Act of 1946.

PETROLEUM MARKETING PRACTICES—USRA AND SEC AUTHORIZATIONS

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House the following bills:

H.R. 130 amended, Petroleum Marketing Practices Act;

H.R. 4049 amended, to amend the Regional Rail Reorganization Act of 1973 to authorize additional appropriations for the U.S. Railway Association; and

S. 1025, to amend the Securities Exchange Act of 1934 to increase the amount authorized to be appropriated for the Securities and Exchange Commission for fiscal year 1977.

FTC AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance met for markup of H.R. 3816, amendments to the Federal Trade Commission Act, and will resume tomorrow.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and Environment continued markup of amendments to the Clean Air Act, and will resume tomorrow.

ENERGY ACTION NO. 11

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on Energy Action No. 11, relating to the price incentive factor for crude oil production. Testimony was heard from FEA Administrator John O'Leary.

BANKRUPTCY LAWS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, revision of bankruptcy laws, and will resume tomorrow.

ANTITRUST EXEMPTIONS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on antitrust exemptions and immunities. Testimony was heard from Donald L. Baker, Assistant Attorney General for Antitrust; and Owen Johnson, Bureau of Competition, Federal Trade Commission.

VICTIMS OF CRIME

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on H.R. 3686, Victims of Crime Act, and related bills. Testimony was heard from Representatives Biaggi, Mikva, and Vento; New Jersey Attorney General William Hyland; Illinois Attorney General William Scott; and public witnesses.

FISHERIES RESEARCH AND DEVELOPMENT ACT—JELLYFISH CONTROL PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held hearings on H.R. 4576, amendments to the Fisheries Research and Development Act of 1964; and H.R. 4627, to authorize appropriations for the Jellyfish Control Program. Testimony was heard from officials of Department of Commerce; State Fish and Game directors; industry and other public witnesses

U.S. COAST GUARD AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on authorization for the U.S. Coast Guard for fiscal year 1978. Testimony was heard from officials of Department of Transportation.

Hearings continue tomorrow.

CHARITABLE SOLICITATIONS

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization continued hearings on H.R. 41, charitable solicitations. Witnesses heard were George Davis, U.S. Postal Service; and J. Edward Day, Ad Hoc Committee on Charities.

Hearings continue tomorrow.

STRATEGIC MATERIALS STOCKPILE ACT

Committee on Rules: Granted an open rule providing for the consideration of and one hour of general debate on H.R. 4895, Strategic Materials Stockpile Act. Testimony was heard from Representatives Bennett and Spence. A statement for the record was submitted by Representative Spence.

HEALTH PLANNING AND HEALTH SERVICES RESEARCH

Committee on Rules: Granted an open rule providing for the consideration of and one hour of general debate and waiving points of order against the consideration of the bill for failure to comply with the provisions of section 402(a) of the Congressional Budget Act of 1974 on H.R. 4974, Health Planning and Health Services Research and Statistics Extension Act of 1977. Testimony was heard from Representatives Rogers and Carter.

BIOMEDICAL RESEARCH EXTENSION

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 4975, Biomedical Research Extension Act of 1977. Testimony was heard from Representatives Rogers and Carter.

HEALTH SERVICES EXTENSION

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 4976, Health Services Extension Act of 1977. Testimony was heard from Representatives Rogers and Carter.

SCIENCE POLICY IMPLICATIONS OF DNA RECOMBINANT RESEARCH

Committee on Science and Technology: Subcommittee on Science, Research and Technology began hearings on the science policy implications of the DNA recombinant molecule research issue. Testimony was heard from representatives of NIH; Agriculture Research Service, Beltsville, Md.; and public witnesses.

Hearings continue tomorrow.

VETERAN STUDENTS

Committee on Veterans' Affairs: Subcommittee on Education and Training held a hearing on 85–15 of Public Law 94–502, providing that no more than 85 percent of any class shall consist of veteran students. Testimony was heard from VA officials.

TAX HOME FOR STATE LEGISLATORS—DAY CARE SERVICES DEDUCTIONS

Committee on Ways and Means: Met and ordered reported favorably to the House the following bills:

H.R. 3340 amended, to allow a deduction for expenses allocable to the use of any portion of a dwelling unit in the trade or business of providing day care services whether or not such portion is exclusively used in such trade or business; and

H.R. 4007 amended, to designate the home of a State legislator for income tax purposes.

Joint Committee Meeting

JFK CENTER REPAIRS

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 521, authorizing funds to repair roof leaks at the John F. Kennedy Center for the Performing Arts, but did not reach final agreement thereon and recessed subject to call.

Wednesday, March 30, 1977

Senate

Chamber Action

Routine Proceedings, pages 9604–9658

Bills Introduced: 13 bills and 1 resolution were introduced, as follows: S. 1177–1189; and S. Res. 128.

Pages 9611, 9629

Bills Reported: Reports were made as follows:

S. Res. 102. Requesting expenditures of $484,000 for the Select Committee on Indian Affairs, amended (S. Rept. No. 95–74).

S. Res. 113. Requesting an additional $250,000 for expenditure by the Committee on Appropriations (S. Rept. No. 95–75).

S. Res. 119. To authorize printing of additional copies of the report entitled "Developments in Aging: 1976" (S. Rept. No. 95–76).

S. Res. 128. Requesting an additional $20,000 for expenditure by the Committee on Rules and Administration (S. Rept. No. 95–77).

H. Con. Res. 157. To print a compilation of tributes by Members of the House to commemorate the years of service of the Honorable Gerald R. Ford (S. Rept. No. 95–78).

Page 9611

Bills Passed:

Budget Waiver—Housing: Senate agreed to S. Res. 123, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of H.R. 1070, to authorize additional funds for housing assistance for lower income Americans in fiscal year 1977, and to extend the Federal riot reinsurance and crime insurance programs. Pages 9604, 9605

Emergency Unemployment Compensation: By 84 yeas to 11 nays, Senate passed H.R. 4800, to extend the Unemployment Compensation Act, after agreeing to committee amendments en bloc (with the exception of those dealing with sections 101 and 104), and taking action on those and other proposed amendments, as follows:

Adopted:

(1) By 82 yeas to 13 nays, Division I of Bartlett unprinted amendment No. 111, to delete from present law those provisions allowing automatic congressional pay increases, thereby requiring approval of both Houses prior to any such increases (motion to table rejected by 30 yeas to 64 nays); Page 9661

(2) Committee amendment on Section 101, extending the program to September 30, 1977, instead of March 31, 1978; Page 9661

(3) Javits unprinted amendment No. 113, extending from September 30, 1979, to March 31, 1980, final reporting date for the National Commission on Unemployment Compensation; Page 9670

(4) Committee amendment on Section 104, setting Conditions of Eligibility for Benefits; and Page 9674

(5) Williams unprinted amendment No. 115, setting April 30, 1977, rather than March 31, 1977, as the termination date of the 65 week program of emergency compensation. Page 9674

Rejected:

(1) Division II of Bartlett unprinted amendment No. 111, repealing recent pay increases granted Members of the Congress, the Federal Judiciary, and certain Legislative and Executive Branch employees (tabled by 53 yeas to 41 nays); Page 9661

(2) By 37 yeas to 56 nays, Javits unprinted amendment No. 112, providing 1-year extension until March 31, 1978, with a 3-month phase-out after that date; and Page 9667

(3) By 24 yeas to 70 nays, Curtis unprinted amendment No. 114, to delete committee amendment providing that cost of the program after March of 1977 be paid from general revenues. Page 9671

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Long, Talmadge, Ribicoff, Hathaway, Moynihan, Dole, Roth, and Laxalt. Pages 9658, 9677

Grain Inspection: By unanimous vote of 93 yeas, Senate passed S. 1051, to eliminate recordkeeping requirements and supervision fees established by the U.S. Grain Standards Act of 1976, and to establish a temporary committee to advise the Federal Grain Inspection Service Administrator, after rejecting, by 58 yeas to 35 nays, Tower amendment No. 141, to provide criteria for the Administrator of the FGIS to consider in making his determination as to whether a waiver should be granted for any potential conflict of interest. Pages 9677–9684, 9688–9696

Bills Referred: H.R. 3416, leasing of flue-cured tobacco quotas, and H.R. 2521, inspection of domesticated rabbit meat, were referred to Committee on Agriculture, Nutrition, and Forestry; and H.R. 2992, to extend CETA program, was referred to Committee on Human Resources. Page 9611

Message From the House: Senate received one message from the House. Page 9607

Amendments Submitted for Printing: Page 9629

Executive Communications: Pages 9607, 9608

Senate Code of Conduct: Senate considered briefly S. Res. 110, to establish a code of official conduct for Members, officials, and employees of the Senate. Pages 9684–9688

Presidential Message: Senate received a message from the President transmitting Annual Report of the Civil Service Commission covering its activities during fiscal year 1975—referred to Committee on Governmental Affairs (P.M. 60). Page 9607

Treaty Received: Injunction of secrecy was removed from agreement between the United States and Canada concerning the proposed construction of a pipeline to transmit Alaskan oil to the Lower 48 States (Ex. F., 95th Cong., 1st sess.), and the treaty, together with accompanying papers, was referred to Committee on Foreign Relations. Page 9697

Confirmations: Senate confirmed the following nominations:

Joseph D. Duffey, of the District of Columbia, to be an Assistant Secretary of State;

Matthew Nimetz, of New York, to be Counselor of the Department of State;

Herbert J. Hansell, of Ohio, to be Legal Adviser of the Department of State;

W. Michael Blumenthal, of Michigan, to be United States Governor of the International Monetary Fund and United States Governor of the International Bank for Reconstruction and Development; a Governor of the Inter-American Development Bank; and United States Governor of the Asian Development Bank and United States Governor of the African Development Fund;

Sidney Harman, of New York, to be Under Secretary of Commerce; and

Jerry Joseph Jasinowski, of the District of Columbia, to be an Assistant Secretary of Commerce. Pages 9701, 9702

Nominations: Senate received the following nominations:

Joan Mariarenee Davenport, of New Jersey, to be an Assistant Secretary of the Interior;

Alex P. Mercure, of New Mexico, to be an Assistant Secretary of Agriculture, and to be a Member of the Board of Directors of the Commodity Credit Corporation;

John C. White, of Texas, to be a Member of the Board of Directors of the Commodity Credit Corporation;

Langhorne McCook Bond, of Illinois, to be Administrator of the Federal Aviation Administration;

John Lovell Moore, Jr., of Georgia, to be President of the Export-Import Bank of the United States;

Harold Marvin Williams, of California, to be a Member of the Securities and Exchange Commission;

Quentin Saint Clair Taylor, of Maine, to be Deputy Administrator of the Federal Aviation Administration;

One Army nomination in the rank of General; and

Sundry nominations in the Army, Air Force, and Marine Corps. Pages 9698–9701

Record Votes: Eight record votes were taken today (total—88). Pages 9664, 9666, 9670, 9673, 9677, 9693, 9695

Recess: Senate met at 10:30 a.m. and recessed at 6:51 p.m. Page 9698

Committee Meetings

FLUE-CURED TOBACCO PROGRAM

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production, Marketing and Stabilization of Prices held oversight hearings on problems of flue-cured tobacco farmers, receiving testimony from Senator Thurmond; William L. Lanier, Director, Tobacco and Peanut Division, Agricultural Stabilization and Conservation Service, James W. York, Director, Tobacco Division, Agricultural Marketing Service, and Robert Miller, Economist, Economic Research Service, all of the Department of Agriculture; Fred Voight, Georgia Tobacco Commission, Tifton, Ga.; William Balden, Danville, Ky., representing the American Farm Bureau Federation; Steve Anderson, South Carolina Farm Bureau, Columbia; William F. Little and Bruce Fly, North Carolina Farm Bureau, Raleigh; Lloyd Massey, North Carolina Grange, Greensboro; Fred Bond, Flue-cured Tobacco Stabilization Cooperative Corporation, Raleigh, N.C.; James Hill, Bright Leaf Warehouse Association, Inc., Raleigh, N.C.; Hart Hudson, accompanied by David Jones, Frank Gill, L. R. Green, and Wiley Farrar, South Hill, Va.; Dr. Hugh Kiger, Tobacco Association of the United States and Leaf Tobacco Export Association, Raleigh, N.C.; Stuart Christian, Richmond, Va., Tobacco Association of the United States; Billy Hill, Tobacco Advisory Council, Jasper, Florida; and Chester Don Worthington, Greenville, N.C.

Hearings were adjourned subject to call.

APPROPRIATIONS—FOREIGN AID

Committee on Appropriations: Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1978 for foreign aid programs, receiving testimony from Stephen M. Dubrul, Jr., President and Chairman of the Board of Directors, The Export-Import Bank of the United States.

Subcommittee will meet again on Wednesday, April 6.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Health, Education, and Welfare, receiving testimony on funds for their respective activities from James B. Cardwell, Commissioner, Social Security Administration, and Don I. Wortman, Acting Administrator, Health Care Financing Administration, both of the Department of Health, Education, and Welfare.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony on projects in their respective States from Senators Chiles, Melcher, Hatfield, and Huddleston; Representatives Natcher, Carter, Snyder, and Perkins; and Lt. Gov. James Williams, of Florida.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Agriculture, receiving testimony from Secretary Bob Bergland and R. M. Davis, Administrator, Soil Conservation Service, both of the Department of Agriculture.

Subcommittee recessed subject to call.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior, receiving testimony on funds for the National Park Service from its Director, Gary E. Everhardt.

Subcommittee will meet again tomorrow.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development continued closed hearings on proposed military procurement authorizations for fiscal year 1978 for weapons programs, receiving testimony on the Army tank program from Edward A. Miller, Assistant Secretary, Research and Development, Lt. Gen. Howard H. Cooksey, Deputy Chief of Staff for Research, Development and Acquisition, and Maj. Gen. Robert J. Baer, Project Manager, XMI Tank Systems, all of the Department of the Army.

Subcommittee will meet again tomorrow.

EXPORT ADMINISTRATION

Committee on Banking, Housing, and Urban Affairs: Committee continued consideration of S. 69 and 92, to amend and extend the Export Administration Act, which bills include sections concerning foreign boycotts, embargoes, and exemptions of certain agricultural exports, and exports of nuclear material and technology, but did not complete action thereon and recessed subject to call.

AIR TRANSPORTATION REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation continued hearings on bills proposing regulatory reform in the air transportation industry, including S. 292 and 689. Witnesses heard were Richard D. Ford, accompanied by Eric Redman, Port of Seattle, Washington; Fred Worthheimer, Common Cause, Washington, D.C.; Louis P. Haffer, accompanied by William Dixon, Air Freight Forwarders Association, Washington, D.C.; C. Patrick Doran, National Passenger Traffic Association, Inc., New York City; Stuart Graff, accompanied by Robert M. Hausman, Nationwide Leisure Corporation, Melville, N.Y.; Paul E. Burket, National Association of State Aviation Officials, Washington, D.C.; Wayne Whitham, Conference of State Departments of Transportation, Richmond; and Charles Colgan, Richmond, National Conference of State Legislators.

Hearings continue tomorrow.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Michael Pertschuk, of the District of Columbia, to be a Federal Trade Commissioner, after receiving testimony from Dr. Henry Etzkowitz, Committee for an Effective Federal Trade Commission, New York City; and Max Weiner, Consumer Education and Protection Association, Philadelphia, Pa. The nominee testified and answered questions on his own behalf.

NRC AUTHORIZATION

Committee on Energy and Public Works: Subcommittee on Nuclear Regulation began hearings on proposed fiscal year 1978 authorization requests for the Nuclear Regulatory Commission, receiving testimony from Kenneth R. Chapman, Office of Nuclear Material Safety and Safeguards, Nuclear Regulatory Commission; and Anthony Roisman, Washington, D.C.

Hearings continue on Friday, April 1.

NOMINATION

Committee on Energy and Natural Resources: Committee resumed hearings on the nomination of Guy Richard Martin, of Alaska, to be an Assistant Secretary of the Interior, where the nominee testified further and answered questions on his own behalf.

Committee will meet tomorrow to consider this nomination and other committee business.

CLEAN AIR ACT AMENDMENTS

Committee on Environment and Public Works: Committee continued consideration of bills proposing amendments to the Clean Air Act (S. 252 and 253), but did not complete action thereon and recessed subject to call.

INTERNATIONAL INSTITUTIONS

Committee on Foreign Relations: Subcommittee on Foreign Assistance approved for full committee consideration legislation authorizing approximately $5.1 billion for international financial institutions.

STAFF REPORT EUROPE

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy met in closed session to discuss a staff report entitled "U.S. Foreign Economic Policy Issues: The United Kingdom, France, and West Germany," but made no announcements and recessed subject to call.

SUNSET ACT

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations concluded hearings on S. 2, to require reauthorization of Government programs at least every 5 years, after receiving testimony from Senators Long, Talmadge, DeConcini; and Jackson; Robert E. Merriam, Chairman, Advisory Commission on Intergovernmental Relations; Henry J Decker, representing the National Governors' Conference; Glenn C. Kenton, Secretary of State of Delaware. Wilmington; and Lester G. Fant III, Washington, D.C.

CLINICAL LAB

Committee on Human Resources: Subcommittee on Health and Scientific Research continued hearings on S. 705, to revise and strengthen standards for the regulation of clinical laboratories, receiving testimony from Dr. Dennis B. Dorsey, Winfield, Illinois, and Dr. Roger K. Gilbert, Waterbury, Conn., representing the College of American Pathologists; Dr. John Coury, Port Huron, Michigan, American Medical Association; Dr. George J. Carroll and Dr. James J. Humes, representing the American Society of Clinical Pathologists: Dr. Eugene Braunwald, Cambridge, Mass., Dr. Claude Migeon, Baltimore, and Dr. Gerald Dibona, Iowa City, all representing the Association of American Medical Colleges; Dr. Hodard Bodily, Provo, Utah, representing the American Society for Microbiology and American Public Health Association; Dr. Martin Goldfield, Association of State and Territorial Laboratory Directors, Washington, D.C.; Dr. Norbert Tietz, Lexington, Kentucky, American Association for Clinical Chemistry; and Kathleen D. Sheekey, Consumer Federation of America, Washington, D.C.

Hearings were recessed subject to call.

MINE SAFETY

Committee on Human Resources: Subcommittee on Labor began hearings on S. 717, to promote safety and health in the mining industry, receiving testimony from Lloyd McBride, Jack Sheehan, Frank McKee, and Marco Vesich, all of United Steelworkers of America; Stephen Jacobsen and Loren Kerr, United Mine Workers of America; Ralph Bailey, Gilbert P. Remey, and William Boettcher, National Coal Association; and Gordon Miner, Langen Swent, Larry Casteel, and Edward McCabe, all representing the American Mining Congress, all of Washington, D.C.

Hearings continue tomorrow.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence Activities: Subcommittee on Budget Authorization continued closed hearings on proposed fiscal year 1978 authorizations for Government intelligence activities, receiving testimony from Dr. Edward B. Giller, Deputy Assistant Administrator for National Security, Energy Research and Development Administration; and Henry C. Stockell, Jr., Deputy General Counsel, Department of the Treasury.

Subcommmittee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 83 public bills, H.R. 5754–5836; 3 private bills, H.R. 5837–5839; and 7 resolutions, H.J. Res. 367 and 368, and H. Res. 448–452, were introduced.

Pages 9600–9603

Measures Reported: Reports were filed as follows:

H. Res. 448, providing for the consideration of H.R. 4976, Health Services Extension Act (H. Rept. 95–140);

H. Res. 449, providing for the consideration of H.R. 4975, Biomedical Extension Act (H. Rept. 95–141);

H. Res. 450, providing for the consideration of H.R. 4974, Health Planning, Services, Research Libraries Extension (H. Rept. 95–142);

H. Res. 451, providing for the consideration of H.R. 4895, Strategic Materials Stockpile Act (H. Rept. 95–143); and

Report entitled "Allocation of Budget Totals by Program" (H. Rept. 95–144).

Page 9600

Late Report: Committee on Banking, Finance and Urban Affairs received permission to file a report by midnight Thursday, March 31, on H.R. 5262, to provide for increased participation by the United States in the International Bank for Reconstruction and Development, The International Development Association, The International Finance Corporation, The Asian Development Bank, and the Asian Development Fund.

Page 9554

Presidential Message—Civil Service: Received and read a message from the President wherein he transmits the Civil Service Commission's Annual Report for fiscal year 1975—referred to the Committee on Post Office and Civil Service and ordered printed with illustrations (H. Doc. 95–114).

Page 9554

Subcommittee To Sit: Subcommittee on General Oversight and Renegotiation of the Committee on Banking, Finance and Urban Affairs received permission to sit today and tomorrow during proceedings of the House under the 5-minute rule.

Page 9554

Select Committee on Assassinations: By a yea-and-nay vote of 230 yeas to 181 nays, with 1 voting "present," Roll No. 112, the House agreed to H. Res. 433, to provide for the continuation of the Select Committee on Assassinations.

Agreed To:

The committee amendment;

An amendment that requires all employees of the Select Committee be employed on a full-time basis; and

An amendment that strikes language allowing the committee to intervene in lawsuits and make applications to courts (agreed to by a yea-and-nay vote of 223 yeas to 195 nays, Roll No. 110).

Rejected a motion that the House resolve itself into secret session pursuant to Rule XXIX (rejected by a yea-and-nay vote of 185 yeas to 226 nays, Roll No. 111).

H. Res. 445, the rule under which the resolution was considered, was agreed to earlier by a yea-and-nay vote of 285 yeas to 124 nays, with 1 voting "present," Roll No. 109.

Pages 9563–9577

Contingent Fund: Agreed to H. Res. 435, to extend the period during which payments from the contingent fund of the House may be made under House Resolution 11, Ninety-fifth Congress.

Page 9578

Unemployment Compensation: House disagreed to the amendments of the Senate to H.R. 4800, Emergency Unemployment Compensation Extension Act of 1977; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Ullman, Corman, Rangel, Stark, Jacobs, Keys, Fisher, Conable, Vander Jagt, and Ketchum. Page 9578

Canada-United States Interparliamentary Group: The Speaker appointed the following Members as members of the Canada-United States Interparliamentary Group to be held in Vancouver, British Columbia, on May 27 to 31, 1977, on the part of the House: Representatives Fascell, Chairman, Johnson of California, Vice Chairman, Boland, Gibbons, Hanley, Meeds, LaFalce, Cavanaugh, McEwen, Winn, Goodling, and Jeffords. Page 9578

Adjournment: Adjourned at 5:40 p.m.

Committee Meetings

EMERGENCY FEED ACT

Committee on Agriculture: Subcommittee on Conservation and Credit met and approved for full committee action H.R. 4295 amended, Emergency Feed Act of 1977.

The Subcommittee began but did not complete action on H.R. 4289, to extend the period during which applications for insurance may be made under the Federal Crop Insurance Act.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture continued hearings with Members of Congress and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on the CIA budget.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations heard testimony from public witnesses.

NASA APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on NASA.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Federal Energy Administration.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on special benefits for disabled coal miners; Supplemental Security Income; and limitations on salaries and expenses and on construction.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works continued hearings with Members of Congress and public witnesses.

INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and the Judiciary held hearings on the Small Business Administration; Renegotiation Board; and United-States Friendship Commission.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Materials Transportation Bureau.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held a hearing on the Federal Elections Commission.

MILITARY CONSTRUCTION SUPPLEMENTAL AUTHORIZATION—DEPARTMENT OF DEFENSE AUTHORIZATION

Committee on Armed Services: Met and ordered reported favorably to the House the following bills:

H.R. 5502, to authorize supplemental appropriations during fiscal year 1977 for military construction and for operation and maintenance of family housing; and began markup of H.R. 5068, to authorize appropriations during the fiscal year 1978 for the Department of Defense, and will resume tomorrow.

1978 BUDGET

Committee on the Budget: Continued markup of first budget resolution for fiscal year 1978.

YOUTH CAMP SAFETY

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held a hearing on H.R. 4286 and related bills, Youth Camp Safety. Testimony was heard from Representative Anderson of Illinois and HEW officials.

Hearings continue tomorrow.

CHILD NUTRITION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 1139, to extend certain programs under the National School Lunch and Child Nutrition Act of 1966. Testimony was heard from public witnesses.

HOUSING AND COMMUNITY DEVELOPMENT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued markup of H.R. 4703, Housing and Community Development Act, and will resume tomorrow.

FEDERAL LOAN GUARANTEES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued oversight hearings on Federal loan guarantees. Testimony was heard from Roger Altman, Treasury Department; Lyle Gramley, Council of Economic Advisers; and Federal Reserve Board Member Lilly.

RENEGOTIATION REFORM ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Renegotiation continued oversight hearings on H.R. 4082, Renegotiation Reform Act of 1977. Testimony was heard from Representatives Brooks and Dan Daniel, and public witnesses.

Hearings continue tomorrow.

DEBT MANAGEMENT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on debt management and monetary policy Testimony was heard from Daniel Brill, Assistant Secretary-Designate for Economy Policy, Treasury Department; and Governor Charles Partee, Federal Reserve Board.

Hearings continue tomorrow.

CURRENCY REPORTING REQUIREMENTS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on currency reporting requirements of the Bank Secrecy Act. Testimony was heard from Department of Justice and Internal Revenue Service officials.

COMMUNITY SERVICES ADMINISTRATION

Committee on Government Operations: Subcommittee on Manpower and Housing continued hearings on the operation of the Community Services Administration Testimony was heard from officials of GAO and National Congress for Community Economic Development.

Hearings continue tomorrow.

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 5306 amended, to amend the Land and Water Conservation Fund Act of 1965;

H.R. 5117 amended, to provide temporary authorities to the Secretary of the Interior to facilitate emergency actions to mitigate the impacts of the 1976–1977 drought;

H.R. 2527, to authorize the Secretary of Agriculture to convey certain lands in the Sierra National Forest, California, to the Madera Cemetery District; and

H.R. 1403 amended, a private bill.

EMERGENCY CONTROLS

Committee on International Relations: Subcommittee on International Economic Policy and Trade continued hearings on emergency controls on international economic transactions. Testimony was heard from officials of International Economic Policy Association; and U.S. Council for an Open World Economy.

MILITARY GRANT ASSISTANCE PROGRAMS WORLDWIDE

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held a hearing on military grant assistance programs worldwide. Testimony was heard from representatives of Departments of State and Defense.

BOARD FOR INTERNATIONAL BROADCASTING AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations held a hearing on H.R. 4917, Board for International Broadcasting authorization. Testimony was heard from a representative of the Board and other public witnesses.

FEDERAL TRADE COMMISSION ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued markup of H.R. 3816, to amend the Federal Trade Commission Act, and will resume on Tuesday, April 5.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of amendments to the Clean Air Act, and will resume tomorrow.

BANKRUPTCY LAWS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, revision of bankruptcy laws, and will resume tomorrow.

INTERPOL

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law held a hearing on H.R. 4641, to remove the limitation on dues for United States membership in the International Criminal

Police Organization. Testimony was heard from Glen E. Pommerening, Department of Justice.

ATTORNEYS' FEES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 3361 and related bills, awards of attorneys' fees. Witnesses heard were Chairman Rodino and Representatives Koch, Fish and Chisholm; Senator Kennedy; and Robert G. Sheehan, New York City Bar Association. A statement for the record was submitted by Representative Drinan.

Hearings continue tomorrow.

FEDERAL RULES OF CRIMINAL PROCEDURE

Committee on the Judiciary: Subcommittee on Criminal Justice met and approved for full committee action a bill, to be introduced, amending the Federal Rules of Criminal Procedure.

U.S. COAST GUARD AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation continued hearings on authorization for the U.S. Coast Guard for fiscal year 1978 with testimony from public witnesses.

AUTHORIZATIONS FOR ENDANGERED SPECIES—ATLANTIC TUNAS CONVENTION—COMMERCIAL FISHERIES RESEARCH

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment met and approved for full committee action the following bills:

H.R. 4741 amended, to authorize appropriations for fiscal years 1978, 1979, and 1980 to carry out State cooperative programs under the Endangered Species Act of 1973;

H.R. 4742 amended, to authorize appropriations for fiscal years 1978, 1979, and 1980 to carry out the Atlantic Tunas Convention Act of 1975; and

H.R. 4576 amended, to authorize appropriations for the fiscal years 1978, 1979, and 1980 to carry out the Commercial Fisheries Research and Development Act of 1964.

CHARITABLE SOLICITATIONS

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization continued hearings on H.R. 41, charitable solicitations. Testimony was heard from representatives of religious affiliated organizations, educational and hospital organizations.

FEDERAL EMPLOYEES HEALTH BENEFITS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued oversight hearings on the Federal Employees Health Benefits Program. Testimony was heard from Malcolm McIntyre, Manager, Group Government Relations, Aetna Life and Casualty Company.

WORLD POPULATION STATISTICS

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on H.R. 3950, annual collection of world population statistics. Testimony was heard from Representative Richmond; and representatives of Bureau of the Census; AID; Department of State; Population Council; and Environmental Fund.

URBAN MASS TRANSPORTATION ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on H.R. 5010, to amend the Urban Mass Transportation Act of 1964. Testimony was heard from representatives of National League of Cities; and American Public Transit Association.

Hearings continue Wednesday, April 6.

AIRPORT PROTECTION AND NOISE REDUCTION

Committee on Public Works and Transportation: Subcommittee on Aviation began hearings on H.R. 4539, Airport Protection and Aircraft Noise Reduction Act, with testimony from public witnesses.

Hearings continue tomorrow.

SCIENCE POLICY IMPLICATIONS OF DNA RECOMBINANT RESEARCH

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the science policy implications of the DNA recombinant molecule research issue with testimony from public witnesses.

Hearings continue tomorrow.

EPA AUTHORIZATION

Committee on Science and Technology: Met and ordered reported favorably to the House H.R. 5101 amended, fiscal year 1978 authorization for EPA research and development.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met for consideration of committee business.

VETERANS' EDUCATION

Committee on Veterans' Affairs: Subcommittee on Education and Training continued hearings on education provisions of P.L. 94-502 with testimony from VA officials.

MEDICARE-MEDICAID AMENDMENTS

Committee on Ways and Means: Subcommittee on Health continued markup of amendments to H.R. 3, Medicare-Medicaid Anti-Fraud and Abuse Amendments, and will resume tomorrow.

Joint Committee Meeting

SUPERMARKET FOOD PRICES

Joint Economic Committee: Committee held hearings to receive testimony on a recent study prepared by the University of Wisconsin on food chain stores' profits and prices. Witnesses heard were Dr. Kenneth R. Farrell, Deputy Administrator, Economic Research Service, Department of Agriculture; Dr. Willard Mueller, and Dr. Bruce Marion, both of the University of Wisconsin, Madison; Robert Aders and Dr. Timothy Hammond, Food Marketing Institute, Washington, D.C.; and Ray Goldberg, Harvard University, Cambridge.

Hearings continue on Tuesday, April 5.

Thursday, March 31, 1977

Senate

Chamber Action

Routine Proceedings, pages 9792–9841

Bills Introduced: 16 bills and 3 resolutions were introduced, as follows: S. 1190–1205; S.J. Res. 42; and S. Res. 129 and 130. Pages 9795 9818

Bills Reported: Reports were made as follows:

Special report entitled "History, Jurisdiction, and a Summary of Legislative Activities during the 94th Congress of the Committee on Interior and Insular Affairs" (S. Rept. 95–79);

Special Report on activities of the Committee on Labor and Public Welfare during the 94th Congress (S. Rept. 95–80);

Special report on activities of Committee on Finance during the 94th Congress (S. Rept. 95–81). Page 9795

Message From the House: Senate received one message from the House. Page 9794

Amendments Submitted for Printing: Page 9819

Executive Communications: Page 9794

Bills Passed:

Energy R&D: Senate passed with committee amendments and sent to the House S. 37, to authorize ERDA to utilize loan guarantees in research, development, and demonstration of energy and energy-related technologies. Pages 9744–9749

Joint Committee on Atomic Energy: Senate passed and sent to the House S. 1153, to abolish the Joint Committee on Atomic Energy, and to reassign certain of its functions and authorities. Pages 9749–9751

Harp Seals: Senate agreed to H. Con. Res. 142, urging the Canadian Government to reassess its policy of permitting the killing of newborn harp seals, after agreeing to committee amendments, to Matsunaga unprinted amendment No. 117, and to amendments to the preamble. Pages 9754–9756

Senate Code of Conduct: Senate continued consideration of S. Res. 110, to establish a code of official conduct for Members, officials, and employees of the Senate, taking action on amendments, as follows:

Adopted:

(1) Baker unprinted amendment No. 118, to clarify the applicability of the code of conduct to staff personnel who may be hired on a per diem basis; Page 9756

(2) Nelson unprinted amendment No. 119, to include a "grandson" or "granddaughter" in the definition of a relative; Page 9757

(3) Nelson amendment No. 165, having the effect of extending for 1 year, until January 1, 1979, effective date of Rule 44, Limitation on Outside Earned Income. Page 9757

(4) Nelson amendment No. 120, to clarify section allowing a Senator to donate honoraria to a tax-exempt organization; Page 9757

(5) Nelson unprinted amendment No. 121, making clarification in provisions of Huddleston unprinted amendment No. 102, agreed to on March 28, dealing with Senators' continued service on boards after coming to the Senate; Page 9758

(6) Nelson-Stevens unprinted amendment No. 122, having the effect of allowing a pro rata return on capital invested in a partnership; Page 9760

(7) Thurmond unprinted amendment No. 123, to expand the definition of relative to cover a fiancé or fiancée; Page 9761

(8) By 79 yeas to 9 nays, modified Helms amendment No. 158, to permit trips paid for by private foreign educational and charitable institutions, if approved by the Ethics Committee; Page 9761

(9) Stevenson unprinted amendment No. 124, clarifying section barring use of campaign contributions by any Member or former Member of Congress; Page 9764

(10) Morgan unprinted amendment No. 125, to require a supervisor of any individual who performs services for the Senate who receives compensation from sources other than the Government, to file a report with the Ethics Committee with regard to the utilization of such services; Page 9768

(11) Hansen amendment No. 171, to exempt from reporting requirements gifts to tax-exempt organizations, and transactions between the reporting individual and his family; Page 9776

(12) Hansen amendment No. 175, to provide for immediate notification of an individual which Ethics Committee votes to investigate; Page 9778

(13) Hansen amendment No. 172, making it mandatory that Secretary of the Senate require identification of persons examining financial disclosure statements; Page 9782

(14) Dole unprinted amendment No. 126, requiring Judiciary Committee to submit report on constitutionality of certain provisions of the code of conduct resolution within 180 days after its adoption. Page 9784

(15) Nelson unprinted amendment No. 127, providing substitute language for Section 3 of Rule 44 for the purpose of clarifying its provisions as they relate to the Internal Revenue Code. Page 9784

Rejected:

(1) By 22 yeas to 67 nays, modified Curtis amendment No. 121, to require the presence of at least 25 Senators prior to the transaction of any business by the Senate; Page 9765

(2) Curtis amendment No. 75, setting forth a substitute Senator's Code of Ethics (tabled by voice vote); Page 9773

(3) Hansen amendment No. 174, to strike all disclosure categories in excess of $500,000 (tabled by 55 yeas to 33 nays). Page 9778

Also during today's proceedings, Senate, by 81 yeas to 5 nays, agreed to motion to instruct the Sergeant at Arms to request the attendance of absent Senators. Page 9770

Pages 9754, 9756–9792

Reorganization Plans: Senate agreed to House amendment to the bill (S. 626) to reestablish the period within which the President may transmit to the Congress plans for the reorganization of agencies of the executive branch of the Government, thus clearing the measure for the President. Pages 9772, 9773

Tax Reduction Bill: By unanimous consent, it was agreed that when the Senate reconvenes on April 18 at the conclusion of the nonlegislative period, it proceed to consider H.R. 3477, to provide for a refund of 1976 individual income taxes, to reduce individual and business income taxes, and simplify and reform certain other tax laws. Page 9754

Presidential Message: Senate received a message from the President transmitting proposed fiscal year 1978 budget for the District of Columbia—referred to Committee on Governmental Affairs—PM 61. Page 9794

Vice Presidential Appointments: Vice President appointed Senators Chiles and Hathaway to the Advisory Commission on Intergovernmental Relations. Page 9786

Treaty Received: Injunction of secrecy was removed from Protocol with Canada to amend the Convention for the Protection, Preservation and Extension of the Sockeye Salmon Fisheries in the Fraser River System (Ex. G, 95th Cong., 1st sess.) and the treaty, together with accompanying papers was referred to Committee on Foreign Relations. Page 9786

Confirmation: Senate confirmed one Navy nomination in the rank of Admiral. Page 9842

Nomination: Senate received the following nominations:

David J. Bardin, of New Jersey, to be a Deputy Administrator of the Federal Energy Administration;

Joseph Laitin, of Maryland, to be an Assistant Secretary of the Treasury;

William Meredith Cox, of Kentucky, to be Administrator of the Federal Highway Administration; and

Four Air Force nominations in the rank of General. Page 9842

Record Votes: Four record votes were taken today (total—92). Pages 9764, 9768, 9770, 9782

Recess: Senate met at 9:30 a.m., and recessed at 7:01 p.m. Page 9842

Committee Meetings

FARM PROGRAM

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation to amend and extend the Agriculture and Consumer Protection Act, receiving testimony from Secretary of Agriculture Bob Bergland.

Hearings were recessed subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the defense establishment, receiving testimony from public witnesses.

Subcommittee recessed subject to call.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Health, Education, and Welfare, receiving testimony from Hale Champion, Under Secretary; Albert T. Hamlin, Acting Director, Office of Civil Rights, and Special Assistant to the Secretary for Civil Rights; Henry Aaron, Assistant Secretary-Designate for Planning and Evaluation; and Thomas D. Morris, Inspector General, all of the Department of Health, Education, and Welfare.

Subcommittee will meet again on Monday, April 4.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior, receiving testimony on funds for the Bureau of Outdoor Recreation from its Acting Director, Mary Lou Grier; and testimony on funds for the Land and Water Conservation Fund from Gary Everhardt, Director, National Park Service, Lynn A. Greenwalt, Director, U.S. Fish and Wildlife Service, and Larry Mirkes, Acting Chief, Division of Recreation, Bureau of Land Management, all of the Department of the Interior; and John R. McGuire, Chief, Forest Service, Department of Agriculture.

Subcommittee will meet again on Tuesday, April 5.

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the legislative branch, receiving testimony from Francis R. Valeo, Secretary of the Senate, who was accompanied by several associates.

Subcommittee recessed subject to call.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony on projects in their respective States from Senators Clark, Culver, Helms, Morgan, Hatch, Heinz, Cranston, and Hayakawa; Representatives Leggett, Anderson of California, and Clausen.

Subcommittee will meet again on Monday, April 4, to hear Governors from the following areas: North Dakota, Utah, States associated with the Tennessee Tombigbee Waterways and the Appalachian Region.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development continued closed hearings on proposed military procurement authorizations for fiscal year 1978 for weapons programs, receiving testimony from John B. Walsh, Deputy Director, Strategic and Space Systems, Office of Defense Research and Engineering, and Brig. Gen. Linwood B. Lennon, Deputy Director, Nuclear and Chemical Materials, Strategic Plans and Policy Directorate, both of the Department of Defense; Maj. Bruce A. Wallace, Soviet/Warsaw Pact Analyst, Defense Intelligence Agency; and Rear Adm. T. L. Malone, Director, Attack Submarine Division, Office of the Chief of Naval Operations.

Subcommittee will meet again tomorrow.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of Geno Charles Baroni, of the District of Columbia, Donna Edna Shalala, of New York, and Harry K. Schwartz, of Pennsylvania, each to be an Assistant Secretary of Housing and Urban Development, after the nominees testified and answered questions on their own behalf. Delegate Fauntroy introduced Mr. Baroni, and Senator Javits and Representative Oakar introduced Ms. Shalala.

HOUSING MORTGAGE PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on S. 664, to provide for the insurance of graduated payment mortgages, and S. 1078, to revise the experimental mortgage insurance program, receiving testimony from Prof. Kenneth T. Rosen, Princeton University, N.J.; Dr. Saul B. Klaman, National Association of Mutual Savings Banks, Washington, D.C.; David L. Smith, Glendale, California, representing The National Savings and Loan League; John U. Raymond, Washington, D.C., representing The United States League of Savings Associations; Robert W. Irving, Baltimore, representing The American Bankers Association; Robert Arquilla, National Association of Home Builders, Washington, D.C.; and Daniel C. Hanrahan, National Association of Realtors, Washington, D.C.

Hearings were recessed subject to call.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee began to mark up the proposed first concurrent resolution setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, but did not complete action thereon and will meet again tomorrow.

AIR TRANSPORTATION REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation continued hearings on bills proposing regulatory reform in the air transportation industry, including S. 292 and 689. Witnesses heard were Lawrence Harding, Braniff International, Dallas; L. B. Maytag, John M. Lindsey, and E. Joseph Hillings, all of National Airlines, Inc., Washington, D.C.; J. Robert Morton, H. Ernest Franklin, Jr., accompanied by Stanton P. Sender, James E. Bartley, and John E. Donelan, all of the National Industrial Traffic League, Washington, D.C.; Noel E. Clark, Alcina McHale, and Paul Rodgers, representing the National Association of Regulatory Utility Commissioners, Washington, D.C.; Andrew Skaff, California Public Utilities Commission, Sacramento; John de Lorenzi, Charles Carpenter, and Willard R. Brown, representing the

American Automobile Association, Falls Church, Va.; William Mahoney, and Kenneth Peterson, testifying on behalf of AFL-CIO affiliates as follows: The International Association of Machinists and Aerospace Workers, the Brotherhood of Railway and Airline Clerks, the Transport Workers Union, the Airline Pilots Association, and the Flight Engineers.

Hearings continue tomorrow.

STRIP MINING

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources began consideration of S. 7, to establish in the Department of the Interior an Office of Surface Mining Reclamation and Enforcement to administer programs to control surface coal mining operations, but did not complete action thereon and will meet again on Thursday, April 7.

NATIONAL WATER POLICY

Committee on Environment and Public Works: Subcommittee on Water Resources held hearings on National water policy in light of the current drought situation in the West, including testimony on possible courses of Federal action, both emergency short-term solutions and long-range remedies. Witnesses heard were Christopher Farrand, Acting Assistant Secretary, Land and Water Resources, and Joseph Cragwall, Chief, Water Resources Division, Geological Survey, both of the Department of the Interior; Dr. Stephen H. Schneider, National Center for Atmospheric Research, Boulder, Colo.; Dr. Aaron Weiner, Water Planning for Israel, Ltd., Tel Aviv, Israel; and Thomas Barlow, Natural Resources Defense Council, Washington, D.C.

Hearings continue on Monday, April 18.

ENVIRONMENTAL IMPACT STATEMENTS

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans, and International Environment held hearings on S. Res. 49, favoring international agreement to a treaty requiring the propagation of an international environmental impact statement for any major project expected to have significant adverse effect on the physical environment, receiving testimony from Patsy Mink, Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs; Barbara D. Blum, Deputy Administrator, Environmental Protection Agency; Charles Warren, Chairman, Council on Environmental Quality; and Richard A. Frank, Center for Law and Social Policy, Washington, D.C.

Hearings were recessed subject to call.

DEPARTMENT OF ENERGY

Committee on Governmental Affairs: Committee resumed hearings on S. 591 and 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, receiving testimony from Philip Loomis, Commissioner, Securities and Exchange Commission; and Judge Curtis Wagner, Federal Administrative Law Judges Conference, Washington, D.C.

Hearings continue on Friday, April 8.

BIOMEDICAL RESEARCH

Committee on Human Resources: Subcommittee on Health and Scientific Research held hearings to examine the current status of the Federal biomedical and behavioral research program. Witnesses heard were Dorothy Rice, Director, National Center for Health Statistics, Department of Health, Education, and Welfare; Dr. Kerr White, New York City, U.S. Committee on Vital and Health Statistics; Dr. Jonas Salk, The Salk Institute for Biological Studies, La Jolla, Calif.; and Dr. Irving Selikoff, Mt. Sinai School of Medicine, New York City.

Hearings continue tomorrow.

DEVELOPMENTALLY DISABLED ASSISTANCE

Committee on Human Resources: Subcommittee on the Handicapped resumed hearings on the implementation of the Developmentally Disabled Assistance and Bill of Rights Act (Public Law 94-103), receiving testimony from Walter Cegelka, St. Louis, National Association for Retarded Citizens; Jane Salzano, Silver Spring, Md., National Society for Autistic Children; Carol Cervenka, Epilepsy Foundation of America, Washington, D.C.; Joseph L. Cohen, Harrisburg, Pa., United Cerebral Palsy Association; Susan C. Hillbrath, American Occupational Therapy, Washington, D.C.; Dr. Maurice Knott, Trenton, National Association of Coordinators of State Programs for the Mentally Retarded; and Dr. Elizabeth M. Boggs, Hampton, N.J.

Hearings were recessed subject to call.

MINE SAFETY

Committee on Human Resources: Subcommittee on Labor continued hearings on S. 717, to promote safety and health in the mining industry, receiving testimony from Edward J. Baier, Deputy Director, National Institute for Occupational Safety and Health, Department of Health, Education, and Welfare; Steven Wodka, Oil, Chemical and Atomic Workers International Union; Elmo J. Hurst, Donald Rosenthal, and William H. Howe, all representing the Association of Bituminous Contractors; Thomas Galloway, and Davitt McAteer, Center for Law and Social Policy; Edward Killian, Gypsum Association; Newell T. Crolius, Milt Durham, Carl Metzgar, Jim Christie, and Robert C. Hollenbach, all representing the National Crushed Stone Association, all of Washington, D.C.

Hearings continue tomorrow.

COMMITTEE ORGANIZATION

Committee on the Judiciary: Committee held an organizational meeting and made subcommittee assignments, as follows:

Administrative Practice and Procedure

Senators Abourezk (*chairman*), Culver, Biden, Laxalt, and Thurmond.

Antitrust and Monopoly

Senators Abourezk (*chairman*), Culver, Biden, Allen, Metzenbaum, Thurmond, Mathias, and Laxalt.

Citizen and Shareholder Rights and Interests

Senators Metzenbaum (*chairman*), Culver, DeConcini, Scott, and Wallop.

Constitution

Senators Bayh (*chairman*), Metzenbaum, Allen, Abourezk, Scott, and Hatch.

Criminal Laws and Procedures

Senators McClellan (*chairman*), Eastland, Kennedy, Thurmond, and Hatch.

Immigration

Senators Eastland (*chairman*), Kennedy, Abourezk, and Laxalt.

Improvements in Judicial Machinery

Senators DeConcini (*chairman*), Biden, Byrd, and Wallop.

Juvenile Delinquency

Senators Culver (*chairman*), Bayh, Byrd, Mathias, and Wallop.

Penitentiaries and Corrections

Senators Biden (*chairman*), DeConcini, McClellan, and Mathias.

Separation of Powers

Senators Allen (*chairman*), Byrd, Eastland, Hatch, and Scott.

DIET/HEALTH

Select Committee on Nutrition and Human Needs: Committee resumed hearings to examine the relationship between diet and health, to receive testimony on the need for fiber in the diet. Witnesses heard were Dr. Hugh Trowell, Fording Bridge, Hampshire, England; Dr. Peter Van Soest, Cornell University, Ithaca, New York; Dr. Albert Mendeloff, Johns Hopkins University, Baltimore; and Dr. Martin Eastwood, Edinburgh, Scotland.

Hearings were recessed subject to call.

NOMINATION

Select Committee on Small Business: Committee ordered favorably reported the nomination of Arthur Vernon Weaver, Jr., of Arkansas, to be Administrator of the Small Business Administration, prior to which action the nominee, who was introduced to the committee by Senators McClellan and Bumpers, testified and answered questions on his own behalf. Testimony was also received from James D. McKevitt, accompanied by David Voight, National Federation of Independent Business, Inc., Washington, D.C.; and Walter Cunningham, accompanied by Richard Wesley, American National Association of Government Contractors, Washington, D.C.

SUBCOMMITTEE ASSIGNMENTS

Select Committee on Small Business: Committee announced subcommittee assignments as follows:

Monopoly and Anticompetitive Activities

Senators Nelson (chairman), Haskell, and Weicker.

Government Regulation and Small Business Advocacy

Senators McIntyre (chairman), Nunn, and Bartlett.

Economic Development, Marketing, and the Family Farmer

Senators Nunn (chairman), Hathaway, and Packwood.

Government Procurement

Senators Hathaway (chairman), Culver, and Packwood.

Financing, Investment and Taxation

Senators Haskell (chairman), Nelson, and Bartlett.

The Future of Small Business

Senators Culver (chairman), McIntyre, and Weicker.

The Chairman and the Ranking Minority Member of the full Committee are members ex officio of all subcommittees.

House of Representatives

Chamber Action

Bills Introduced: 88 public bills, H.R. 5840–5927; 6 private bills, H.R. 5928–5933; and 20 resolutions, H.J. Res. 369 and 370, H. Con. Res. 185, and H. Res. 453–469, were introduced. Pages 9927, 9931

Bills Reported: Reports were filed as follows:

H. Con. Res. 162, providing for the printing of 20,000 additional copies of the subcommittee print of the Subcommittee on Consumer Affairs of the Committee on Banking, Finance and Urban Affairs entitled "Give Yourself Credit: Guide to Consumer Credit Laws", amended (H. Rept. 95-145);

H. Res. 379, authorizing the printing as a House document the dedication ceremony of the portrait of the Honorable Melvin Price, chairman, Committee on Armed Services, amended (H. Rept. 95-146);

H. Res. 246, providing for the printing as a House document of a report of the Subcommittee Oversight and Investigations of the Committee on Interstate and Foreign Commerce, amended (H. Rept. 95-147);

H. Res. 363, to provide for the printing of the report

relating to procurement of ADP resources by the Federal Government (H. Rept. 95-148);

H.R. 5502, authorizing appropriations for military construction and family housing (H. Rept. 95-149);

H.R. 7, to authorize a career education program for elementary and secondary schools, amended (H. Rept. 95-150);

H.R. 4544, Black Lung Benefits Reform Act of 1977, amended (H. Rept. 95-151);

H. Res. 468, providing for the consideration of H.R. 3199, to amend the Federal Water Pollution Control Act to provide for additional authorizations (H. Rept. 95-152);

H. Res. 469, providing for the consideration of H.R. 5294, to amend the Consumer Credit Protection Act to prohibit abuse practices by debt collectors (H. Rept. 95-153); and

H.R. 5262, to provide for increased participation by the United States in the International Bank for Reconstruction and Development, The International Development Association, The International Finance Corporation, The Asian Development Bank, and the Asian Development Fund (H. Rept. 95-154). Pages 9926, 9927

House Funds: House agreed to the following resolutions from the Committee on House Administration:

H. Res. 442, providing funds for the expenses of the House Information Systems of the Committee on House Administration;

H. Res. 428, providing for the expenses of investigations and studies to be conducted by the Select Committee on Ethics;

H. Res. 434, providing additional funds for expenses of the Committee on International Relations in connection with visits to the United States by heads of states and other foreign dignitaries;

H. Res. 436, providing for the administrative expenses incurred in concluding the business and activities of the former Select Committee on Professional Sports;

H. Res. 328, amended, providing for the expenses of investigations, studies, oversight, and functions to be conducted by the Committee on Government Operations;

H. Res. 283, amended, providing funds for the expenses of the investigations and studies to be conducted by the Committee on Interstate and Foreign Commerce; and

H. Res. 393, authorizing additional funds for the leadership offices (agreed to by a yea-and-nay vote of 276 yeas to 122 nays, Roll No. 114).

On a request for a division of the committee amendment in the nature of a substitute, agreed to section 2, authorizing additional amounts for office personnel and leasing of equipment for the majority and minority leaders and majority and minority whips (agreed to by a yea-and-nay vote of 276 yeas to 128 nays with 1 voting "present", Roll No. 113). Earlier, agreed to the balance of the committee amendment by voice vote.

Page 9843

Late Reports: Committee on Interstate and Foreign Commerce received permission to file reports by midnight Friday, April 1, on H.R. 5306, to amend the Land and Water Conservation Fund Act of 1965, and H.R. 5117, to provide temporary authorities to the Secretary of the Interior to facilitate emergency actions to mitigate the impacts of the 1976-1977 drought; and

Committee on Science and Technology received permission to file a report by midnight Friday, April 1, on H.R. 5101, to authorize appropriations for activities of the Environmental Protection Agency. Page 9849

Unemployment Compensation: It was made in order to consider, anytime after it is filed, the conference report on H.R. 4800, Emergency Unemployment Compensation Act of 1977. Page 9849

Printing: Agreed to S. Con. Res. 8, authorizing the printing of the committee print entitled "The Accounting Establishment" as a Senate document—clearing the measure. Page 9851

Strategic Materials: By a yea-and-nay vote of 373 yeas to 24 nays, Roll No. 115, the House passed H.R. 4895, to amend the Strategic and Critical Materials Stockpiling Act.

H. Res. 451, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 9852-9856

Health Planning Authorization: By a voice vote, the House passed H.R. 4974, to amend the Public Health Service Act to authorize appropriations for fiscal year 1978 for health planning.

Agreed to a technical amendment; and

An amendment that includes American Samoa and the Trust Territory of the Pacific Islands within the definition of "State", as found in the Public Health Service Act.

H. Res. 450, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 9856-9860

Biomedical Research Authorization: By a yea-and-nay vote of 385 yeas to 4 nays, Roll No. 116, the House passed H.R. 4975, to amend the Public Health Service Act to authorize appropriations for fiscal year 1978 for biomedical research and related programs.

Agreed to the committee amendments.

Rejected an amendment that sought to authorize such sums as may be necessary for cancer programs.

H. Res. 449, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 9860-9878

Late Reports: Committee on Rules received permission to file certain privileged reports by midnight tonight. Page 9878

Health Services Authorization: By a yea-and-nay vote of 376 yeas to 4 nays, Roll No. 118, the House passed H.R. 4976, to amend the Public Health Service Act, the Community Mental Health Centers Act, title V of the Social Security Act, and the program of assistance for home health services to authorize appropriations for fiscal year 1978 for health services programs.

Agreed to the committee amendments; and

An amendment that increases the authorization for demonstration projects for home health services from $4.45 million to the 1977 authorization of $12 million (agreed to by a recorded vote of 322 ayes to 69 noes, Roll No. 117).

H. Res. 448, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 9878-9893

Presidential Message—District of Columbia Budget: Received and read a message from the President wherein he transmits the budget for the District of Columbia for fiscal year 1978—referred to the Committee on Appropriations and ordered printed with illustrations (H. Doc. 95-116). Page 9893

Interparliamentary Union: Read letters from Representatives Giaimo, Hamilton, and Preyer, wherein they resigned as members on the part of the House of the delegation to attend the Conference of the Interparliamentary Union in Canberra, Australia, from April 10 to April 16, 1977. Subsequently, the Speaker appointed Representatives Patten, Pickle, and Byron to fill the existing vacancies. Page 9893

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of April 6. Page 9893

Meeting Hour: By unanimous consent, the House will meet at noon on Wednesday, April 6. Page 9894

Congressional Mailing Standards: Read a letter from Representative Howard wherein he resigns from the House Commission on Congressional Mailing Standards. Subsequently, the Speaker appointed Representative Solarz to fill the existing vacancy. Page 9894

North Atlantic Assembly: The Speaker appointed as members of the United States Group of the North Atlantic Assembly the following Members on the part of the House: Representatives Bob Wilson, Findley, Edwards of Alabama, and Whitehurst. Page 9895

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 9925

Adjournment: Adjourned at 4:41 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Subcommittee on Cotton began but did not complete action on the cotton portion of the Agriculture and Consumer Protection Act extension, and will resume on Monday, April 4.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued executive hearings on the CIA budget.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on population; and light capital technology.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on the New York City seasonal financing fund.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on ERDA—conservation.

HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held hearings on American Printing House for the Blind; National Technical Institute for the Deaf; Gallaudet College; and Howard University.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works continued hearings with Members of Congress and public witnesses.

RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary held hearings on Equal Employment Opportunity Commission; and Board for International Broadcasting.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Office of the Secretary.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held a hearing on the Tax Court; and Bureau of Engraving and Printing.

DEFENSE AUTHORIZATION

Committee on Armed Services: Concluded markup on H.R. 5068, Defense authorization bill, and agreed to introduce a clean bill with final action scheduled for Tuesday, April 5.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued markup of H.R. 4703, Housing and Community Development Act, and will resume tomorrow.

RENEGOTIATION REFORM ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Renegotiation continued oversight hearings on H.R. 4082, Renegotiation Reform Act of 1977. Testimony was heard from Representative McKinney; Admiral Rickover; and representatives of GAO; Renegotiation Board, and public witnesses.

ECONOMIC STABILITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on H.R. 2596, to promote economic stability. Testimony was heard from Sidney Harman, Under Secretary-designate of Commerce; and Ernest Green, Assistant Secretary of Labor.

YOUTH CAMP SAFETY

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety continued hearings on H.R. 4286 and related bills, Youth Camp Safety. Testimony was heard from representatives of Eastern Association of Christian Schools; and Camp Fire Girls.

Hearings continue on Wednesday, April 20.

YOUTH EMPLOYMENT AND TRAINING

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on youth employment and training legislation. Testimony was heard from Representatives Meeds, Duncan, and Pease; Leo Krulitz, Department of Interior; and James Wilkins, former CCC Camp Director.

COMMUNITY SERVICES ADMINISTRATION

Committee on Government Operations: Subcommittee on Manpower and Housing continued hearings on the operation of the Community Services Administration. Testimony was heard from Robert Chase, Director, Community Services Administration, and other agency officials.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Personnel and Police met on committee business.

ENDANGERED AMERICAN WILDERNESS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands continued hearings on H.R. 3454, Endangered American Wilderness Act of 1977. Testimony was heard from public witnesses.

Hearings continue Monday, May 2.

EXPORT ADMINISTRATION AMENDMENTS

Committee on International Relations: Met and ordered reported favorably to the House H.R. 5840, Export Administration Amendments of 1977.

INTERNATIONAL MILITARY EDUCATION AND TRAINING ACT

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held a hearing on International military education and training programs. Testimony was heard from Richard Erickson, Department of State, and Lt. Gen. H. M. Fish, USAF, Department of Defense.

USIA AUTHORIZATION

Committee on International Relations: Subcommittee on International Operations held a hearing on H.R. 4915, fiscal year 1978 authorization for the United States Information Agency.

WHITE HOUSE COMMISSION ON MIA'S

Committee on International Relations: Subcommittee on Asian and Pacific Affairs met for report from Leonard Woodcock, Chairman, White House Commission on Missing in Action.

ELECTRIC POWER STUDY

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on the combined FED and FPC study on availability of electric power in California and the Pacific Northwest. Testimony was heard from officials of Federal Energy Administration and Federal Power Commission.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of amendments to the Clean Air Act, and will resume on Monday, April 4.

ATTORNEYS' FEES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 3361 and related bills, awards of attorneys' fees. Testimony was heard from Circuit Judge Harold Leventhal, U.S. Court of Appeals for the District of Columbia Circuit; Judge Charles Renfrew, U.S. District Court for the Northern District of California; and Barbara A. Babcock, Assistant Attorney General, Civil Division.

Hearings continue tomorrow.

BANKRUPTCY LAWS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, revision of bankruptcy laws, and will resume tomorrow.

FEDERAL CRIMINAL CODE

Committee on the Judiciary: Subcommittee on Criminal Justice met on codification of Federal criminal code.

UNITED STATES–CANADA RECIPROCAL FISHERIES AGREEMENT

Committee on Merchant Marine and Fisheries: Began but did not complete markup of H.R. 5638, to amend the Fishery Conservation Zone Transition Act in order to give effect during 1977 to the Reciprocal Fisheries Agreement between the United States and Canada.

MARINE PROTECTION, RESEARCH AND SANCTUARIES ACT AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittees on Fish and Wildlife Conservation and the Environment and on Oceanography approved for full committee action H.R. 4297 amended, fiscal year 1978 authorization for the Marine Protection, Research and Sanctuaries Act of 1972.

SEA GRANT PROGRAM—NATIONAL ADVISORY COMMITTEE ON OCEANS AND ATMOSPHERE AUTHORIZATIONS

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography met and approved for full committee action the following bills:

H.R. 4301 amended, to authorize appropriations for the National Sea Grant Program Act during fiscal year 1978; and

H.R. 3849, amended, to establish qualifications for individuals appointed to the National Advisory Committee on Oceans and Atmosphere and to authorize appropriations for the Committee for fiscal year 1978.

CONTRACTING OUT PRACTICES

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization continued oversight hearings on contracting out practices of the Federal Government. Testimony was heard from representatives of the Office of Management and Budget and Department of Defense.

AIRPORT PROTECTION AND NOISE REDUCTION

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on H.R. 4539, Airport Protection and Aircraft Noise Reduction Act. Testimony was heard from representatives of Air Transport Association; Western, Texas International, Allegheny and Northwest Airlines, and other public witnesses.

Hearings continue Tuesday, April 5.

DEBT COLLECTION PRACTICES

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate; waiving points of order against the consideration of the bill for failure to comply with the provisions of clause 2(1)(5)(B) and providing for one motion to recommit which may include instructions if the House has not previously agreed to an amendment in the nature of a substitute for the bill, on H.R. 5294, Debt Collection Practices Act. Testimony was heard from Representatives Annunzio and Wylie.

FEDERAL WATER POLLUTION CONTROL ACT AMENDMENTS

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate; waiving points of order against the consideration of the bill for failure to comply with the provisions of section 402(a) of the Congressional Budget Act of 1974, making the committee substitute in order as an original bill for the purpose of amendment, waiving all points of order against the amendment for failure to comply with clause 5 of Rule XXI, providing one motion to recommit with or without instructions, and providing

for taking from the Speaker's table the bill H.R. 11 with the Senate amendment thereto and to move to concur in the Senate amendment with an amendment in the nature of a substitute consisting of the text of the bills H.R. 11 and H.R. 3199 as passed by the House; if said motion is agreed to, it shall then be in order to move to insist on said House amendment and to request a conference with the Senate. Testimony was heard from Chairman Johnson and Representatives Roberts, Breaux, Edgar, Harsha. A statement for the record was submitted by Representatives Harsha and Don H. Clausen.

DNA RECOMBINANT RESEARCH

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the science policy implications of the DNA recombinant molecule research issue with testimony from public witnesses.

NUCLEAR POWER ISSUES AND CHOICES

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration held a hearing on energy report entitled "Nuclear Power Issues and Choices". Testimony was heard from Spurgeon M. Keeny, Jr., Chairman, Nuclear Energy Policy Study Group, and other members of the Study Group.

MEDICARE-MEDICAID AMENDMENTS

Committee on Ways and Means: Subcommittee on Health continued markup of amendments to H.R. 3, Medicare-Medicaid Anti-Fraud and Abuse Amendments, and will resume next week.

TRADE ADJUSTMENT ASSISTANCE

Committee on Ways and Means: Subcommittee on Trade held a hearing on trade adjustment assistance programs. Testimony was heard from Representatives Sharp, Burke of Massachusetts, Myers of Pennsylvania, and Regula; and public witnesses.

Hearings continue tomorrow.

Joint Committee Meeting

UNEMPLOYMENT COMPENSATION EXTENSION

Conferees agreed to file a conference report on H.R. 4800, the unemployment compensation amendments. As agreed to by the conferees, the program is extended until January 31, 1978, with no new applications taken after October 31, 1977.

Also, conferees agreed to the Senate provision which would require rollcall votes on future pay increases for Members of Congress and other senior Federal officials.

Friday, April 1, 1977

Senate

Chamber Action

Routine Proceedings, pages 9980–10044

Bills Introduced: 13 bills and 6 resolutions were introduced, as follows: S. 1206–1218; S. Con. Res. 17; and S. Res. 131–135. Pages 9985, 10004–10007, 10070

Bills Reported: Reports were made as follows:

Special Report on legislative activities of Committee on Post Office and Civil Service for the 94th Congress (S. Rept. 95-82). Page 9985

Bills Passed:

Indian Affairs Committee Funding: S. Res. 102, authorizing an additional $484,000 for expenses of the Select Committee on Indian Affairs. Page 9983

Appropriations Committee Funding: S. Res. 113, authorizing an additional $250,000 for expenses of Committee on Appropriations. Pages 9983, 9984

Printing: S. Res. 119, to print additional copies of report entitled "Developments in Aging: 1976." Page 9984

Rules Committee Funding: S. Res. 128, authorizing an additional $20,000 for expenses of Committee on Rules and Administration. Page 9984

Printing: H. Con. Res. 157, to print a compilation of tributes by Members of the House to commemorate the years of service of the Honorable Gerald R. Ford. Page 9984

Secretary of Senate Kimmitt: S. Res. 131, notifying the House of Representatives of the election of Joseph Stanley Kimmitt as Secretary of the Senate. Page 10070

Secretary of Senate Kimmitt: S. Res. 132, notifying the President of the election of Joseph Stanley Kimmitt as Secretary of the Senate. Page 10070

Francis R. Valeo: S. Res. 133, commending Honorable Francis R. Valeo upon his retirement as Secretary of the Senate. Page 10070

Senate Code of Conduct: By 86 yeas to 9 nays, Senate agreed to S. Res. 110, to establish a code of official conduct for Members, officials, and employees of the Senate, prior to which action Senator Nelson submitted a corrected version of his unprinted amendment No. 127, agreed to on March 31.

By 63 yeas to 31 nays, Senate tabled modified Baker amendment No. 164, calling for termination of provisions of the resolution on March 1, 1981. Page 10044

Pages 10044–10068

Supplemental Appropriations: By 69 yeas to 15 nays, Senate passed H.R. 4877, making supplemental appropriations for fiscal year 1977, after agreeing to committee amendment en bloc, with the exception of those dealing with Chapter II, DOD-Military, and taking action on those and other amendments as follows:

Adopted:

(1) By voice vote, aforementioned Chapter II committee amendments, after finding, by vote of 56 yeas to 30 nays, such amendments to be germane, following Ford point of order that they appropriated funds unauthorized by legislation; Page 10071

(2) Eagleton unprinted amendment No. 130, appropriating additional funds in the amount of (a) $75 million for Rural Water and Waste Disposal Grants, (b) $150 million for water and sewer facility loans, and (c) $100 million for soil conservation work in drought areas; Page 10085

(3) Leahy unprinted amendment No. 131, to change eligibility dates of funds recommended for D.C. Metrorail system; Page 10089

(4) Abourezk unprinted amendment No. 132, increasing from $15.5 million to $31 million funds for International organizations and programs; Page 10090

(5) Hollings unprinted amendment No. 133, appropriating $225 million for drought assistance program under the Department of Commerce; Page 10092

(6) Hollings unprinted amendment No. 134, appropriating $50 million for SBA Disaster Loan Fund; Page 10093

(7) Hollings unprinted amendment No. 135, appropriating additional $10 million for support of U.S. prisoners; Page 10093

(8) Schweiker unprinted amendment No. 136, to adjust staff funding for Senators who were formerly assigned to Committee on Post Office and Civil Service; Page 10096

(9) Allen amendment No. 169, appropriating $1 million for construction assistance for the School of Veterinary Medicine of Tuskegee Institute, Alabama; Page 10096

(10) Johnston unprinted amendment No. 137, to enable the Bureau of Land Management to proceed with environmental impact systems for proposed use of certain public lands; Page 10097

(11) Hatfield unprinted amendment No. 138, appropriating $100 million for Drought Emergency Assistance; Page 10098

(12) Williams unprinted amendment No. 139, appropriating $150 million for housing for the elderly or handicapped; Page 10099

(13) Kennedy unprinted amendment No. 140, appropriating $1 million for emergency mortgage relief legislation which has been authorized by law; Page 10100

(14) Modified Kennedy unprinted amendment No. 141, appropriating $10 million for relief and rehabilitation of Romanian earthquake victims; and Page 10101

(15) McClellan unprinted amendment No. 142, deleting Section 304 (under General Provisions), barring use of funds for the termination or deferral of certain projects or weapon systems approved by the Congress. Page 10104

Rejected:

(1) By 11 yeas to 72 nays, Heinz unprinted amendment No. 129, appropriating additional $5 million for Health Services Administration for family planning; and Page 10086

(2) By 35 yeas to 48 nays, Weicker amendment No. 179, to strike section appropriating $241,000 for the Council on Wage and Price Stability. Page 10083

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators McClellan, Magnuson, Stennis, Robert C. Byrd, Proxmire, Inouye, Hollings, Bayh, Eagleton, Chiles, Johnston, Huddleston, Leahy, Young, Case, Brooke, Hatfield, Stevens, Mathias, Schweiker, Bellmon, and Weicker. Pages 10071–10126

Bills Referred: H.R. 4974, 4975, and 4976, health bills, were referred to Committee on Human Resources; and H.R. 4895, strategic materials stockpiling bill, was referred to Committee on Armed Services. Page 9985

Message From the House: Senate received one message from the House. Page 9985

Amendments Submitted for Printing: Page 10007

Confirmations: Senate confirmed the following nominations:

Arthur Vernon Weaver, Jr., of Arkansas, to be Administrator of the Small Business Administration;

William James Perry, of California, to be Director of Defense Research and Engineering;

David Emerson Mann, of Maryland, to be an Assistant Secretary of Navy;

Mary Berry, of Colorado, to be Assistant Secretary of HEW for Education;

Ernest LeRoy Boyer, of New York, to be Commissioner of Education;

Robert L. Herbst, of Minnesota, to be Assistant Secretary of the Interior for Fish and Wildlife; and

Guy Richard Martin, of Alaska, to be an Assistant Secretary of the Interior. Page 10129

Nominations: Senate received the following nominations:

Russell Murray II, of Virginia, to be an Assistant Secretary of Defense;

Deanne C. Siemer, of New York, to be General Counsel of the Department of Defense; and

Edward Hidalgo, of the District of Columbia, to be an Assistant Secretary of the Navy. Page 10129

Record Votes: Six record votes were taken today (total—98).

Pages 10051, 10060, 10084, 10089, 10096, 10126

Recess: Senate met at 9:15 a.m. and recessed at 4:34 p.m. Page 10128

Committee Meetings

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 3,350 routine nominations in the Army, Navy, Air Force, and Marine Corps.

Also, committee concluded hearings on the nomination of John C. Stetson, of Illinois, to be Secretary of the Air Force, after the nominee testified and answered questions on his own behalf.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development continued closed hearings on proposed military procurement authorizations for fiscal year 1978 for weapons programs, receiving testimony on the Army tank program from Edward A. Miller, Assistant Secretary, (Research and Development), Lt. Gen. Howard H. Cooksey, Deputy Chief of Staff for Research, Development, and Acquisition, and Major Gen. Robert J. Baer, Project Manager, XMI Tank Systems, all of the Department of the Army.

Subcommittee will meet again on Monday, April 14.

HOUSING MORTGAGE PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 664, to provide for the insurance of graduated payment mortgages, and S. 1078, to revise the experimental mortgage insurance program, receiving testimony from Dr. Donna Shalala, Assistant Secretary-Designate for Policy Development and Research, Department of Housing and Urban Development; Dr. Laurence N. Woodworth, Assistant Secretary for Tax Policy, Department of the Treasury; Donald M. Kaplan, Office of Economic Research, Federal Home Loan Bank Board; David S. Mundel, Deputy Assistant Director, Congressional Budget Office; and Henry Schechter, AFL-CIO, Washington, D.C.

Hearings were adjourned subject to call.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee continued to mark up the proposed first concurrent resolution setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, but did not complete action thereon and will meet again on Monday, April 4.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Frank Alan Weil, of New York, to be Assistant Secretary and Charles Linn Haslam, of North Carolina, to be General Counsel both of the Department of Commerce, after the nominees testified and answered questions on their own behalf. Also, Senator Moynihan introduced Mr. Weil to the committee.

AIR TRANSPORTATION REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation continued hearings on bills proposing regulatory reform in the air transportation industry, including S. 292 and 689. Witnesses heard were Secretary of Transportation Brock Adams; Donald I. Baker, Assistant Attorney General, Antitrust Division, Department of Justice; Albert V. Casey, American Airlines, Washington, D.C.; George Bean, representing the Airport Operators Council International, Inc., and American Association of Airport Executives, Washington, D.C. and A. Joel Eisenberg, Aeroamerica, Inc., Seattle.

Hearings continue on Monday, April 14.

NOMINATIONS

Commitee on Energy and Natural Resources: Committee ordered favorably reported the nominations of Robert L. Herbst, of Minnesota, and Guy Richard Martin, of Alaska, each to be an Assistant Secretary of the Interior.

OIL SHALE TECHNOLOGY

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development resumed hearings on S. 419, to test the commercial, environmental, and social viability of various oil shale technologies, receiving testimony from Richard M. Dowd, Principal Analyst for Energy and Environment, Congressional Budget Office; Monte Canfield, Director, Energy and Natural Resources Division, General Accounting Office; Dr. Armand Hammer, Occidental Petroleum Corporation, Los Angeles; and John McCormick, Environmental Policy Center, Washington, D.C.

Hearings were recessed subject to call.

NRC AUTHORIZATION

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation resumed hearings on proposed fiscal year 1978 authorization for the Nuclear Regulatory Commission, receiving testimony from Bernard C. Rusche, Director, Office of Nuclear Reactor Regulation, and Peter Strauss, General Counsel, both of the Nuclear Regulatory Commission; and Vincent Boyer, representing the Edison Electric Institute, New York City; and George Gleason, American Nuclear Energy Council, Washington, D.C.

Hearings continue on Monday, April 4.

LOCK AND DAM 26

Committee on Environment and Public Works: Subcommittee on Water Resources held hearings on the proposed replacement of Lock and Dam 26, Alton, Ill., receiving testimony from Senators Stevenson, Percy, Danforth, and Bartlett; Representatives Volkmer and Gephardt; Prof. William Vickerey, Columbia University, New York City; Brent Blackwelder, Environmental Policy Center, Washington, D.C.; Maitland Sharpe, Izaak Walton League, Arlington, Va.; Jonathan Ela, Sierra Club, Madison, Wis.; Thomas Claflin, University of Wisconsin, Madison; Dr. Joseph Edmisten, Pensacola, Fla.; Howard Larson, Milwaukee, representing Boating Industries Association, and National Association of Engine and Boat Manufacturers; and James Harrison, Minnesota/Wisconsin Boundary Area Commission.

Hearings continue on Tuesday, April 19.

SOUTH ASIA

Committee on Foreign Relations: Committee met to receive a briefing from Leonard Woodcock, Detroit, on the recent visit to Vietnam and Laos made by him and his delegation.

Committee recessed subject to call.

INTERNATIONAL BROADCASTING

Committee on Foreign Relations: Subcommittee on International Operations held hearings on proposed fiscal year 1978 authorization for the Board for International Broadcasting, receiving testimony from Thomas Quinn, Board Member, and Walter Roberts, Executive Director.

Subcommittee recessed subject to call.

PANAMA CANAL BRIEFING

Committee on Foreign Relations: Subcommittee on Western Hemisphere Affairs met in closed session, to receive a briefing on the status of the Panama Canal negotiations from Ambassadors Ellsworth Bunker and Sol Linowitz, Co-Negotiator of the Panama Canal Treaty, both of the Department of State.

Subcommittee recessed subject to call.

NUCLEAR NON-PROLIFERATION

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services began hearings on S. 897, to strengthen U.S. policies on nuclear nonproliferation, and to reorganize certain nuclear export functions, receiving testimony from Warren Christopher, Deputy Secretary of State; and Robert Fri, Acting Administrator, Energy Research and Development Administration.

Hearings continue on Wednesday, April 6.

HUMAN SUBJECTS RESEARCH

Committee on Human Resources: Subcommittee on Health and Scientific Research resumed hearings in connection with the protection of human subjects used in experimental research, receiving testimony from Leonard Woodcock, United Auto Workers, Detroit; Daniel W. Pettengill, Aetna Life and Casualty, Washington, D.C.; Dr. Howard Berman, Blue Cross Association, Washington, D.C.; Dr. B. Leslie Huffman, and Dr. James G. Price, both of the American Academy of Family Physicians, Washington, D.C.; and Dr. George W. Bostwick, representing the Maine Medical Association, Augusta.

Hearings were recessed subject to call.

MINE SAFETY

Committee on Human Resources: Subcommittee on Labor continued hearings on S. 717, to promote safety and health in the mining industry, receiving testimony from Cecil D. Andrus, Secretary, who was accompanied by several of his associates of the Department of the Interior; Arnold Packer, Assistant Secretary for Policy, Evaluation and Research, who was accompanied by several of his associates of the Department of Labor; David R. Delling, William W. Garland, Paul V. Benthurum, and Rod Kvidahl, all representing the Trona Mining Companies, Green River, Wyo.; Cloyd McDowell, Harlem, Ky., National Independent Coal Operators' Association; and Thomas Miechur, Cement, Lime and Gypsum Workers International Union, Chicago.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, April 4.

Committee Meetings

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing with Assistant Secretary for Human Development.

RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and the Judiciary heard testimony from Members of Congress and public witnesses.

HOUSING AND COMMUNITY DEVELOPMENT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued markup of H.R. 4702, Housing and Community Development Act, and will resume on Monday, April 4.

MINE SAFETY

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held a hearing on legislation to promote safety and health in the mining industry. Testimony was heard from representatives of Department of Labor and Department of Interior.

INDIAN CLAIMS COMMISSION

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on H.R. 4585, to authorize appropriations for the Indian Claims Commission for fiscal year 1978; and to facilitate the transfer of cases from the Indian Claims Commission to the United States Court of Claims. Testimony was heard from representatives of U.S. Court of Claims; Indian Claims Commission; and Department of Justice.

Following the hearing, the subcommittee approved for full committee action H.R. 4585 amended (title above).

NUCLEAR REGULATORY COMMISSION AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment met for markup of H.R. 3455, Nuclear Regulatory Commission authorization, and will resume on Monday, April 4.

U.S. VOLUNTARY CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

Committee on International Relations: Subcommittee on International Organizations held a hearing on United States voluntary contributions to international organizations. Testimony was heard from representatives of United Nations University; U.N. Associates; Namibia Institute; U.N. Fund for Namibia; and U.N. Educational and Training Program for Southern Africa.

Hearings continue Tuesday, April 5.

FEA AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on the FEA fiscal year 1978 authorization. Testimony was heard from FEA Administrator John O'Leary.

CIVIL RIGHTS COMMISSION AUTHORIZATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on H.R. 5645, Civil Rights Commission Authorization Act of 1977. Testimony was heard from Arthur S. Flemming, Chairman, U.S. Commission on Civil Rights.

BANKRUPTCY LAWS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, revision of bankruptcy laws, and will resume on Monday, April 4.

ATTORNEYS' FEES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 3361, and related bills, awards of attorneys' fees. Testimony was heard from representatives of Federal Trade Commission; Consumer Products Safety Commission; California Citizens Action Group; and Consumer Federation of America.

TRADE ADJUSTMENT ASSISTANCE

Committee on Ways and Means: Subcommittee on Trade continued hearings on trade adjustment programs. Testimony was heard from Governor of New Hampshire Thompson, and public witnesses.

Joint Committee Meeting

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee resumed hearings on the March employment/unemployment situation, receiving testimony from Julius Shiskin, Commissioner of Labor Statistics, Department of Labor.

Hearings were recessed subject to call.

Résumé of Congressional Activity

FIRST SESSION OF NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through March 31, 1977

	Senate	*House*	*Total*
Days in session	47	46	..
Time in session	225 hrs., 25′	150 hrs., 34′	..
Congressional Record:			
Pages of proceedings	5,316	2,878	8,194
Extension of Remarks	..	..	1,998
Public bills enacted into law	5	10	15
Private bills enacted into law	..	..	..
Bills in conference	1	2	3
Bills through conference	2	1	3
Measures passed, total	109	151	..
Senate bills	17	6	..
House bills	8	34	..
Senate joint resolutions	2	2	..
House joint resolutions	6	6	..
Senate concurrent resolutions	7	5	..
House concurrent resolutions	4	5	..
Simple resolutions	65	93	..
Measures reported, total	*71	*133	..
Senate bills	17	1	..
House bills	6	53	..
Senate joint resolutions	..	..	..
House joint resolutions	2	3	..
Senate concurrent resolutions	1	1	..
House concurrent resolutions	2	5	..
Simple resolutions	43	70	..
Special reports	22	18	..
Conference reports	1	3	..
Measures pending on calendar	12	21	..
Measures introduced, total	1,393	6,957	..
Bills	1,205	5,933	..
Joint resolutions	42	370	..
Concurrent resolutions	16	185	..
Simple resolutions	130	469	..
Quorum calls	15	18	..
Yea-and-nay votes	92	73	..
Recorded votes	..	27	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 81 reports have been filed in the Senate, a total of 154 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through March 31, 1977

Army nominations, totaling 5,041, disposed of as follows:	
Confirmed	3,586
Unconfirmed	1,455
Navy nominations, totaling 9,762, disposed of as follows:	
Confirmed	6,134
Unconfirmed	3,628
Air Force nominations, totaling 6,873, disposed of as follows:	
Confirmed	6,765
Unconfirmed	108
Marine Corps nominations, totaling 786, disposed of as follows:	
Confirmed	655
Unconfirmed	131
Civilian nominations, totaling 2,669, disposed of as follows:	
Confirmed	2,075
Unconfirmed	543
Withdrawn	51

Summary

Total nominations received	25,131
Total confirmed	19,215
Total unconfirmed	5,865
Total withdrawn	51

Monday, April 4, 1977

Senate

Chamber Action

Routine Proceedings, pages 10137–10172

Bills Introduced: Seven bills and two resolutions were introduced, as follows: S. 1219–1225; S.J. Res. 43; and S. Res. 136. Pages 10144, 10197

Bills Reported: Reports were made as follows:

S. Res. 127, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 36, authorizing funds for Energy Research and Development Administration for energy R&D programs not related to the development of nuclear energy (S. Rept. 95-83);

S. Res. 129, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 266, authorizing funds for the Energy Research and Development Administration to render financial assistance to limit radiation exposure from uranium mill tailings used for construction (S. Rept. 95-84). Page 10144

Bills Passed:

Budget Act Waiver: S. Res. 127, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 36, authorizing funds for Energy Research and Development Administration for energy R&D programs not related to the development of nuclear energy. Page 10139

Budget Act Waiver: S. Res. 129, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 266, authorizing funds for the Energy Research and Development Administration to render financial assistance to limit radiation exposure from uranium mill tailings used for construction. Page 10139

Housing Authorizations: Senate passed and sent to the House S. 1070, to authorize additional funds for housing assistance for lower income Americans in fiscal year 1977, and to extend the Federal riot reinsurance and crime insurance programs, after agreeing to the following four amendments:

(1) Modified Javits unprinted amendment No. 143, to delete the "workable program" requirement for the purpose of securing mortgage insurance under section 220 of the National Housing Act; Page 10173

(2) Modified Javits unprinted amendment No. 144, to assist in the construction of moderate income housing under 221 by making eligible limited dividend sponsors; Page 10174

(3) Modified Brooke unprinted amendment No. 145, to provide that the Secretary of HUD give special attention to severe economic needs afflicting homeowners in the Town of Mashpee, Massachusetts, where Indian land claims have clouded title to many residences; Page 10174

(4) Brooke unprinted amendment No. 146, increasing from $500 million to $1 billion ceiling on Federal Housing Administration's General Insurance Fund. Page 10177
Pages 10172–10182

Radiation Exposure: Senate passed with committee amendment and sent to the House S. 266, authorizing funds for the Energy Research and Development Administration to render financial assistance to limit radiation exposure from uranium mill tailings used for construction. Pages 10175–10176

ERDA Authorizations: Senate passed and sent to the House S. 36, authorizing funds for Energy Research and Development Administration for energy R&D programs not related to the development of nuclear energy, after agreeing to committee amendments en bloc, and to Hayakawa unprinted amendment No. 147, relating to the matter of collective bargaining at Lawrence Livermore Laboratory, California. Page 10185–10192

Emergency Unemployment Compensation: Senate agreed to the conference report on H.R. 4800, extending until January 31, 1978, the Emergency Unemployment Compensation Act, thus clearing the bill for the President's signature. Pages 10182–10185

Interest Rates: Senate agreed to the conference report on H.R. 3365, to extend until December 15, 1977, authority for the flexible regulation of interest rates on deposits and accounts in depository institutions (Regulation Q), thus clearing the measure for action of the House. Pages 10197, 10198

Drought Disaster Relief: Senate agreed to the House amendment to S. 925, to provide the Secretary of the Interior with temporary authority to facilitate emergency actions to mitigate the impact of the 1976–77 drought, thus clearing the measure for the President's signature. Pages 10192–10195

Bill Held at Desk: H.R. 1828, relating to the effective date for the changes made by the Tax Reform Act of 1976 to the exclusion for sick pay was received, ordered to be held at the desk, and, by unanimous consent, it was agreed that Senate will proceed to consider this bill on Wednesday, April 6. Pages 10182–10195

Bills Referred: H.R. 5306, land and water conservation fund, was referred to Committee on Energy and Natural Resources; and H.R. 3437, vocational education amendments, was referred to Committee on Human Resources. Page 10144

Messages From the House: Three messages were received from the House. Page 10141

Executive Communications: Pages 10141, 10142

Presidential Messages: Senate received messages from the President as follows:

PM 62—Transmitting a report setting forth actions which he intends to take with respect to non-rubber footwear covered by the affirmative finding on February 8, 1977, of the United States International Trade Commission—referred to Committee on Finance (received after Senate recessed on Friday, April 1); and

PM 63—Reporting two new deferrals in budget authority for the Energy Research and Development Administration totaling $127.2 million; and reporting a revision in a previously transmitted budget deferral for the Department of Commerce—referred jointly to Committees on Appropriations; the Budget; Commerce, Science, and Transportation; and Energy and Natural Resources. Page 10141

Committee Membership Compilation: Majority Leader incorporated in today's Record a compilation of Senate committee memberships with a view to facilitating the scheduling of committee hearings and meetings with the least possible scheduling conflicts.

Also, orders were obtained for the Senate to convene at 4 p.m. on Tuesdays and Thursdays, May 3 and 5, and May 10 and 12, in order to afford committees more uninterrupted time to accomplish their work. Page 10137, 10138

Confirmations: Senate confirmed the nomination of James Gustave Speth, of the District of Columbia, to be a Member of the Council on Environmental Quality. Page 10198

Nominations: Senate received the following nominations:

Jordan J. Baruch, of New Hampshire, to be an Assistant Secretary of Commerce;

Graciela Olivarez, of New Mexico, to be Director of the Community Services Administration; and

Andrew J. Chishom, to be United States Marshal for the District of South Carolina. Page 10198

Recess: Senate met at 12:30 p.m. and recessed at 5:06 p.m. Page 10198

Committee Meetings

FOOD AID

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Foreign Agricultural Policy began oversight hearings on the future of the P.L. 480 program, U.S. food assistance to foreign countries, receiving testimony from Kathleen Bitterman, Coordinator, Food for Peace Program, Agency for International Development; Howard Hjort, Director of Agricultural Economics, Department of Agriculture; Fred Sanderson, Brookings Institution, Washington, D.C.; Larry Minear, Church World Service and Lutheran World Relief, Washington, D.C.; and Herbert Waters, TADCO Enterprises, Inc., Washington, D.C.

Hearings continue tomorrow.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Health, Education, and Welfare, receiving testimony from public witnesses.

Subcommittee will meet again tomorrow to hear congressional and public witnesses on health programs.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony on projects in their respective States from Senators Young, Burdick, Sparkman, Long, Johnston, Allen, Garn, Mathias, and Case, and former Representative Joseph L. Evins, of Tennessee. Also, subcommittee received testimony on funds for the Appalachian Regional Commission from Governors Marvin Mandel, of Maryland, Julian M. Carroll, of Kentucky, and Cliff Finch, of Mississippi; on funds for the Garrison Diversion Project, North Dakota from Governors Arthur A. Link, of North Dakota, and Scott Matheson, of Utah, and former Governor Calvin L. Rampton, of Utah; and on funds for the Tennessee Tombigbee Waterway project from Governors George C. Wallace, of Alabama, Ray Blanton, of Tennessee, Finch and Carroll.

Subcommittee will meet again tomorrow to receive testimony on funds for the Oahe Irrigation Project, South Dakota, and to hear other public witnesses.

MILITARY MANPOWER

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings on the authorized number of flag officers on active duty, and their relationship to fiscal year 1978 authorization requests for active duty, reserve, and civilian manpower and training loads, receiving testimony from Admiral Hyman G. Rickover, Director, Division of Naval Reactors, Energy Research and Development Administration.

Subcommittee recessed subject to call.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development resumed closed hearings on proposed military procurement authorizations for fiscal year 1978 for weapons programs, receiving testimony on ballistic missile programs from John B. Walsh, Deputy Director, Strategic and Space Systems, Department of Defense; John H. Fisher, Military Intelligence Research Specialist, and James R. Miller, Supervisory Aerospace Engineer, both of the Defense Intelligence Agency; and Rear Adm. Robert H. Wertheim, Tech-

nical Director, Strategic Systems Project Office, Department of the Navy.

Subcommittee will meet again tomorrow.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee resumed markup of the proposed first concurrent resolution setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, but did not complete action thereon and will meet again tomorrow.

INTERIM REGULATORY REFORM

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 263, to provide for interim regulatory reform of the Interstate Commerce Commission, Federal Trade Commission, Federal Power Commission, Federal Communications Commission, Civil Aeronautics Board, Federal Maritime Commission, and Consumer Product Safety Commission, after receiving testimony from Charles Clapp, Acting Chairman, Interstate Commerce Commission; Gerald P. Norton, Acting General Counsel, Federal Trade Commission; Richard L. Dunham, Chairman, Federal Power Commission; Werner K. Hartenberger, General Counsel, Federal Communications Commission; John E. Robson, Chairman, Civil Aeronautics Board; Karl E. Bakke, Chairman, Federal Maritime Commission; and S. John Byington, Chairman, Consumer Product Safety Commission.

AIR TRANSPORTATION REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation resumed hearings on bills proposing regulatory reform in the air transportation industry, including S. 292 and 689. Witnesses heard were Representative Fenwick; Donald W. Nyrop, Northwest Airlines, St. Paul, Minn.; James E. Dunne II, and Harold J. Salfen, Airline Passenger Association, Dallas; Thomas A. Trantum, Wainright Securities, Inc., New York City; Marshall Meyers, American Association for Laboratory Animal Science, Washington, D.C.; and Orville G. Tigerman, Transocean Airlines, Los Angeles.

Hearings continue on Wednesday, April 6.

ENERGY CONSERVATION

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation began oversight hearings to determine the status of national efforts in the field of energy conservation. Witnesses heard were Henry A. Kissinger and Glenn E. Watts, Advisory Board for the Alliance to Save Energy, Washington, D.C.; Barry Commoner, Washington University, St. Louis; Dr. John Gibbons, University of Tennessee, Knoxville; Macauley Whiting, Dow Chemical Company, Midland, Mich.; Dr. R. Eugene Goodson, Purdue University, West Lafayette, Ind.; Dr. Robert Williamd, Princeton University, Princeton, N.J.; Eric Hirst, Energy Division, Oak Ridge National Laboratory, Oak Ridge, Tenn.; and Denis Hayes, Worldwatch Institute, Washington, D.C.

Hearings continue on Wednesday, April 6.

ERDA AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development held hearings on proposed fiscal year 1978 authorization for the Energy Research and Development Administration, receiving testimony from Dr. George Hatsopolous, ThermoElectron Corporation, Waltham, Mass.; Robert Mauro, American Public Power Association, Washington, D.C.; Dr. Beno Sternlicht, Mechanical Technology, Inc., Latham, N.Y.; and Vincent Carman, Global Scientific Consultants, Portland, Oreg.

Subcommittee will meet again tomorrow.

NOMINATION

Committee on Environment and Public Works: Committee ordered favorably reported the nomination of William Meredith Cox, of Kentucky, to be Administrator of the Federal Highway Administration, after the nominee, who was introduced by Senators Ford and Huddleston, testified and answered questions on his own behalf. Testimony was also received from Secretary of Transportation Brock Adams.

NRC AUTHORIZATION

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation resumed hearings on proposed fiscal year 1978 authorization for the Nuclear Regulatory Commission, receiving testimony from Kenneth R. Chapman, Director, Office of Nuclear Material Safety and Safeguards, Ernst Volgenau, Director, Office of Inspection and Enforcement, and Lee V. Gossick, Executive Director for Operation, all of the Nuclear Regulatory Commission.

Hearings continue on Thursday, April 28.

CIA BRIEFING

Committee on Foreign Relations: Committee, in closed session, received a briefing on the general world situation from Adm. Stansfield Turner, Director of Central Intelligence.

Committee recessed subject to call.

FOREIGN ECONOMIC POLICY

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy resumed oversight hearings on major international economic issues facing the United States, receiving testimony from John Kenneth Galbraith, Harvard University, Cambridge, Mass.

Subcommittee recessed subject to call.

NUCLEAR PROLIFERATION

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services held hearings to release and review an Office of Technology Assessment report entitled "Nuclear Proliferation and Safeguards." Witnesses heard were Thomas Hughes, Carnegie Endowment for International Peace, Washington, D.C.; Professor Emeritus George Kistiakowsky, Profs. Paul Doty and Thomas Schelling, all of Harvard University, Cambridge; Profs. Theodore Taylor and Henry Smyth, both of Princeton University, Princeton, N.J.; and Edward Teller, University of California, Berkeley.

Subcommittee recessed subject to call.

CHILD ADOPTION

Committee on Human Resources: Subcommittee on Child and Human Development, concluded hearings on S. 961, to implement a plan designed to overcome barriers in the interstate adoption of children, after receiving testimony from Arabella Martinez, Assistant Secretary of Health, Education, and Welfare for Human Development; Gerald Adcock, North American Council on Adoptable Children, Detroit; Mathew Ahmann, National Conference of Catholic Charities, Washington, D.C.; Elizabeth S. Cole, Child Welfare League, Inc., New York City; Peter Forsythe, Edna McConnell Clark Foundation, New York City; Richard Higley, Department of Social Services, Office of Children and Youth Services, Lansing, Mich.; Laurie and H. Joseph Flynn, Lancaster, Pa.; Ruthann and Henry Haussling, Great Falls, Va.; and Meg and Allen Tucker, Arlington, Va.

BLACK LUNG BENEFITS

Committee on Human Resources: Subcommittee on Labor began oversight hearings on the operation of Title IV, black lung benefits section, of the Federal Coal Mine Health and Safety Act (P.L. 92-203). Witnesses heard were Representative Erlenborn; Dr. Bedford Bird, United Mines Workers of America, Washington, D.C.; Anise Floyd, Miners' Wives and Widows' Organization, Charleston, W. Va.; Willie Anderson, Logan County Black Lung Association, and Edgar Workman, both of Holden, W. Va.; Carl Bagge, National Coal Association, Washington, D.C.; Robert Flockhart, American Insurance Association, and Andre Maisonpierre, American Mutual Insurance Alliance, both of Washington, D.C.

Hearings continue on Wednesday, April 6.

House of Representatives

Chamber Action

Bills Introduced: 71 public bills, H.R. 5934-6004; 3 private bills, H.R. 6005-6007; and 13 resolutions, H.J. Res. 371-378, H. Con. Res. 186 and 187, and H. Res. 470-472 were introduced. Pages 10307-10310

Bills Reported: Reports were filed as follows:

H.R. 5117, to facilitate emergency actions to mitigate the impacts of the 1976-1977 drought (H. Rept. 95-155);

H.R. 5306, to amend the Land and Water Conservation Fund Act of 1965 (H. Rept. 95-156);

H.R. 5101, to authorize appropriations for activities of the Environmental Protection Agency (H. Rept. 95-157) all the foregoing reports were filed on Friday, April 1;

Conference report on H.R. 4800, Emergency Unemployment Compensation Extension Act of 1977 (H. Rept. 95-158);

H.R. 5675, to authorize the Secretary of the Treasury to invest public moneys (H. Rept. 95-159); and

Conference report on H.R. 3365, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions (H. Rept. 95-160). Page 10307

Presidential Messages: Read the following messages from the President:

Imported shoes: Message transmitting to Congress action taken by the President with respect to import relief for the United States non-rubber footwear industry—referred to the Committee on Ways and Means and ordered printed (H. Doc. 95-117); and

Budget deferrals: Message reporting two new deferrals of Energy Research and Development Administration funds totaling $127.2 million—referred to the Committee on Appropriations and ordered printed (H. Doc. 95-118). Page 10199

Supplemental Appropriations: House disagreed to the amendments of the Senate to H.R. 4877, making further supplemental appropriations for fiscal year 1977; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Mahon, Whitten, Boland, Natcher, Flood, Steed, Shipley, Slack, McFall, Long of Maryland, Yates, McKay, Bevill, Cederberg, Michel, McDade, Andrews of North Dakota, Edwards of Alabama, and Coughlin. Subsequently, conferees received permission to file a conference report on the measure by midnight tonight. Page 10199

Printing: House agreed to H. Res. 470, authorizing the printing of additional copies of the Joint Economic Committee's report entitled "The 1977 Joint Economic Report". Page 10199

Suspensions: House voted to Suspend the Rules and pass the following bills:

Land and Water Conservation Fund: H.R. 5306, amended, to amend the Land and Water Conservation Fund Act of 1965. Pages 10203-10206

VA medical services: H.R. 5027, to clarify the require-

ment that medical services be provided by the Veterans' Administration in certain cases (passed by a yea-and-nay vote of 402 yeas, Roll No. 119).

Pages 10206–10208, 10229

Veteran facilities: H.R. 3695, to revise and improve the program of making grants to the States for the construction, remodeling, or renovation of State home facilities for furnishing hospital, domiciliary, and nursing home care for eligible veterans (passed by a yea-and-nay vote of 399 yeas, with 1 voting "present", Roll No. 120).

Pages 10208–10210, 10230

Philippine Veterans Hospital: H.R. 5029, to authorize contracts with the Republic of the Philippines for the provision of hospital care and medical services to Commonwealth Army veterans and new Philippine Scouts for service-connected disabilities; to authorize the continued maintenance of a Veterans' Administration office in the Republic of the Philippines. Pages 10210–10212

Sick pay taxes: H.R. 1828, amended, to provide that the changes made by the Tax Reform Act of 1976 to the exclusion for sick pay shall only apply to taxable years beginning after December 31, 1976 (passed by a yea-and-nay vote of 404 yeas, Roll No. 121).

Pages 10212–10220, 10230, 10231

Tax relief: H.R. 1680, to relieve taxpayers from liability with respect to certain underpayments of estimated tax, underwithholding, and interest on underpayments of tax attributable to the application to 1976 of the sick pay and other provisions of the Tax Reform Act of 1976.

Pages 10220, 10221

SEC authorizations: S. 1025, to increase the amount authorized to be appropriated for the Securities and Exchange Commission for fiscal year 1977; clearing the measure for the President. Page 10222

Drought aid: H.R. 5117, amended, to provide temporary authorities to the Secretary of the Interior to facilitate emergency actions to mitigate the impacts of the 1976–1977 drought. Subsequently, this passage was vacated, and S. 925, a similar Senate-passed bill was passed in lieu after being amended to contain the language of the House bill as passed. Pages 10222–10227

Military construction—supplemental authorization: H.R. 5502, to authorize supplemental appropriations during fiscal year 1977 for military construction and for operation and maintenance of family housing.

Page 10227–10229

Late Report: Committee on International Relations received permission to file a report by midnight tonight on H.R. 5717, to provide for relief and rehabilitation assistance to the victims of the recent earthquakes in Romania. Page 10231

Unemployment Compensation: By a yea-and-nay vote of 406 yeas to 2 nays, Roll No. 122, the House agreed to the conference report on H.R. 4800, Emergency Unemployment Compensation Extension Act of 1977; clearing the measure for Senate action.

Page 10231–10239

Debt Collection: By a yea-and-nay vote of 199 yeas to 198 nays, Roll No. 124, the House passed H.R. 5294, to amend the Consumer Credit Protection Act to prohibit abusive practices by debt collectors.

Agreed to the committee amendments.

H. Res. 469, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 347 yeas to 44 nays, Roll No. 123. Pages 10239–10256

District Work Period: House agreed to H. Con. Res. 186, providing for an adjournment of the House from April 6 to April 18, 1977, and a recess of the Senate from April 7 to April 18, 1977. Page 10258

Resignations: Read a letter to the Speaker from Lucy Wilson Benson wherein she resigns as a private member of the Special Commission on Administrative Review; and

Read and accepted a letter to the Speaker from Representative Waxman wherein he resigns as a member of the Select Committee on Narcotics Aubse and Control. Subsequently, the Speaker appointed Representative Evans of Georgia to fill the existing vacancy. Page 10258

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 10306

Adjournment: Adjourned at 5:40 p.m.

Committee Meetings

FRAGMENTATION OF SERVICES FOR ELDERLY

Select Committee on Aging: Held a hearing on fragmentation of services for the elderly. Testimony was heard from Frank Horton, Chairman, Federal Commission on Paper Work; Arabella Martinez, Assistant Secretary for Human Development, HEW; Baltimore Mayor Schaefer; and public witnesses.

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Subcommittee on Livestock and Grains met for markup of wheat and feed grain portion of the Agriculture and Consumer Protection Act extension, and will resume on Wednesday, April 6.

COTTON PRICE AND INCOME PROTECTION

Committee on Agriculture: Subcommittee on Cotton met and approved for full committee action H.R. 5719 amended, to provide price and income protection for cotton farmers and assure consumers plentiful supplies of food and fiber at reasonable prices.

WATER SUPPLY ASSESSMENTS—AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Subcomittee on Conservation and Credit met and approved for full committee action H.R. 5642, to direct the Secretary of Agriculture to conduct a study for the purpose of providing information to the Congress dealing with the assessment of water supplies, and with regard to identifying geographical areas which have a deficiency; and also approved language relating to extension of the Agriculture and Consumer Protection Act.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on special military assistance.

HUD–INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies heard testimony from Members of Congress and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held hearings on Office of Solicitor; and Office of Secretary of Interior.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works heard testimony from Members of Congress and public witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held hearings on the Office of the Secretary.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government heard testimony from Members of Congress and public witnesses.

AMERICAN AND FOREIGN CITIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on the City began hearings on successes abroad: What foreign cities can teach American cities. Testimony was heard from public witnesses.

Hearings continue tomorrow.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued markup of H.R. 4703, Housing and Community Development Act, and will resume tomorrow.

HOSPITAL HOUSESTAFF

Committee on Education and Labor: Subcommittee on Labor-Management Relations held a hearing on H.R. 2222, hospital housestaff as professional employees. Testimony was heard from representatives of Physicians' National Housestaff Association; American Hospital Association; American Medical Students Association; and Association of American Medical Colleges.

MINE SAFETY AND HEALTH AMENDMENTS

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held hearings on H.R. 4287 and related bills, Federal Mine Safety and Health Amendments Act of 1977. Testimony was heard from representatives of AFL–CIO; NIOSH; Gypsum Association; and Independent Coal Operators Association.

Hearings continue tomorrow.

FLAME RETARDANT GARMENTS

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on Consumer Product Safety Commission's failure to take action to ban garments treated with flame retardant chemical "Tris." Testimony was heard from representatives of Consumer Product Safety Commission; Environmental Defense Fund; and National Cancer Institute.

AIRCRAFT NOISE CONTROL

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on aircraft/airport noise control. Testimony was heard from representatives of GAO; EPA; FAA; and DOT.

Hearings continue tomorrow.

NRC AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment met and approved for full committee action H.R. 3455 as amended, to authorize appropriations for the Nuclear Regulatory Commission.

DEEP SEABED HARD MINERALS ACT

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining continued hearings on H.R. 3350 and 3652, Deep Seabed Hard Minerals Act. Testimony was heard from Representative Fraser and public witnesses.

Hearings continue tomorrow.

ASSISTANCE TO ROMANIA

Committee on International Relations: Held a hearing on H.R. 5717, to provide for relief and rehabilitation assistance to the victims of the recent earthquakes in

Romania. Testimony was heard from a representative from the Department of State.

ACDA AUTHORIZATION

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held a hearing on the fiscal year 1978 authorization for the Arms Control and Disarmament Agency. Testimony was heard from Paul Warnke, Director, Arms Control and Disarmament Agency.

NUCLEAR ANTIPROLIFERATION

Committee on International Relations: Subcommittees on International Security and Scientific Affairs and International Economic Policy and Trade held a joint hearing on nuclear antiproliferation. Testimony was heard from Fred Ikle, former director, ACDA; and S. Jacob Sherr, Natural Resources Defense Council.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of amendments to the Clean Air Act, and will resume tomorrow.

REGULATE LOBBYING

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 1180, and related bills, to regulate lobbying and related activities. Testimony was heard from Representatives McClory, Kastenmeier, and Railsback. Statements for the record were submitted by Representatives Bennett and Murphy of New York.

Hearings continue Wednesday, April 6.

BANKRUPTCY LAWS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, revision of bankruptcy laws, and will resume tomorrow.

OIL POLLUTION LIABILITY

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation continued markup of H.R. 3711, Oil Pollution Liability and Compensation Act of 1977.

OCS LANDS ACT AMENDMENTS

Ad Hoc Select Committee on Outer Continental Shelf: Continued hearings on H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977. Testimony was heard from representatives of Departments of Defense, Transportation, and Labor.

Hearings continue tomorrow.

FUTURE ENERGY DEMAND

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD&D began hearings on future energy demand conservation potentials and probable life style changes. Testimony was heard from Dr. Gene G. Mannella, Acting Assistant Administrator, ERDA; John D. Christie, Assistant Administrator, FEA, and public witnesses.

Hearings continue tomorrow.

NATIONAL CLIMATE PROGRAM ACT

Committee on Science and Technology: Subcommittee on the Environment and the Atmosphere began hearings on H.R. 783 and related bills, National Climate Program Act. Testimony was heard from FEA Administrator John O'Leary; a representative from Council on Environmental Quality; and a panel representing consumers of climate information and services.

Hearings continue tomorrow.

PRODUCT LIABILITY INSURANCE

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities held a hearing on product liability insurance. Testimony was heard from Representatives Whalen, Pattison, Pease, Pritchard, Steers, AuCoin, Cornell, Gradison, Jones of Oklahoma, Mottl, and Sarasin.

Hearings continue Wednesday, April 6.

NATIONAL STANDARDS REVIEW ORGANIZATION

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the Professional Standards Review Organization, with testimony from representatives of HEW.

Hearings continue Wednesday, April 6.

Joint Committee Meeting

SUPPLEMENTAL APPROPRIATIONS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 4877, making supplemental appropriations for fiscal year 1977, but did not reach final agreement thereon and will meet again tomorrow.

Tuesday, April 5, 1977

Senate

Chamber Action

Routine Proceedings, pages 10465–10536

Bills Introduced: Sixteen bills and one resolution were introduced, as follows: S. 1226–1241; S. Con. Res. 18.

Pages 10482, 10503

Bill Report: Report was made as follows:

Special Report of Committee on Armed Services covering its legislative activities during the 94th Congress (S. Rept. 95–85). Page 10481

Bills Passed:

Easter Non-Legislative Period: Senate agreed to H. Con. Res. 186, calling for adjournment of the House from April 6 until April 18, 1977, and a recess of the Senate from April 7 until April 18, 1977. Page 10468

Printing: Senate passed without amendment and sent to the House S.J. Res. 44, to print a revised edition of Senate Procedure. Page 10468

Housing Authorizations: Senate vitiated its action of Monday, April 4, when it passed S. 1070, to authorize additional funds for housing assistance for lower income Americans in fiscal year 1977, and to extend the Federal riot reinsurance and crime insurance programs, and, by voice vote, then passed the House companion measure, H.R. 3843, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1070, as amended by the Senate on that date.

S. 1070 was then indefinitely postponed. Page 10467

Bills Referred: H.R. 1680, tax relief, was referred to Committee on Finance; H.R. 3695, 5027, and 5029, veterans medical and hospital care, were referred to Committee on Veterans' Affairs; and H.R. 5502, military construction authorizations—1977, was referred to Committee on Armed Services. Page 10482

Message From the House: Senate received one message from the House. Page 10481

Amendment Submitted for Printing:

Pages 10503–10505

Confirmations: By 87 yeas to 4 nays, Senate confirmed the nomination of Peter F. Flaherty, of Pennsylvania, to be Deputy Attorney General. Pages 10469–10480

Senate also confirmed the nominations of William Meredith Cox, of Kentucky, to be Administrator of the Federal Highway Administration;

John C. Stetson, of Illinois, to be Secretary of the Air Force;

Seventeen Air Force nominations in the rank of General; and

Sundry nominations in the Army, Navy, Air Force, and Marine Corps. Page 10536

Nominations: Senate received the following nominations:

William M. Hoeveler, to be United States District Judge for the Southern District of Florida;

Alan K. Campbell, of Texas, to be a Civil Service Commissioner; and

Two Air Force nominations in the rank of General. Page 10536

Record Vote: One record vote was taken today (total—99). Page 10480

Recess: Senate met at 4 p.m. and recessed at 6:30 p.m.

Committee Meetings

FOOD AID

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Foreign Agricultural Policy continued oversight hearings on the future of the Public Law 480 program, U.S. food assistance to foreign countries, receiving testimony from Representative Solarz; John Firch, Director, Office of Food Policy and Programs, Department of State; Robbin Johnson, Cargill Grain Co., Minneapolis; and Father Bryan Hehir, United States Catholic Conference, Washington, D.C.

Hearings were recessed subject to call.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Health, Education, and Welfare, receiving testimony on health programs from Senators Kennedy and Melcher; Representative Dix; and public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony on projects in Nebraska from Senator Curtis; and on funds for the Oahe Irrigation Project, South Dakota, from Gov. Richard Kneip and other public witnesses.

Subcommittee will meet again tomorrow.

MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Construction began hearings on S. 1164, authorizing funds for fiscal year 1978 for construction at certain military installations, receiving testimony from Perry Fliakas, Deputy Assistant Secretary of Defense for Installations and Housing, and Maj. Gen. William D. Gilbert, Deputy Director of Engineering and Services, both of the Air Force.

Subcommittee will meet again tomorrow.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development continued closed hearings on proposed military procurement authorizations for fiscal year 1978 for weapons programs, receiving testimony on the survivability of the U.S. sea-based deterrent forces. Witnesses heard were John B. Walsh, Deputy Director, Strategic and Space Systems, Department of Defense;

Rear Adm. Donald P. Harvey, Director of Naval Intelligence, Rear Adm. Albert L. Kelln, Director, Strategic Submarine Division and Trident Program Office, and Rear Adm. Robert H. Wertheim, Technical Director, Strategic Systems Project Office, all of the Department of the Navy.

Subcommittee will meet again tomorrow.

EXPORT ADMINISTRATION

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported with amendments S. 69, amending and extending the Export Administration Act. As approved by the committee, the bill would extend the act through September 30, 1979, and eliminate Title III, dealing with exports of nuclear material and technology.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee continued markup of the proposed first concurrent resolution setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority, but did not complete action thereon and will meet again tomorrow.

NASA AUTHORIZATION

Committee on Commerce: Subcommittee on Science, Technology, and Space approved for full committee consideration with an amendment in the nature of a substitute H.R. 4088, authorizing funds for fiscal year 1978 for the National Aeronautics and Space Administration.

AIRCRAFT REGISTRATION

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported with an amendment H.R. 735, to permit citizens of foreign countries who have been lawfully admitted for permanent residence in the United States to register aircraft in the United States (amendment would allow a corporation from a foreign country organized and doing business under the laws of the United States to register such aircraft);

The nominations of Michael Pertschuk, of the District of Columbia, to be a Federal Trade Commissioner and Joan Buckler Claybrook, of Maryland, to be Administrator of the National Highway Traffic Safety Administration; and

Thirteen routine Coast Guard nominations.

Committee will meet again on Thursday, April 7, to consider other pending business.

COAL UTILIZATION

Committee on Energy and Natural Resources: Energy Production and Supply Subcommittee resumed hearings on S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and in major industrial installations, receiving testimony from Carl E. Bagge, National Coal Association, Washington, D.C.; Ernest S. Robson, Jr., Monsanto Co., St. Louis; Matthew Gould, Georgia-Pacific Corp., Portland, Oreg.; Harry E. Thomas, U.S. Steel Corp., Pittsburgh; and A. E. Bynum, Enid, Okla., on behalf of the American Petroleum Institute.

Hearings continue on Thursday, April 7.

ERDA AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development continued hearings on proposed fiscal year 1978 authorizations for the Energy Research and Development Administration, receiving testimony from Senators Melcher and Sasser; Representative Gore; Dr. John Dicks, University of Tennessee, Knoxville; John McCormick, Environmental Policy Center, Washington, D.C.; Jack Guy, Electric Power Research Institute, Washington, D.C.; William Gibeaut, American Gas Association, Washington, D.C.; H. H. Goerner, Exxon Co. USA, Baytown, Tex.; Dr. Richard A. Flinn, Gulf Oil Corp., Denver, Colo.; and H. T. McCormick, Wheelabrator-Frye, Inc., Nashua, N.H.

Hearings continue on Tuesday, April 19.

DISASTER ASSISTANCE

Committee on Environment and Public Works: Subcommittee on Regional and Community Development held hearings on proposed legislation authorizing funds for disaster relief, and to consider the President's message of March 23, 1977, on drought assistance to certain areas. Witnesses heard were Robert Hall, Assistant Secretary of Commerce for Economic Development; and Thomas Dunne, Administrator, Federal Disaster Assistance Administration, Department of Housing and Urban Development.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the nominations of Richard N. Cooper, of Connecticut, to be Under Secretary of State for Economic Affairs; Charles William Maynes, Jr., of New York, to be an Assistant Secretary of State; Barbara M. Watson, of New York, to be Administrator, Bureau of Security and Consular Affairs, Department of State; James F. Leonard, Jr., of New York, to be Deputy Representative of the United States to the United Nations, with the rank of Ambassador; and Donald F. McHenry, of Illinois, to be Deputy United States Representative in the Security Council of the United Nations, with the rank of Ambassador, prior to which action the nominees testified and answered questions on their own behalf. Senator Javits introduced Messrs. Leonard and Maynes, and Ms. Watson was introduced by Senators Javits and Moynihan.

MOSCOW TRIP BRIEFING

Committee on Foreign Relations: Committee, in closed session, received a briefing from Secretary of State Cyrus Vance on his recent visit to the U.S.S.R.

Committee recessed subject to call.

FEDERAL PROGRAM INFORMATION

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations concluded hearings on S. 904, to establish a center within the Office of Management and Budget to provide current information on Federal domestic assistance programs, after receiving testimony from Senator Kennedy; James T. McIntyre, Jr., Deputy Director, Office of Management and Budget; Paul Kugler, Director of Plans and Programs, Rural Development Service, Department of Agriculture; Jerry Stephens, Assistant Regional Director for Intergovernmental Programs, Southwest Region, Department of Health, Education, and Welfare; Lois Parke, Councilwoman, New Castle County (Del.) Council accompanied by Aliceann Fritschler, Association of Counties, Washington, D.C.; Barry I. Budlong, Office of Intergovernmental Programs, State of Connecticut, Hartford; Mayor John Ed Scott, of Murray, Ky.; Howard Atherton, Commissioner of the Bureau of Community Affairs, State of Georgia, Atlanta; and Joseph Stewart, Little Rock, Ark., representing National Association of State Budget Officers.

BUSINESS MEETING

Committee on Human Resources: Committee ordered favorably reported the following measures:

S. 855, authorizing funds for fiscal years 1978 and 1979 for activities of the National Science Foundation, with an amendment in the nature of a substitute (as approved by the committee, the bill would authorize $898 million for fiscal year 1978, and $1.057 billion for fiscal year 1979);

H.R. 4975, extending through fiscal year 1978 all expiring health programs under the Public Health Service Act and the Community Health Centers Act, with an amendment in the nature of a substitute including provisions of S. 755, as approved by the Subcommittee on Health and Scientific Research;

H.R. 3437, making technical amendments to the Vocational Education Act (P.L. 94-482), with amendments; and

An original resolution authorizing the committee to inspect and receive tax returns and tax-related matters of the Teamsters Central States, Southeast, and Southwest Area Pension Funds.

Also, H.R. 4991, House companion measure to S. 855, listed above, was reported without recommendation.

SENATE RULES CHANGE

Committee on Rules and Administration: Committee ordered favorably reported with an amendment in the nature of a substitute S. Res. 5, amending the standing rules of the Senate relative to cloture proceedings, the daily reading of the Journal, rulings of the Chair concerning a quorum of the Senate, and the reading of bills and conference reports. As approved by the committee, the resolution would amend Rule XXII so as to limit to a total of 50 hours time for consideration of any measure subsequent to invoking cloture thereon, with the time for each Senator limited to 30 minutes.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee held an organizational meeting where Senators Stevenson and Schmitt were elected Chairman and Vice Chairman, respectively, and Kenneth E. Gray was named Staff Director.

Also, Committee, under Rule XLIII of the Senate Official Conduct Amendments (S. Res. 110), granted a waiver to any Member or officer of the Senate traveling anytime to the People's Republic of China prior to July 1, 1977, to accept meals, lodging, and transportation from that Government.

Committee also met in closed session to discuss pending complaints and cases, but made no announcements and recessed subject to call.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence Activities: Subcommittee on Budget Authorization resumed closed hearings on proposed fiscal year 1978 authorizations for Government intelligence activities, receiving testimony from Thomas K. Latimer, Deputy Assistant Secretary of Defense for Intelligence.

Subcommittee will meet again tomorrow.

EYEGLASS INDUSTRY PRACTICES

Select Committee on Small Business: Monopoly Subcommittee resumed hearings on alleged restrictive and anticompetitive practices in the eyeglass industry, receiving testimony from Herbert H. Haft, Dart Drug Corporation, Landover, Maryland; Lance W. Berkowitz, Budget Optical, Inc., Reisterstown, Maryland; and William A. Schwartz, Jr., Wall and Ochs, Inc., Glendora, New Jersey.

Hearings continue tomorrow.

ENERGY COSTS TO OLDER AMERICANS

Special Committee on Aging: Committee held hearings on the impact on older Americans of rising energy costs, receiving testimony from Dr. Robert N. Butler, Director, National Institute on Aging, Department of Health, Education, and Welfare; Archie Gaul, Belfast, Maine; G. H. Wang, Chicago; Carl Eberhart, Clayton, New York; and Elliot Taubman, Consumer Law Center, Boston.

Hearings continue on Thursday, April 7.

House of Representatives

Chamber Action

Bills Introduced: 94 public bills, H.R. 6008–6101; 8 private bills, H.R. 6102–6109; and 15 resolutions, H.J. Res. 379–382, H. Con. Res. 188–190, and H. Res 473–480 were introduced. Pages 10461–10465

Bills Reported: Reports were filed as follows:

H.R. 130, Petroleum Marketing Practices Act, amended (H. Rept. 95–161);

H. Res. 473, providing for the consideration of H.R. 5262, to provide for increased participation by the United States in the International Bank for Reconstruction and Development, the International Development Association, the International Finance Corporation, the Asian Development Bank, and the Asian Development Fund (H. Rept. 95–162);

H.R. 4007, to amend the Internal Revenue Code of 1954 to designate the home of a State legislator for income tax purposes, amended (H. Rept. 95–163);

H.R. 3340, to amend the Internal Revenue Code of 1954 to allow a deduction for expenses allocable to the use of any portion of a dwelling unit in the trade or business of providing day care services whether or not such portion is exclusively used in such trade or business, amended (H. Rept. 95–164); and

H.R. 2210, to name a certain Federal building in Grand Rapids, Mich., the "Gerald R. Ford Building" (H. Rept. 95–165). Page 10461

Late Report: Committee on Appropriations received permission to file a conference report by midnight tonight on H.R. 4877, making supplemental appropriations for the fiscal year ending September 30, 1977. Page 10360

Committee To Sit: Objection was heard to a request by the Committee on Banking, Finance and Urban Affairs to sit today during proceedings of the House under the 5-minute rule. Page 10360

Suspensions: House voted to suspend the rules and pass the following:

Romanian earthquake relief: H.R. 5717, amended, to provide for relief and rehabilitation assistance to the victims of the recent earthquakes in Romania (passed by a yea-and-nay vote of 322 yeas to 90 nays with 1 voting "present", Roll No. 125); Pages 10360–10366, 10388, 10389

Career education: H.R. 7, amended, to authorize a career education program for elementary and secondary schools (passed by a yea-and-nay vote of 398 yeas to 14 nays, Roll No. 126); and Pages 10366–10378, 10389

Petroleum marketing practices: H.R. 130, amended, to provide for the protection of franchised distributors and retailers of motor fuel; to encourage conservation by requiring that information regarding the octane rating of automotive gasoline be disclosed to consumers; and to prevent deterioration of competition in gasoline marketing (passed by a yea-and-nay vote of 404 yeas to 3 nays, Roll No. 127). Pages 10378–10390

Late Reports: Committee on Armed Services received permission to file a report by midnight Thursday, April 7, on H.R. 5970, Department of Defense Appropriation Authorization Act for fiscal year 1978; and

Committee on the Budget received permission to file a report by midnight Wednesday, April 6, on the First Concurrent Resolution on the Budget for fiscal year 1978. Pages 10378, 10390

Depository Institutions: House agreed to the conference report on H.R. 3365, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions.

House receded from its disagreement to the Senate amendment to the title of the bill, and concurred therein. Pages 10390, 10391

Water Pollution: By a yea-and-nay vote of 361 yeas to 43 nays, Roll No. 129, the House passed H.R. 3199, to amend the Federal Water Pollution Control Act to provide for additional authorizations.

Agreed to the committee amendment in the nature of a substitute.

Rejected:

An amendment that sought to base the allotment formula for construction of waste treatment facilities solely on need rather than on need and population (rejected by a division vote of 13 ayes to 32 noes);

An amendment that sought to strike language providing for congressional review of rules or regulations issued under authority of the Act;

An amendment that sought to maintain the broad definition of navigable waters in regard to obtaining permits for the discharge of dredged or fill material, and would exempt normal farming, ranching, and silviculture operation; and

A similar amendment in the nature of a substitute to the previous amendment.

H. Res. 468, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 348 yeas to 60 nays, Roll No. 128. Pages 10396–10434

Public Works: Pursuant to H. Res. 468, House concurred in the Senate amendment to H.R. 11, to increase the authorization for the Local Public Works Capital Development and Investment Act of 1976, with an amendment that substitutes the texts of H.R. 11 and H.R. 3199 as passed by the House for the language of the Senate amendment.

House then insisted on its amendment to the Senate amendment and asked a conference with the Senate. Appointed as conferees: Representatives Johnson of California, Roberts, Roe, Anderson of California, Breaux, Nowak, Edgar, Harsha, Don H. Clausen, and Hammerschmidt. Pages 10434–10441

Late Report: Committee on the Judiciary received permission to file a report by 6 p.m. Monday, April 11, on H.R. 5864, to approve with modifications certain proposed amendments to the Federal Rules of Criminal Procedure, and to disapprove other such proposed amendments. Page 10441

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 10460

Adjournment: Adjourned at 6:52 p.m.

Committee Meetings

FOOD STAMPS

Committee on Agriculture: Held a hearing on food stamp legislation with testimony from Secretary of Agriculture Bergland.

ADVISORY COMMITTEE ON TIMBER SALES PROCEDURE

Committee on Agriculture: Subcommittee on Forests held a hearing on H.R. 5863, to establish an Advisory Committee on Timber Sales Procedure appointed by the Secretary of Agriculture for the purposes of studying, and making recommendations with respect to, procedures by which timber is sold by the Forest Service, and to provide an opportunity for congressional review. Testimony was heard from Secretary of Agriculture Bergland; John R. McGuire, Chief, Forest Service, USDA; and public witnesses.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on selected urban programs of USDA.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held hearings on Navy and Army reprogramings.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on human rights.

HUD–INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings with Members of Congress and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held hearings on Navy petroleum reserves; and Humanities.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held an executive hearing on NATO and classified.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works continued hearings with Members of Congress and public witnesses.

STATE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce, and the Judiciary held hearings with testimony from Members of Congress and public witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation heard testimony from Members of Congress and public witnesses.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government continued hearings with Members of Congress and public witnesses.

DOD AUTHORIZATION

Committee on Armed Services: Met and ordered reported favorably to the House H.R. 5970, Department of Defense authorization of appropriations for fiscal year 1978.

HOUSING AND COMMUNITY DEVELOPMENT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development met and approved for full committee action a clean bill in lieu of H.R. 4703, Housing and Community Development Act.

INTERNATIONAL BANKING OPERATIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance held a hearing on international banking operations. Testimony was heard from officials of Departments of State and Treasury.

Hearings continue tomorrow.

HUMAN RESOURCES DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization concluded hearings on H.R. 2596, Human Resources Development Act, with testimony from public witnesses.

AMERICAN AND FOREIGN CITIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on the City continued hearings on what

we can learn from foreign cities. Testimony was heard from representatives of The Canadian National Government; Research Center for Physical Planning, The Netherlands; Columbia University; Director, General Planning, Copenhagen; and INTERMET.

Hearings continue tomorrow.

NATURAL GAS SHORTAGE

Committee on the District of Columbia: Subcommittee on Economic Development and Regional Affairs continued hearings on the regional natural gas shortage. Testimony was heard from Virginia Governor Godwin; Mayor Washington, City Administrator Julian Dugas; George R. Rodericks, Director, Office of Emergency Preparedness; and Falls Church, Virginia Mayor Miller.

FEDERAL MINE SAFETY AND HEALTH AMENDMENTS

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety continued hearings on H.R. 4287, Federal Mine Safety and Health Amendments Act of 1977. Testimony was heard from representatives of Trona Mines.

Following the hearing, the Subcommittee approved for full committee action H.R. 4287 as amended (title above).

AIRCRAFT NOISE CONTROL

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources continued hearings on aircraft/airport noise control with testimony from public witnesses.

DEPARTMENT OF ENERGY

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on H.R. 4263, to establish a Department of Energy. Testimony was heard from Representative Flowers, McCormack, and Wydler and public witnesses.

Hearings continue tomorrow.

HUD COUNSELING PROGRAMS

Committee on Government Operations: Subcommittee on Manpower and Housing held a hearing on Department of Housing and Urban Development counseling programs, with testimony from HUD officials.

CONTESTED ELECTION

Committee on House Administration: Panel on Elections met for discussion of the Young vs. Mikva contested election, and will resume consideration on Tuesday, April 19.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and reviewed consultant contracts.

DEEP SEABED HARD MINERALS ACT

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining continued hearings on H.R. 3350 and 3652, Deep Seabed Hard Minerals Act. Testimony was heard from Representative Bedell and public witnesses.

ALASKA NATURAL GAS TRANSPORTATION ACT

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands continued oversight hearings on the Alaska Natural Gas Transportation Act of 1976. Testimony was heard from representatives of Department of State; Northwest Territory Legislative Assembly; Federal Environmental Policy Center; and public witnesses.

ASSISTANCE TO ROMANIA

Committee on International Relations: Met and ordered reported favorably to the House H.R. 5717 as amended, to provide for relief and rehabilitation assistance to the victims of the recent earthquake in Romania.

ASSISTANCE FOR LATIN AMERICA

Committee on International Relations: Subcommittee on Inter-American Affairs held a hearing on fiscal year 1978 military and supporting assistance for Latin America. Testimony was heard from Terence A. Todman, Department of State; and Lt. Gen. Howard M. Fish, USAF, Department of Defense.

ACDA AUTHORIZATION

Committee on International Relations: Subcommittee on International Security and Scientific Affairs continued hearings on authorization for the Arms Control and Disarmament Agency for fiscal year 1978. Testimony was heard from public witnesses.

VOICE OF AMERICA

Committee on International Relations: Subcommittee on International Operations held a hearing on Voice of America. Testimony was heard from Representative Harrington; Hans Tuch, Acting Director, Voice of America; and Kenneth Giddens, former director, Voice of America.

U.S. VOLUNTARY CONTRIBUTIONS

Committee on International Relations: Subcommittee on International Organizations continued hearings on U.S. voluntary contributions to international organizations. Testimony was heard from a State Department witness.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met and approved for full committee action a clean bill, to be introduced, on amendments to the Clean Air Act.

REGIONAL RAIL REORGANIZATION AMENDMENTS—RAIL PUBLIC COUNSEL AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held hearings on H.R. 5646, to amend the Regional Rail Reorganization Act of 1973; and H.R. 5798, to authorize appropriations for the Office of Rail Public Counsel for fiscal year 1978. Testimony was heard from ICC Acting Chairman Charles L. Clapp; Donald C. Cole, Vice President, U.S. Railway Association; and public witnesses.

FTC AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued markup of H.R. 3806, to amend the Federal Trade Commission Act, and will resume tomorrow.

LONG-TERM NATURAL GAS ISSUES

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on Long-Term Natural Gas Issues. Testimony was heard from FPC Chairman Dunham; FEA Administrator O'Leary; and Department of Interior Solicitor Krulitz.

JUDICIARY MISCELLANY

Committee on the Judiciary: Met and ordered reported favorably to the House the following bills:

H.R. 5864, amendments to Federal Rules of Criminal Procedure; and

H.R. 4836, to extend by 7 months the term of the National Commission on New Technological Uses of Copyrighted Works.

The committee also acted on private bills; and adopted Rules of the Subcommittee on Immigration, Citizenship, and International Law, and the Subcommittee on Administrative Law and Governmental Relations.

BANKRUPTCY LAWS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, revision of bankruptcy law, and will resume tomorrow.

RESTORATION PROJECTS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 3633, to provide additional funds to the States for carrying out restoration projects and programs. Testimony was heard from representatives of Department of Interior and wildlife conservation groups.

OCS LANDS ACT AMENDMENTS

Ad Hoc Select Committee on Outer Continental Shelf: Continued hearings on H.R. 1614, Outer Continental Shelf Lands Act Amendments. Testimony was heard from representatives of Department of States; Department of Justice; Environmental Protection Agency; and Federal Trade Commission.

AIRPORT PROTECTION AND NOISE REDUCTION

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on H.R. 4539, Airport Protection and Aircraft Noise Reduction Act. Testimony was heard from representatives of Eastern Airlines; and International Air Traffic Association.

Hearings continue tomorrow.

INTERNATIONAL DEVELOPMENT INSTITUTIONS

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate and providing that the bill be read for amendment by titles instead of by sections on H.R. 5262, to provide for increased participation by the United States in international development institutions. Testimony was heard from Chairman Reuss and Representatives Stanton and Hyde.

EPA AUTHORIZATION

Committeeon Rules: Granted an open rule providing for the consideration of and one hour of general debate; making the committee substitute in order as an original bill for the purpose of amendment; waiving all points of order against the amendment for failure to comply with clause 7, Rule XVI (germaneness) and providing one motion to recommit with or without instructions. Testimony was heard from Representatives Brown of California and Lujan. A statement for the record was submitted by Representative Brown of California.

ENERGY CONSERVATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD&D continued hearings on future energy demand conservation potentials and probable life style changes. Testimony was heard from public witnesses.

NATIONAL CLIMATE PROGRAM ACT

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere continued hearings on H.R. 783 and related bills, National Climate Program Act. Testimony was heard from Secretary of Commerce Juanita M. Kreps; Howard Hjort, Director, Agricultural Economics, USDA; and public witnesses.

Hearings continue tomorrow.

PROBLEMS OF WOMEN IN BUSINESS

Committee on Small Business: Subcommittee on Mi-

nority Enterprise and General Oversight held a hearing on SBA's responsiveness to the special problems of women in business. Testimony was heard from representatives of National Federation of Business and Professional Women's Clubs, Inc.; National Association of Women Business Owners; National Association of Minority Women in Business; and WLS Design Associates, LTD.

TEAMSTERS CENTRAL STATES PENSION FUND

Committee on Ways and Means: Subcommittee on Oversight held a hearing on Teamsters Central States pension fund. Testimony was heard from Secretary of Labor Marshall and representatives of Internal Revenue Service; and Department of Justice.

ITC AUTHORIZATION

Committee on Ways and Means: Subcommittee on Trade met and instructed the subcommittee staff to draft a bill authorizing appropriations for the International Trade Commission, which will then be considered by the Subcommittee.

Joint Committee Meetings

SUPERMARKET FOOD PRICES

Joint Economic Committee: Committee resumed hearings to receive testimony on a recent study prepared by the University of Wisconsin on food chain stores' profits and prices, receiving testimony from Dr. Owen Johnson, Director, Bureau of Competition, Federal Trade Commission; Dr. Willard Mueller, and Dr. Bruce Marion, both of the University of Wisconsin, Madison; Robert Aders, Food Marketing Institute, Washington, D.C.; and Mark Silbergeld, Consumers Union, Washington, D.C.

Hearings were recessed subject to call.

SUPPLEMENTAL APPROPRIATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4877, making supplemental appropriations for fiscal year 1977.

Wednesday, April 6, 1977

Senate

Chamber Action

Routine Proceedings, pages 10592–10748

Bills Introduced: 27 bills and 2 resolutions were introduced, as follows: S. 1242–1268; S.J. Res. 45; and S. Res. 137. Pages 10595, 10612, 10613, 10736, 10741

Bills Reported: Reports were made as follows:

Special Report of Judiciary Subcommittee on National Penitentiaries covering its activities during the 94th Congress (S. Rept. 95–86); and

S. 662, to provide for the holding of terms of the District Court of the United States for the Eastern Division of the Northern District of Mississippi in Corinth, Miss. (S. Rept. 85–87). Page 10612

Bills Passed:

Old Sourdough Jaycees: Senate agreed to S. Res. 137, commending the Jaycees International Conference hosted by the "Old Sourdough Jaycees" of Anchorage, Alaska. Page 10595

Taxation—Sick Pay Exclusion: By unanimous vote of 80 yeas, Senate passed H.R. 1828, relating to the effective date for the changes made by the Tax Reform Act of 1976 to the exclusion for sick pay, after agreeing to amendments proposed thereto as follows:

(1) Ribicoff unprinted amendment No. 148, to delay from December 31, 1975 until December 31, 1976, effective date for changes in treatment of income earned abroad by U.S. citizens living or residing abroad; Page 10601

(2) Stone unprinted amendment No. 149, to provide for a withholding tax of 20 percent on proceeds of a wagering transaction if the proceeds are $1,000 or more and are at least 300 times as large as the amount of the wager; Page 10603

(3) Curtis unprinted amendment No. 150, extending for 1 year until January 1, 1977, the period during which a State legislator may treat his residence within his district as his tax home for purpose of computing deduction for living expenses; Page 10604

(4) Long unprinted amendment No. 151, to waive interest and penalties with regard to certain errors which may be made in tax returns this year due to complexities of the 1976 Tax Reform Act; and Page 10606

(5) Harry F. Byrd, Jr., unprinted amendment No. 153, to the title of the bill. Page 10610

Pages 10601–10610

Romanian Earthquake Relief: Senate passed without amendment and cleared for the President H.R. 5717, authorizing $20 million in assistance to victims of recent earthquakes in Romania. Page 10610

House-Passed Bills Referred: H.R. 5294, debt collection practices, was referred to Committee on Banking, Housing, and Urban Affairs; and H.R. 3199, Water Pollution Control Act Amendments, was referred to Committee on Environment and Public Works. Page 10612

Message From the House: Page 10611

Amendments Submitted for Printing: Page 10678

Executive Communications: Pages 10611, 10612

Public Works Employment: Senate disagreed to the House amendment to the Senate amendment to H.R. 11, authorizing funds for public works employment programs, and for employment of teenaged youth in community improvement projects, agreed to conference with the House, and appointed as conferees Senators Randolph, Muskie, Burdick, Bentsen, Anderson, Moynihan, Stafford, McClure, Domenici, and Chafee. Page 10600

Aid to Portugal: Senate agreed to the House amendment with an amendment (Robert C. Byrd unprinted amendment No. 154) to S. 489, authorizing funds for military assistance to Portugal. Page 10735

Presidential Message: Senate received a message from the President transmitting his proposal for the establishment of an Agency for Consumer Advocacy—referred jointly to Committees on Banking, Housing, and Urban Affairs; Commerce, Science, and Transportation; Governmental Affairs; and the Judiciary, PM–64. Page 10610

Confirmations: Senate confirmed the following nominations:

Michael Pertschuk, of the District of Columbia, to be a Federal Trade Commissioner for terms through September 26, 1984;

Joan Buckler Claybrook, of Maryland, to be Administrator of the National Highway Traffic Safety Administration;

Richard N. Cooper, of Connecticut, to be Under Secretary of State for Economic Affairs;

Charles William Maynes, Jr., of New York, to be an Assistant Secretary of State;

Barbara M. Watson, of New York, to be Administrator, Bureau of Security and Consular Affairs, Department of State;

James F. Leonard, Jr., of New York, to be Deputy Representative of the United States to the United Nations, with the rank of Ambassador;

Donald F. McHenry, of Illinois, to be Deputy United States Representative in the Security Council of the United Nations, with the rank of Ambassador;

Malcolm Rupert Cutler, of Michigan, to be an Assistant Secretary of Agriculture, and to be a Member of the Board of Directors of the Commodity Credit Corporation;

Dale Ernest Hathaway, of the District of Columbia, to be an Assistant Secretary of Agriculture, and to be a Member of the Board of Directors of the Commodity Credit Corporation;

Robert Haldeman Meyer, of California, to be an Assistant Secretary of Agriculture, and to be a Member of the Board of Directors of the Commodity Credit Corporation;

Alex P. Mercure, of New Mexico, to be an Assistant Secretary of Agriculture;

Howard W. Hjort, of the District of Columbia, to be a Member of the Board of Directors of the Commodity Credit Corporation;

John C. White, of Texas, to be a Member of the Board of Directors of the Commodity Credit Corporation;

Thomas E. Lydon, Jr., to be United States Attorney for the District of South Carolina; and

Sundry nominations in the Coast Guard. Page 10748

Nominations: Senate received two Army nominations and two Air Force nominations, all in the rank of General. Page 10748

Record Vote: One record vote was taken today (total—100). Page 10609

Recess: Senate met at 12:30 p.m. and recessed at 3:56 p.m. Page 10748

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the following measures:

S. 955, authorizing an additional $50 million in operating capital for the Federal Crop Insurance Corporation for use fiscal year 1977, amended;

S. 1240, to permit the wheat marketing quota referendum for the 1978 crop year to be deferred until the earlier of either October 15, 1977, or 30 days after the adjournment of this session of the Congress.

Also, committee ordered favorably reported the nominations of Malcolm Rupert Cutler, of Michigan, Dale Ernest Hathaway, of the District of Columbia, Alex P. Mercure, of New Mexico, and Robert Haldeman Meyer, of California, each to be an Assistant Secretary of Agriculture; and the nominations of Messrs. Cutler, Hathaway, Meyer, Howard W. Hjort, of the District of Columbia, and John C. White, of Texas, each to be a Member of the Board of Directors of the Commodity Credit Corporation.

Prior to their approval, committee held hearings on the above-listed nominations, where the nominees (except for Mr. White) testified and answered questions on their own behalf.

APPROPRIATIONS—FOREIGN AID

Committee on Appropriations: Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1978 for foreign aid programs, receiving testimony from public witnesses.

Subcommittee will meet again on Thursday, April 21.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Health, Education, and Welfare, receiving testimony from public witnesses.

Subcommittee will meet again tomorrow.

NEW YORK CITY FINANCING

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed Federal financial aid for New York City receiving testimony from Roger C. Altman, Assistant Secretary-designate (Capital Markets and Debt Management), who was accompanied by several of his associates of the Department of the Treasury.

Subcommittee will meet again on Monday, April 18, to hear public witnesses.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior, receiving testimony from Senators Brooke, Bumpers, Domenici, and Melcher.

Subcommittee will meet again on Monday, April 18.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony on funds for projects in their respective areas from Senators Tower, Eagleton, Allen, and Baker; Representatives Brooks, Ichord, Young of Missouri, and Gore, and on projects generally from public witnesses.

Subcommittee recessed subject to call.

MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Construction continued hearings on S. 1164, authorizing funds for fiscal year 1978 for construction at certain military installations, receiving testimony from Rear Admiral A. R. Marschall, Commander, Naval Facilities Engineering Command; and Major General William R. Wray, Assistant Chief of Army Engineers.

Subcommittee recessed subject to call.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development continued closed hearings on proposed military procurement authorizations for fiscal year 1978 receiving testimony on the survivability of the U.S. sea-based deterrent forces from John B. Walsh, Deputy Director, Strategic and Space Systems, Department of Defense; and Vice Admiral Robert Y. Kaufman, Director, Command and Control and Communications, Department of the Navy; and receiving testimony on communications facilities from Dr. Gerald P. Dinneen, Assistant Secretary of Defense for Communications Control, Command, and Intelligence; and Lt. Gen. Lee Paschall, Director, Defense Communications Agency.

Subcommittee will meet again tomorrow.

FOREIGN BUSINESS PRACTICES

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported with amendments S. 305, to require issuers of registered securities to keep accurate records, and to prohibit the payment of overseas bribes by any U.S. business concern. (One amendment would increase from $10,000 to $500,000 the penalty for corporate violations.)

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee approved the nomination of Harold Marvin Williams, of California, to be a Member of the Securities and Exchange Commission, after the nominee, who was introduced by Senator Cranston, testified and answered questions on his own behalf.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee ordered favorably reported an original concurrent resolution recommending $458.8 billion for total outlays; $497.4 billion for new budget authority; $395.6 billion for total revenues; and $799.8 billion for the public debt for fiscal year 1978.

RURAL TELECOMMUNICATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Communications held oversight hearings on rural telecommunications policy. Witnesses heard were David A. Hamill, Administrator, Rural Electrification Administration, Department of Agriculture; Dr. William J. Thaler, Acting Director, Office of Telecommunications Policy; Dr. Alfred J. Eggers, Jr., National Science Foundation; Dr. Harold Morse, Director, Appalachian Regional Commission; William Urban, Superintendent of Blair High School, Blair, Wisconsin; Donald Mackin, Moscow, Idaho, representing the National Cable Television Association; John P. Witherspoon, Public Service Satellite Consortium, San Diego; Fred Goss, National Telephone Cooperative Association, Washington, D.C.; Paul Fleming, United States Independent Telephone Association, Washington, D.C.; Lee Knauer, and Byron St. Clair, National Translator Association, Salt Lake City; Bill Lucas, Rand Corporation, Washington, D.C.; Forrest Chisman, Aspen Institute, Washington, D.C.; and Paul I. Bortz, University of Denver, Denver.

Hearings were recessed subject to call.

AIR TRANSPORTATION REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation resumed hearings on bills proposing regulatory reform in the air transportation industry, including S. 292 and 689. Witnesses heard were Edward J. Daly, World Airways, Inc., Oakland, California; Nicholas A. Ruben, Airline Charter Tour Operators Association, Washington, D.C.; Michael Alford, and Arthur Frommer, both of the United States Tour Operators Association, Washington, D.C.; Shelby E. Southard, Consumer Federation of America, Washington, D.C.; Alan W. Bock, Libertarian Advocate, Falls Church, Va.; Robert Beckman, Washington, D.C., on behalf of the Greater Rockford/Peoria, Illinois Airport Authorities, the Tampa Airport Authority, and the Midland, Texas Airport Authority; and Orin Seybert, Alaska Air Carriers Association.

Hearings continue tomorrow.

ENERGY CONSERVATION

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation resumed oversight hearings to determine the status of national efforts in the field of energy conservation. Witnesses heard were Orcutt P. Drury, Office of Energy Programs, Department of Commerce; Dr. Donna Shalala, Assistant Secretary of HUD-Designate for Policy Development and Research; Chester Davenport, Assistant Secretary of Transportation for Policy Plans and International Affairs; Robert W. Fri, Acting Administrator, Energy Research and Development Administration; John F. O'Leary, Administrator, Federal Energy Administration; Robert C. Chase, Community Services Administration, Department of Health, Education, and Welfare; Dr. Richard Sextro, Sierra Club, Washington, D.C.; and John Millhone, National Governors Conference, Washington, D.C.

Hearings were recessed subject to call.

MONTANA WILDERNESS

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation began hearings on S. 393, to provide for the study of certain lands in Montana to determine their suitability for designation as wilderness. Witnesses heard were Senator Melcher; Doris Milner, Montana Wilderness Association, Hamilton; M. J. Kuehne, American Plywood Association, Tacoma; John Cromer, Consultant to Montana Power Company, Butte; Gus Raaum, Big Sky Realty, Montana; Larry Blasing, Inland Forest Resource Council, Missoula; Art Craine, Idaho Pole Company, Bozeman, Montana; John Bruns, F. H. Stoltze Land and Timber Co., Dillon, Montana; Dennis Lucey, Ksanka Lumber Company, Fortine, Montana; Dean Welburn, Beaver Head Grazing Association, Dillon; John Hall, National Forest Products Association, Washington, D.C.; Nina Smith, Bozeman, and Linda Knuckey, Butte, both of the Montana Snowmobile Association; Bill Cunningham, The Wilderness Society, Washington, D.C.; Bill Martin, Northwest Citizens for Wilderness, Troy, Montana; Henry Fischer, Missoula; Marcia Hogan, Missoula; and Dr. Robert Curry, University of Montana, Missoula.

Hearings were recessed subject to call.

FOREIGN AFFAIRS—AFRICA

Committee on Foreign Relations: Subcommittee on African Affairs met in closed session to receive a briefing from officials of the Central Intelligence Agency on internationalization of local conflicts in Africa.

Subcommittee recessed subject to call.

UNITED STATES/PAKISTAN NEGOTIATIONS

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans, and International Environment and Subcommittee on Foreign Assistance met in closed session with Alfred L. Atherton, Jr., Assistant Secretary of State for Near Eastern and South Asian Affairs, to discuss U.S. negotiations with Pakistan on nuclear programs, military sales, and economic assistance.

Subcommittees recessed subject to call.

CHILD ABUSE PREVENTION

Committee on Human Resources: Subcommittee on Child and Human Development held hearings on proposed legislation to extend the Child Abuse Prevention and Treatment Act. Witnesses heard were Professor Richard Gelles, University of Rhode Island, Kingston; Dr. C. Henry Kempe, National Center for Prevention and Treatment of Child Abuse and Neglect, Denver; Dr. Eli Newberger, Boston Children's Hospital, Boston; Carol Parry, Commissioner of Special Services for Children, New York City; Professor Edward Zigler, Yale University, New Haven; Donna Pressma, State Department of Children and Youth Services, Hartford; Barbara Sabol, Services to Children and Youth, Topeka, Kansas; Dr. Anthony Shaw, Governor's Commission on Child Abuse and Neglect, Charlottesville, Virginia; and two parents convicted of child abuse.

Hearings continue tomorrow.

BIOMEDICAL RESEARCH

Committee on Human Resources: Subcommittee on Health and Scientific Research held hearings to receive testimony on the benefits from and technological uses of genetic engineering/Deoxyribonucleic Acid (DNA) research. Witnesses heard were Senators Bumpers and Metzenbaum; Secretary of Health, Education, and Welfare, Joseph A. Califano, Jr.; Governor Michael Dukakis, of Massachusetts; Dr. Halsted R. Holman, Stanford Medical Center, Palo Alto, Calif.; Dr. Norton Zinder, Rockefeller University, New York City; Dr. Alexander Rich, Massachusetts Institute of Technology, Cambridge; Dr. Harlyn Halvorson, American Society for Microbiology, Washington, D.C.; Daniel Hayes, Cambridge Experimentation Review Board, Mass.; David Clem, Cambridge City Council Member, Mass.; Joseph Stetler, Pharmaceutical Manufacturers Association, Washington, D.C.; Jacqueline Warren, Environmental Defense Fund, Washington, D.C.; Pamela Lippie, Friends of the Earth, Washington, D.C.; and Jeremy

Rifkin, Peoples Business Commission, Washington, D.C.

Subcommittee recessed subject to call.

BLACK LUNG BENEFITS

Committee on Human Resources: Subcommittee on Labor resumed oversight hearings on the operation of Black Lung Benefits section (Title IV) of the Federal Coal Mine Health and Safety Act (P.L. 92-203). Witnesses heard were Donald Elisburg, Assistant Secretary of Labor for Employment Standards; Richard Warden, Assistant Secretary of Health, Education, and Welfare, for Legislation; James Owens, Assistant Commissioner for Accounts, Collection, and Taxpayer Services, Internal Revenue Service, Department of the Treasury; Dr. Herbert Blumenfeld, Chief, Medical Consulting Staff, Bureau of Disability Insurance, Social Security Administration, Department of Health, Education, and Welfare; Dr. Lorin Kerr, United Mine Workers of America, Washington, D.C.; and John Kilcullen, National Independent Coal Operators Association, Washington, D.C.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported S. 662, to provide for holding terms of the District Court of the United States for the Eastern Division of the Northern District of Mississippi in Corinth, Mississippi; and the nomination of Thomas E. Lydon, Jr., to be United States Attorney for the District of South Carolina.

Also, committee began consideration of proposed legislation to provide for the appointment of additional court and district court judges, (including S. 11 and printed amendments thereto), but did not complete action thereon and recessed subject to call.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence Activities: Subcommittee on Budget Authorization continued closed hearings on proposed fiscal year 1978 authorizations for Government intelligence activities, receiving further testimony from Thomas K. Latimer, Deputy Assistant Secretary of Defense for Intelligence.

Subcommittee recessed subject to call.

EYEGLASS INDUSTRY PRACTICES

Select Committee on Small Business: Monopoly Subcommittee continued hearings on alleged restrictive and anticompetitive practices in the eyeglass industry, receiving testimony from Frank Markoe, Jr., American Optical Corporation, Southbridge, Massachusetts; James Ruff, Bausch and Lomb, Inc., Rochester, New York; and Charles W. McCarrell, Sunoptic, Inc., Mobile, Alabama.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 141 public bills, H.R. 6110-6250; 5 private bills, H.R. 6251-6255; and 21 resolutions, H.J. Res. 383-390, H. Con. Res. 191-195, and H. Res. 481-488 were introduced. Pages 10795, 10832-10838

Bills Reported: Reports were filed as follows:

Conference report on H.R. 4877, making supplemental appropriations for fiscal year 1977 (H. Rept. 95-166);

H. Res. 481, providing for the consideration of H.R. 5101, to authorize appropriations for the Environmental Protection Agency (H. Rept. 95-167);

H.R. 1405; 1748; 1753, amended; 1940; 2259, amended; 2292; 2369, amended; 2658; 2661, amended; 2662; 2756, amended; 2940, amended; 2945; 3081, 3085; 3090; 3215, amended; 3461; 3838, amended; all private bills (H. Repts. 95-168 to 186, respectively);

H.R. 4836, to extend by 7 months the term of the National Commission on New Technological Uses of Copyrighted Works (H. Rept. 95-187);

Report entitled "Allocation of Budget Totals to Subcommittees" (H. Rept. 95-188);

H. Con. Res. 195, First Concurrent Resolution on the Budget for fiscal year 1978 (H. Rept. 95-189); and

H.R. 5840, to amend the Export Administration Act of 1969 in order to extend the authorities of that Act and improve the administration of export controls under that Act, and to strengthen the antiboycott provisions of that Act (H. Rept. 95-190). Page 10832

Journal Approved: By a yea-and-nay vote of 373 yeas to 8 nays, Roll No. 130, approved the Journal of the House proceedings of Tuesday, April 5. Page 10749

Member Sworn: Representative-elect Fowler of the Fifth District of Georgia presented himself in the Well of the House and was administered the oath of office by the Speaker. Page 10749

Late Reports: Committee on Merchant Marine and Fisheries received permission to file a report by midnight Friday, April 8, on H.R. 5638, to amend the Fishery Conservation Zone Transition Act in order to give effect during 1977 to the Reciprocal Fisheries Agreement between the United States and Canada; and

Committee on International Relations received permission to file a report by midnight tonight on H.R. 5840, to amend the Export Administration Act of 1969 in order to extend the authorities of that act and improve the administration of export controls under that act, and to strengthen the antiboycott provisions of that act. Page 10759

Harp Seals: House agreed to the amendments of the Senate to H. Con. Res. 142, urging the Canadian Government to reassess its policy of permitting the killing of newborn harp seals; clearing the measure. Page 10759

International Financial Institutions: By a yea-and-nay vote of 194 yeas to 156 nays, Roll No. 134, the House passed H.R. 5262, to provide for increased participation by the United States in international financial institutions.

On a demand for a separate vote in the House, agreed to a committee amendment as amended by a substitute that requires U.S. officials of all international lending institutions to vote against extension of financial assistance for nations engaging in a consistent pattern of gross violations of human rights. The same amendment was agreed to earlier in the Committee of the Whole.

Agreed To:

A committee amendment as amended by a substitute that directs the Secretary of the Treasury to begin discussions with other donor nations to the African Development Fund for the purpose of changing the voting structure to reflect actual contributions by Fund members, and removes the appropriation limitation for the United States contribution;

A committee amendment as amended by a substitute that requires U.S. officials of all international lending institutions to vote against extending financial assistance to any country found to have a consistent pattern of gross violations of human rights;

An amendment that directs the Secretaries of State and the Treasury to initiate a wide consultation with other nations to develop viable standards for meeting basic human needs and protecting human rights; and

An amendment as amended that directs U.S. officials of international lending institutions to oppose financial assistance for agricultural projects promoting palm oil, sugar, or citrus crops (agreed to by a recorded vote of 218 ayes to 145 noes, Roll No. 132);

Rejected:

An amendment that sought to prohibit international lending institutions from using U.S. moneys for any financial assistance to Cambodia, Cuba, Laos, or Vietnam (rejected by a recorded vote of 165 ayes to 189 noes, with 1 voting "present", Roll No. 133); and

An amendment that sought to prohibit U.S. officials of international lending institutions from voting for financial assistance to any country unless the President first certifies that such country is in conformance with his views concerning the protection of human rights.

The Clerk was authorized to correct section numbers, punctuation, and cross references in the engrossment of the bill.

H. Res. 473, the rule under which the bill was agreed to was agreed to earlier by a yea-and-nay vote of 366 yeas to 15 nays, Roll No. 131. Pages 10759-10794

Depository Institutions: House agreed to H. Con. Res. 191, to correct the enrollment of H.R. 3365. Page 10794

Housing Assistance: House disagreed to the amendment of the Senate to H.R. 3843, to authorize additional funds for housing assistance for lower income Americans in fiscal year 1977, and to extend the Federal riot reinsurance and crime insurance programs; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Reuss, Ashley, Moorhead of Pennsylvania, St Germain, Mitchell of Maryland, Patterson of California, AuCoin, Blanchard, Brown of Michigan, Stanton, and Rousselot. Pages 10795, 10796

Sick Pay Taxes: House agreed to the amendments of the Senate No. 2, 3, and 4 to H.R. 1828, to provide that the changes made by the Tax Reform Act of 1976 to the exclusion for sick pay shall only apply to taxable years beginning after December 31, 1976.

House disagreed to the amendment of the Senate No. 1 to the aforesaid bill, returning the measure to the Senate. Pages 10796-10798

Late Reports: Committee on Interior and Insular Affairs received permission to file certain reports by midnight Thursday, April 7. Page 10798

Select Committee on Congressional Operations: The Speaker appointed the following Members as members of the Select Committee on Congressional Operations: Representatives Brooks, Chairman, Giaimo, Oberstar, John L. Burton, Benjamin, Cleveland, and Ashbrook. Page 10799

Mexico-United States Interparliamentary Delegation: The Speaker appointed the following Members as members of the U.S. Delegation of the Mexico-United States Interparliamentary Group: Representatives Wright, Chairman, Nix, Vice-Chairman, Udall, de la Garza, White, Kazen, Alexander, Yatron, Rousselot, Giaimo, Lagomarsino, and Rudd. Page 10799

Receive and Sign: Notwithstanding the adjournment of the House from Thursday, April 7 to Monday, April 18, the Speaker was authorized to sign enrolled bills and joint resolutions; and the Clerk was authorized to receive messages from the Senate; and

The Speaker was authorized to accept resignations, and to appoint boards, commissions and committees authorized by law or by the House. Page 10799

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of April 20. Page 10800

Presidential Message — Consumer Advocacy Agency: Received and read a message from the President wherein he recommends to Congress the creation of an Agency for Consumer Advocacy—referred to the Committee on Government Operations, Interstate and Foreign Commerce, and the Judiciary and ordered printed (H. Doc. 95-119). Page 10800

Subpena: Read a letter to the Speaker from the Clerk regarding a subpena directing the Clerk to appear before the U.S. District Court for the Western District of Pennsylvania—ordered printed in the Record. Page 10800

Adjournment: Adjourned at 6:25 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Subcommittee on Livestock and Grains met and approved language on wheat and feed grain portions of the Agriculture and Consumer Protection Act extension.

RICE PRODUCTION ACT

Committee on Agriculture: Subcommittee on Oil Seeds and Rice met and approved for full committee action H.R. 5994, to extend the Rice Production Act of 1975 through the 1981 crops of rice.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Air Force reprograming.

HUD–INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings with Members of Congress and public witnesses.

LABOR–HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW continued hearings with Members of Congress and public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction continued executive hearings on NATO and classified.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works continued hearings with Members of Congress and public witnesses.

STATE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce and the Judiciary continued hearings with Members of Congress and public witnesses.

TRANSPORTATION APPROPRIATIONS

Subcommittee on Transportation continued hearings with Members of Congress and public witnesses.

REAL ESTATE PROJECTS

Committee on Armed Services: Subcommittee on Military Installations and Facilities met on pending real estate projects and took the following action:

Army—5 acquisitions approved; 3 disposals approved; 2 disposals deferred.

Navy—3 acquisitions approved; 1 disposal approved;

Air Force—3 acquisitions approved; 4 disposals approved;

1 cost variation report approved.

AMERICAN AND FOREIGN CITIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on the City continued hearings on what we can learn from foreign cities. Testimony was heard from representatives of the Urban Mass Transit Administration; Columbus, Ohio, Mayor Moody; and public witnesses.

INTERNATIONAL BANKING OPERATIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on international banking operations. Testimony was heard from public witnesses.

COUNCIL ON WAGE AND PRICE STABILITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on Council on Wage and Price Stability legislation. Testimony was heard from public witnesses.

Hearings continue Tuesday, April 19.

DISTRICT OF COLUMBIA RETIREMENT REFORM ACT

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs met and approved for full committee action a clean bill in lieu of H.R. 2465, District of Columbia Retirement Reform Act.

SEX DISCRIMINATION

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on H.R. 5055, to prohibit sex discrimination on the basis of pregnancy. Testimony was heard from public witnesses.

COMMITTEE BUSINESS

Select Committee on Ethics: Met and issued advisory opinions.

DEPARTMENT OF ENERGY

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on H.R. 4263, to establish a Department of Energy, with testimony from public witnesses.

VOTER REGISTRATION ACT

Committee on House Administration: Held a hearing on H.R. 5400, Universal Voter Registration Act of 1977. Testimony was heard from Attorney General Griffin Bell; and Ruth C. Clusen, President, League of Women Voters of the United States.

SURFACE MINING

Committee on Interior and Insular Affairs: Met for markup of H.R. 2, Surface Mining Control and Reclamation Act of 1977.

ACDA AUTHORIZATION

Committee on International Relations: Subcommittee on International Security and Scientific Affairs met and approved for full committee action a clean bill in lieu of H.R. 5553, to amend the Arms Control and Disarmament Act in order to extend the authorization for appropriations.

VANCE REPORT ON RUSSIA

Committee on International Relations: Met to hear Secretary of State Vance report on his trip to Russia.

FEA PROGRAMS

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held hearings on FEA compliance programs; and H.R. 2788, to establish an Inspector General position within the Federal Energy Administration. Testimony was heard from FEA Administrator O'Leary; Monte Canfield, GAO; Elliot Cutler, OMB; and Stanley Rose, Department of Justice.

FTC AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued but did not complete markup of H.R. 3816, Federal Trade Commission Amendments of 1977.

REGULATE LOBBYING

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 1180, and related bills, to regulate lobbying and related activities. Testimony was heard from representatives of Common Cause; American Civil Liberties Union; Veterans of Foreign Wars; and American Automobile Association.

BANKRUPTCY LAWS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, revision of bankruptcy laws, and will resume on Monday, April 18.

UNITED STATES–CANADA FISHERIES AGREEMENT

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House H.R. 5638, to amend the Fishery Conservation Zone Transition Act in order to give effect during 1977 to the Reciprocal Fisheries Agreement between the United States and Canada.

OIL IMPORTS

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine continued hearings on H.R. 1037 and related bills, to require that a percentage of United States oil imports be carried on United States-flag vessels. Testimony was heard from public witnesses.

ELECTRONIC COMMUNICATIONS SYSTEMS

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services held an oversight hearing on future impact of new electronic communications systems on postal operations. Testimony was heard from Representative Van Deerlin; Dr. Louis T. Rader, National Research Council; and Office of Telecommunications, Department of Commerce.

AIRPORT PROTECTION AND NOISE REDUCTION

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on H.R. 4539, Airport Protection and Aircraft Noise Reduction Act. Testimony was heard from representatives of National Governors Conference; National Association of State Aviation Officials; Airport Operators Council International; and various State officials.

Hearings continue Tuesday, April 19.

URBAN MASS TRANSPORTATION ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on H.R. 5010, to amend the Urban Mass Transportation Act of 1964, to provide operating assistance for projects located in areas other than urbanized areas, and to provide for mass transportation assistance to meet the needs of elderly and handicapped persons. Testimony was heard from Secretary of Transportation Adams, and public witnesses.

NATIONAL CLIMATE PROGRAM

Committee on Science and Technology: Subcommittee on Capital, Investment and Business Opportunities continued hearings on product liability insurance. Testimony was heard from Dr. Robert P. Todd, National Science Foundation; Lindsay Grant, Department of State; D. A. Davies, WMO, Geneva, Switzerland; and public witnesses.

PRODUCT LIABILITY INSURANCE

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities continued hearings on product liability insurance. Testimony was heard from representatives of Machinery and Allied Products Institute; National Association of Wholesaler-Distributors; National Machine Tool Builders Association; Health Industry Manufacturers Association; and Truck Equipment and Body Distributors Association.

NATURAL DISASTER AID

Committee on Small Business: Subcommittee on SBA and SBIC Authority and General Small Business Problems held a hearing on natural disaster aid. Testimony was heard from Representatives Meeds, Johnson of Colorado, Marks, and Trible; and SBA Administrator A. Vernon Weaver.

PROFESSIONAL STANDARDS REVIEW ORGANIZATION

Committee on Ways and Means: Subcommittee on Oversight continued hearings on Professional Standards Review Organization with testimony from public witnesses.

MEDICARE-MEDICAID ANTI-FRAUD AND ABUSE AMENDMENTS

Committee on Ways and Means: Subcommittee on Health completed decisionmaking on H.R. 3, Medicare-Medicaid Anti-Fraud and Abuse Amendments.

Joint Committee Meeting

PUBLIC WORKS EMPLOYMENT

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 11, authorizing funds for public works employment programs, and for employment of teenaged youth in community improvement projects, but did not reach final agreement thereon and will meet again tomorrow.

Thursday, April 7, 1977

Senate

Chamber Action

Routine Proceedings, pages 10879–10961

Bills Introduced: 15 bills and 2 resolutions were introduced, as follows: S. 1269–1283; S.J. Res. 46, and S. Res. 138. Pages 10889, 10906

Bills Reported: Reports were made as follows:

Report of Special Committee on Aging entitled "Developments in Aging," parts I and II (S. Rept. 95–88). Page 10889

Bills Passed:

Mississippi District Court: Senate passed without amendment and sent to the House S. 662, to provide for the holding of terms of the U.S. District Court for the Eastern Division of the Northern District of Mississippi in Corinth, Miss. Pages 10879, 10880

Enrollment Corrections: Senate agreed to H. Con. Res. 191, making corrections in the enrollment of H.R. 3365, to extend authority for the flexible regulation of interest rates on deposits and accounts in depository institutions (Regulation Q). Page 10949

House-Passed Bills Referred: H.R. 7, education amendments, was referred to Committee on Human Resources; H.R. 130, petroleum marketing practices, was referred to Committee on Energy and Natural Resources; and H.R. 5262, U.S. participation in international financial institutions, was referred to Committee on Foreign Relations. Page 10888

Message From the House: Page 10888

Amendments Submitted for Printing: Pages 10907–10909

Executive Communications: Page 10888

Presidential Message: Senate received a message from the President transmitting 1976 report of the Federal Council on Aging—referred to Committee on Human Resources—PM-65. Page 10888

Appointments: Senators Pell, Hollings, and Stevens were appointed to the Board of Visitors of the U.S. Coast Guard Academy;

Senators Moynihan, Hollings, and Stevens to the Board of Visitors of the U.S. Merchant Marine Academy; and

Senator Sasser to the Board of Directors of Gallaudet College. Page 10885

Confirmations: Senate confirmed the following nominations:

Harry K. Schwartz, of Pennsylvania, to be an Assistant Secretary of Housing and Urban Development;

Donna Edna Shalala, of New York, to be an Assistant Secretary of Housing and Urban Development;

Geno Charles Baroni, of the District of Columbia, to be an Assistant Secretary of Housing and Urban Development; and

Harold Marvin Williams, of California, to be a member of the Securities and Exchange Commission. Page 10961

Nominations: Senate received the following nominations:

Jay Solomon, of Tennessee, to be Administrator of General Services;

John Howard Dalton, of Texas, to be President, Government National Mortgage Association;

William J. White, of Massachusetts, to be a member of the Board of Directors of the New Community Development Corporation;

Ruth Prokop, of the District of Columbia, to be General Counsel of the Department of Housing and Urban Development;

Alan J. Gibbs, of New Jersey, to be an Assistant Secretary of the Army;

Leslie Jay Goldman, of Illinois, to be an Assistant Administrator of the Federal Energy Administration;

George J. Mitchell, to be U.S. Attorney for the District of Maine;

W. Tapley Bennett, Jr., of Georgia, to be the U.S. Permanent Representative on the Council of the North Alantic Treaty Organization, with the rank of Ambassador;

Philip Henry Alston, Jr., of Georgia, to be Ambassador to Australia;

Anne Cox Chambers, of Georgia, to be Ambassador to Belgium;

Kingman Brewster, Jr., of Connecticut, to be Ambassador to the United Kingdom of Great Britain and Northern Ireland;

Robert F. Goheen, of New Jersey, to be Ambassador to India;

William H. Sullivan, of Rhode Island, to be Ambassador to Iran;

Samuel W. Lewis, of Texas, to be Ambassador to Israel;

Michael J. Mansfield, of Montana, to be Ambassador to Japan;

Wilbert John Le Melle, of New York, to be Ambassador to the Republic of Kenya;

Wilbert John Le Melle, of New York, to be Ambassador to the Republic of Seychelles;

George S. Vest, of Maryland, to be Ambassador to Pakistan;

Leonel J. Castillo, of Texas, to be Commissioner of Immigration and Naturalization; and

Numerous nominations in the Public Service. Pages 10960, 10961

Recess: Senate met at 2 p.m. and recessed at 3:41 p.m. Page 10960

Committee Meetings

FOOD STAMP PROGRAM

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings to receive testimony on the administration's proposals relative to the food stamp program from Secretary of Agriculture Bob Bergland.

Committee recessed subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Defense Establishment, receiving testimony from Representative Ruppe and public witnesses.

Hearings were recessed subject to call.

APPROPRIATIONS—HEW

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Health, Education, and Welfare, receiving testimony on research programs to study the sudden infant death syndrome and to aid families of deceased children who suffered from sudden infant death. Witnesses heard were Dr. Norman Kretchmer, Director, and Dr. Eileen Hasselmeyer, Chief, Pregnancy and Infancy Branch, Center for Research for Mother and Children, both of the National Institute of Child Health and Human Development, John Patterson, Director, Division of Vital Statistics, National Center for Health Statistics, and Dr. Vince L. Hutchins, Associate Bureau Director of the Office for Maternal and Child Health, both of the Health Services Administration, all of the Department of Health, Education, and Welfare.

Subcommittee recessed subject to call.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for military construction programs, receiving testimony on funds for NATO activities from T. J. Loveland, Director of the Infrastructure and Logistics Division, U.S. Mission to NATO; Maj. Gen. W. R. Wray, Assistant Chief of Engineers, and Major General R. Collins, J-5, Headquarters, European Command, both of the Army; Rear Admiral A. R. Marschall, Commander, Naval Facilities Engineering Command; and Maj. Gen. W. D. Gilbert, Deputy Director of Engineering and Services, Air Force.

Subcommittee recessed subject to call.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Research and Development continued closed hearings on proposed military procurement authorizations for fiscal year 1978, receiving testimony on the intercontinental ballistic missiles program from John B. Walsh, Deputy Director, Strategic and Space Systems, Department of Defense; James R. Miller, Supervisory Aerospace Engineer, DT-2A, Defense Intelligence Agency; Lt. Gen. Alton D. Slay, Deputy Chief of Staff, Research and Development, Air Force; and Brig. Gen. John G. Jones, Ballistic Missile Defense Program Manager, Army.

Subcommittee recessed subject to call.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Chester Crawford McGuire, Jr., of California, to be an Assistant Secretary of Housing and Urban Development, after the nominee testified and answered questions on his own behalf.

FEDERAL RESERVE BUDGET

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings on the 1977 budget of the Federal Reserve System, receiving testimony from Philip E. Coldwell, Member of the Board of Governors of the Federal Reserve System.

Hearings were recessed subject to call.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Frank Press, of Massachusetts, to be Director of the Office of Science and Technology Policy, after the nominee, who was introduced by Senator Kennedy, testified and answered questions on his own behalf.

AIR TRANSPORTATION REFORM

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation concluded hearings on bills proposing regulatory reform in the air transportation industry, including S. 292 and 689. Witnesses heard were Senator Percy; Paul Ignatius, Air Transport Association, Washington, D.C.; Benjamin E. Nutter, Port of Oakland, California; Ken Cardella, Cochise Airlines, Tucson; Richard Neumann, Aircoach International Association, Los Angeles, also representing California Air Charters; Charles E. Griffith III, Tennessee Association of Air Carrier Airports, Nashville; and David Boaz, Young Americans for Freedom, Washington, D.C.

MARITIME AUTHORIZATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine and Tourism concluded hearings on S. 1019, to authorize funds for fiscal years 1978 and 1979 for certain maritime programs, after receiving testimony from Senator Hathaway; and Howard F. Casey, Deputy Assistant Secretary of Commerce for Maritime Affairs.

COAL UTILIZATION

Committee on Energy and Natural Resources: Energy Production and Supply Subcommittee resumed hearings on S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and in major industrial installations, receiving testimony from Governor Julian M. Carroll, of Kentucky, on behalf of the National Governors' Conference; and John L. McCormick, Environmental Policy Center, Washington, D.C.

Hearings were recessed subject to call.

SURFACE COAL MINING

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources began consideration of S. 7, to establish in the Department of the Interior an Office of Surface Mining Reclamation and Enforcement to administer programs to control surface coal mining operations, but did not complete action thereon and recessed subject to call.

BILATERAL DEVELOPMENT ASSISTANCE

Committee on Foreign Relations: Subcommittee on Foreign Assistance approved for full committee consideration with amendments S. 1159, authorizing funds for fiscal year 1978 for bilateral development assistance programs.

FOREIGN AFFAIRS BRIEFING

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs met in closed session to receive a briefing from officials of the Central Intelligence Agency on the situation in Lebanon.

Subcommittee recessed subject to call.

FOREIGN ECONOMIC POLICY

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy resumed oversight hearings on major international economic issues facing the United States, receiving testimony in closed session from Anthony Solomon, Under Secretary of the Treasury for Monetary Affairs.

Hearings were recessed subject to call.

CHILD ABUSE PREVENTION

Committee on Human Resources: Subcommittee on Child and Human Development continued hearings on proposed legislation to extend the Child Abuse Prevention and Treatment Act. Witnesses heard were Arabella Martinez, Assistant Secretary of Health, Education, and Welfare for Human Development; Steven Bricker, Juvenile Rights Project, Richmond; Brian Fraser, National Committee for the Prevention of Child Abuse, Chicago; and Vanette Graham, National Association of Social Workers, Washington, D.C.

Hearings were recessed subject to call.

ENERGY COSTS TO OLDER AMERICANS

Special Committee on Aging: Committee resumed hearings on the impact on older Americans of rising energy costs, receiving testimony from Dr. Arthur Fleming, Commissioner, Administration on Aging, and Robert Chase, Acting Director, Community Services Administration, both of the Department of Health, Education, and Welfare; John O'Leary, Director, Federal Energy Administration; Herman Grace, New Mexico Division of Human Resources, Las Cruces; and Dr. Hendrick S. Houthakker, Harvard University, Cambridge.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, April 18.

Committee Meetings

No meetings were held.

Joint Committee Meeting

PUBLIC WORKS EMPLOYMENT

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 11, authorizing funds for public works employment programs, and for employment of teenaged youth in community improvement projects, but did not reach final agreement thereon and recessed subject to call.

Monday, April 18, 1977

Senate

Chamber Action

Routine Proceedings, pages 11041–11074

Bills Introduced: Four bills were introduced, as follows: S. 1284–1287. Page 11048

Bills Reported: Reports were made as follows:

(Filed during recess of the Senate on Apr. 12, 1977)

S. Res. 126, waiving section 303(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 3477, proposed Tax Reduction and Simplification Act (S. Rept. 95–89);

S. Con. Res. 19, setting forth Congressional recommendations for total budget outlays, new budget authority, and limitations on the public debt for fiscal year 1978, together with supplemental and minority views (S. Rept. 95–90);

(Filed today)

S. Res. 5, to amend the standing rules of the Senate relative to cloture proceedings, the daily reading of the Journal, rulings of the Chair concerning a quorum of the Senate, and the reading of bills and conference reports, with an amendment, together with minority views (S. Rept. 95–91);

H.R. 4991, authorizing funds for fiscal years 1978 and 1979 for activities of the National Science Foundation, without recommendation (S. Rept. 95–92);

S. 855, authorizing funds for fiscal years 1978 and 1979 for activities of the National Science Foundation, with an amendment, together with minority views (S. Rept. 95–93). Page 11048

Message From the House: Page 11045

Amendment Submitted for Printing: Page 11054

Executive Communications: Pages 11045–11046

Bill Passed:

Joint Session: Senate agreed to H. Con. Res. 196, providing for a Joint Session of the Congress to be held in the Hall of the House at 9 p.m. on Wednesday, April 20, to receive a message from President Carter. Page 11067

Tax Reduction: Senate began consideration of H.R. 3477, proposed Tax Reduction and Simplification Act. Page 11067

Presidential Messages: Senate received two messages from the President as follows:

PM 66—transmitting 1976 annual report on the administration of the Radiation Control for Health and Safety Act—referred to Committee on Commerce, Science, and Transportation (received on April 12, during Senate recess); and

PM 67—transmitting report describing progress achieved during the past 60 days toward settlement of the Cyprus problem and administration efforts made to contribute to its resolution—referred to Committee on Foreign Relations. Pages 11044–11045

Treaties Received: Injunctions of secrecy were removed from Treaty with Canada on the Execution of Penal Sentences (Ex. H, 95th Cong., 1st sess.), and Extradition Treaty with Finland (Ex. I, 95th Cong., 1st sess.), and the treaties, together with accompanying papers, were referred to Committee on Foreign Relations. Page 11043

Nominations: On April 8, during its recess, Senate received numerous Air Force and Marine Corps nominations.

On April 12, during its recess, Senate received the nominations of Michael D. Hawkins, to be United States Attorney for the District of Arizona; Lester A. Fettig, of Virginia, to be Administrator for Federal Procurement Policy; and numerous Navy nominations; and

On April 15, during its recess, Senate received the nominations of Ronald I. Spiers, of Vermont, to be Ambassador to Turkey; Fabian Chavez, Jr., of New Mexico, to be Assistant Secretary of Commerce for Tourism; Manuel P. Plotkin, of Illinois, to be Director of the Census; Wayne L. Horvitz, of the District of

Columbia, to be Federal Mediation and Conciliation Director; and

One Air Force nomination in the rank of General.

Pages 11067–11074

Recess: Senate met at 12 noon and recessed at 1:45 p.m.

Page 11067

Committee Meetings

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior, receiving testimony from S. Dillon Ripley, Secretary, Smithsonian Institution.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Housing and Urban Development, and certain Independent Agencies receiving testimony from Senator Nelson and public witnesses.

Subcommittee will meet again tomorrow.

MILITARY MANPOWER

Committee on Armed Services: Subcommittee on Manpower and Personnel, in closed session, began markup of proposed fiscal year 1978 authorization requests for active duty, reserve and civilian manpower, and military training loads, but did not complete action thereon and will meet again tomorrow.

HOUSING PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on proposed community development legislation for fiscal year 1978 with a view to reporting its final recommendations to the Budget Committee. Witnesses heard were Robert L. Frank, Washoe Tribe of Nevada and California; Albert W. Trimble, Oglala Sioux Tribe, Pine Ridge, South Dakota; Rosemary Lopez, Papago Tribe, Sells, Arizona; Jeffrey G. Spragens, FCH Services, Inc., Washington, D.C.; and Ernie Eden, National Association of Housing Cooperatives, Washington, D.C.

Hearings continue tomorrow.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of David J. Bardin, of New Jersey, to be a Deputy Administrator of the Federal Energy Administration, after receiving testimony from John F. O'Leary, Administrator, Federal Energy Administration and George Aaron, Tenafly, New Jersey; and Joan Mariarenee Davenport, of New Jersey, to be an Assistant Secretary of the Interior, after receiving testimony from James A. Joseph, Under Secretary of the Interior. The nominees testified and answered questions on their own behalf. Senator Case and Representative Thompson introduced Mr. Bardin.

STRIP MINING

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources ordered favorably reported to the full committee S. 7, to establish in the Department of the Interior an Office of Surface Mining Reclamation and Enforcement to administer programs to control surface mining operations.

NATIONAL WATER POLICY

Committee on Environment and Public Works: Subcommittee on Water Resources resumed hearings on a national water policy in view of drought situations in the West, and to consider possible courses of Federal action seeking both emergency short-term solutions as well as long-range remedies. Witnesses heard were Brig. General Drake Wilson, Deputy Director of Civil Works, Army Corps of Engineers; Dr. James S. Burton, Acting Director, Office of Water Research and Technology, and Lynn Greenwalt, Director, Fish and Wildlife Service, both of the Department of the Interior; William Whipple, Jr., Universities Council on Water Resources, New Brunswick; and Dr. William Walker, Virginia Polytechnic Institute, Blacksburg.

Subcommittee recessed subject to call.

INTERNATIONAL LENDING INSTITUTIONS

Committee on Foreign Relations: Subcommittees on African Affairs and Foreign Assistance held hearings on H.R. 5262, to provide for increased participation by the United States in the International Bank for Reconstruction and Development, the International Development Association, the International Finance Corporation, the Asian Development Bank, and the Asian Development Fund, receiving testimony from Representative Mitchell of Maryland; Andrew Young, U.S. Representative to the United Nations; David Bolen, Deputy Assistant Secretary of State for African Affairs; and Fred Bergsten, Assistant Secretary of the Treasury-designate for International Affairs.

Hearings were recessed subject to call.

VOLUNTARY INDUSTRIAL STANDARDS

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly began hearings on S. 825, to foster competition and consumer protection policies in the development of product standards, receiving testimony from Ralph Nader, Center for Study of Responsive Law, Washington, D.C.; John Ferguson, Cleveland, Ohio; Jerry F. Prangle, National Forest Product Association, Washington, D.C.; Francis M. McManus, Jr., Washington, D.C.; Malcolm W. Jensen, Raleigh, North Carolina; John Hayward, Cambridge; G. R. Munger, Air Conditioning and Refrigeration Institute, Arlington, Va., and Duane D. Pearsall, Chamber of Commerce of the U.S., Washington, D.C.

Hearings continue tomorrow.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee held a closed business meeting, but made no announcements and recessed subject to call.

FOOD STAMPS/OLDER AMERICANS

Special Committee on Aging: Committee began hearings to receive testimony on the effectiveness of the Food Stamp Program on older Americans. Witnesses heard were Carol Tucker Foreman, Assistant Secretary for Food and Consumer Services, Robert Greenstein, Special Assistant to the Secretary, and Nancy Snyder, Director, Food Stamp Division, all of the Department of Agriculture; Faye L. Mench, National Retired Teachers Association—American Association of Retired Persons, Washington, D.C.; William Hutton, National Council of Senior Citizens, Washington, D.C.; Dr. Alvin D. Loving, National Center on Black Aged, Inc., Washington, D.C.; and Peter Meek, National Council on the Aging, Washington, D.C.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 29 public bills, H.R. 6256–6284; 1 private bill, H.R. 6285; and 4 resolutions, H.J. Res. 391, H. Con. Res. 196, and H. Res. 489 and 490 were introduced.

Pages 11018, 11040–11041

Bills Reported: Reports were filed as follows:

H.R. 1403, to authorize the Secretary of the Interior to convey the interest of the United States in certain lands in Adams County, Miss. (H. Rept. 95–191);

H.R. 2527, to authorize the Secretary of Agriculture to convey certain lands in the Sierra National Forest, Calif., to the Madera Cemetery District (H. Rept. 95–192);

H.R. 5638, to amend the Fishery Conservation Zone Transition Act in order to give effect during 1977 to the Reciprocal Fisheries Agreement between the United States and Canada (H. Rept. 95–193);

H.R. 5970, Department of Defense Authorization for fiscal year 1978 (H. Rept. 95–194), all the foregoing reports were filed on Thursday, April 7;

H.R. 5864, Amendments to Federal Rules of Criminal Procedure, filed on Monday, April 11 (H. Rept. 95–195);

H.R. 1413, 1427, 1436, 1557, 1612, 1613, 2563, 2952, 3314, 3460, 3620, 3621, 3622, and 4533, all private bills (H. Repts. 95–196 to 95–209, respectively); and

Report entitled "Section 302(b) Allocation Report of the Committee on Ways and Means on the Third Concurrent Budget Resolution for fiscal year 1977 (H. Rept. 95–210).

Pages 11039–11040

Speaker Pro Tempore: Read a letter from the Speaker designating Representative Wright as Speaker pro tempore for today.

Page 11014

Presidential Messages: Read the following messages from the President:

Cyprus: Message transmitting the second in a series of reports on the efforts of the administration toward settlement of the problems on Cyprus—referred to Committee on International Relations and ordered printed (H. Doc. 95–121);

Radiation control: Message transmitting the 1976 Annual Report on the administration of the Radiation Control for Health and Safety Act—referred to Committee on Interstate and Foreign Commerce; and

Council on Aging: Message transmitting the third annual report of the Federal Council on Aging—referred to the Committee on Education and Labor.

Pages 11016–11017

Joint Session: House agreed to H. Con. Res. 196, providing for a joint session of the two Houses on Wednesday, April 20, to receive a message from the President of the United States.

Page 11018

Recess: It was made in order for the Speaker to declare a recess anytime on Wednesday, April 20, subject to the call of the Chair.

Page 11018

Day Care Services: By a yea-and-nay vote of 320 yeas to 1 nay, with 1 voting "present", Roll No. 135, the House voted to suspend the rules and pass H.R. 3340, to amend the Internal Revenue Code of 1954 to allow a deduction for expenses allocable to the use of any portion of a dwelling unit in the trade or business of providing day care service whether or not such portion is exclusively used in such trade or business.

Pages 11018–11021

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 11037

Adjournment: Adjourned at 12:46 p.m.

Committee Meetings

COMMITTEE BUSINESS

Select Committee on Assassinations: Met for briefing on budget and administration matters.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing with testimony from representatives of Indian tribes.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing with Members of Congress and public witnesses.

DEPARTMENT OF ENERGY

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on H.R. 4263, to establish a Department of Energy, with testimony from public witnesses.

Hearings continue tomorrow.

SURFACE MINING

Committee on Interior and Insular Affairs: Continued markup of H.R. 2, Surface Mining Control and Reclamation Act of 1977, and will meet tomorrow to vote on the bill.

INTERNATIONAL SECURITY AND DEVELOPMENT ASSISTANCE AUTHORIZATION

Committee on International Relations: Held hearings on the International Security and Development Assistance Authorization for fiscal year 1978. Testimony was heard from Representative Fithian and representatives of American Israel Public Affairs Committee; Advisory Committee on Overseas Cooperative Development; Population Crisis Committee; U.S. Coalition for Life; and World Population Society.

FTC AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance met and approved for full committee action H.R. 3816 amended, to amend the Federal Trade Commission Act to expedite the enforcement of FTC cease and desist orders and compulsory process orders; to increase the independence of the FTC in legislative, budgetary, and personnel matters.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held a further hearing on H.R. 6161, Clean Air Act Amendments of 1977, and heard testimony from representatives of the Environmental Protection Agency.

BANKRUPTCY LAWS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, revision of bankruptcy laws, and will resume on Thursday, April 21.

AIR CARRIER ECONOMIC REGULATION

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on reforms in air carrier regulation. Testimony was heard from officials of the Civil Aeronautics Board.

PRODUCT LIABILITY INSURANCE

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities continued hearings on product liability insurance. Testimony was heard from a panel representing Council of Smaller Enterprises; National Small Business Association and National Federation of Independent Business; and a panel representing Sporting Goods Manufacturers Association; Woodworking Machinery Manufacturers of America; National Tool, Die and Precision Machining Association; and American Metal Stamping Association.

WEATHER-RELATED ENERGY SHORTAGES

Committee on Small Business: Subcommittee on Energy, Environment, Safety and Research held a hearing on the impact of weather-related energy shortages on small business. Testimony was heard from Cleveland Mayor Ralph J. Perk; Leslie G. Foschio, Corporation Counsel, City of Buffalo; and public witnesses.

Hearings continue Wednesday, April 20.

INVEST PUBLIC MONEYS

Committee on Ways and Means: Held a hearing on H.R. 5675, to authorize the Secretary of the Treasury to invest public moneys. Testimony was heard from Department and public witnesses.

Tuesday, April 19, 1977

Senate

Chamber Action

Routine Proceedings, pages 11148–11245

Bills Introduced: Twenty-four bills and two resolutions were introduced, as follows: S. 1288–1311; S.J. Res. 47; and S. Res. 139. Pages 11153, 11193

Bill Reported: Report was made as follows:

S. Res. 139, authorizing the Committee on Human Resources to inspect and receive tax returns, and tax-related matters, of the Teamsters Central States, Southeast and Southwest Pension Fund (S. Rept. 95-94). Page 11153

Bill Passed:

Budget Waiver: Senate agreed to S. Res. 126, waiving section 303(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 3477, proposed Tax Reduction and Simplification Act. Pages 11253–11256

Private Bill: Senate passed without amendment and sent to the House S. 1269, a private bill. Page 11283

Bill Referred: H.R. 3340, tax deduction for day care services, was referred to Committee on Finance. Page 11153

Message From the House: Page 11152

Amendments Submitted for Printing: Pages 11193–11194

Executive Communications: Page 11152

Tax Reduction: Senate continued consideration of H.R. 3477, proposed Tax Reduction and Simplification Act. Senator Long submitted modifications (embodied in unprinted amendment No. 155) to the committee amendments deleting from the bill Title I, calling for a $50 tax rebate for each exemption claimed. Subsequently, by unanimous consent, Senate agreed to Long motion to strike this Title from the bill, as well as all reference thereto in the Table of Contents.

Pending at recess was Bumpers motion to recommit the bill with instructions that it be reported back forthwith with House Section 302, New Jobs Credit, and Senate substitute Section 302 therefor, stricken from the bill. Pages 11246–11283

Taxation—Sick Pay Exclusion: Senate insisted on its amendments to H.R. 1828, relating to the effective date for the changes made by the Tax Reform Act of 1976 to the exclusion for sick pay, requested conference with the House and appointed as conferees Senators Long, Talmadge, Ribicoff, Harry F. Byrd, Jr., Hansen, and Dole. Pages 11260–11261

Recess: Senate met at 12:15 p.m. and recessed at 6:44 p.m. Page 11284

Committee Meetings

FARM LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee began markup of S. 275, to amend, and extend through 1982, provisions of the Agriculture and Consumer Protection Act of 1973, but did not complete action thereon and will meet again tomorrow.

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Housing and Urban Development, and certain Independent Agencies, receiving testimony from Senators Melcher and Hatfield; Representatives Duncan and McCormack; and numerous public witnesses.

Subcommittee will meet again on Friday, April 29.

APPROPRIATIONS—STATE

Committee on Appropriations: Subcommittee held hearings on proposed budget estimates for fiscal year 1978 for the Department of State and related agencies, receiving testimony in closed session from Secretary Cyrus Vance; and in open session from Richard M. Moose, Deputy Undersecretary of State for Management, and Assistant Secretaries of State William Maynes and J. Duffey; and Joseph Friedken, Director, International Boundry and Water Commission, United States and Mexico.

Subcommittee will meet again tomorrow to hear officials of the Department of Commerce.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation resumed hearings on proposed budget estimates for fiscal year 1978 for the Federal Aviation Administration, receiving testimony from its Acting Administrator Quentin Taylor.

Subcommittee will meet again on Tuesday, April 26.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior, receiving testimony from public witnesses.

Subcommittee will meet again tomorrow.

CIVIL PREPAREDNESS

Committee on Armed Services: Subcommittee on General Legislation held hearings on proposed authorizations for fiscal year 1978 for the Defense Civil Preparedness Agency, receiving testimony from Bardyl R. Tirana, Director, and John W. McConnell, Assistant Director for Plans and Operations, both of the Defense Civil Preparedness Agency.

Subcommittee will meet again on Thursday, April 21.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on General Procurement, in closed session, began consideration of general procurement sections of S. 1210, authorizing funds for fiscal year 1978 for military procurement, but did not complete action thereon and recessed subject to call.

MILITARY MANPOWER

Committee on Armed Services: Subcommittee on Manpower and Personnel completed, subject to final review by subcommittee members, markup of manpower sections of S. 1210, authorizing funds for fiscal year 1978 for military procurement.

HOUSING PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on proposed community development legislation for fiscal year 1978 with a view to reporting its final recommendations thereon to the Budget Committee. Witnesses heard were Secretary of Housing and Urban Development Patricia Roberts Harris; and Vondal Gravlee, National Association of Home Builders, Washington, D.C.

Hearings continue tomorrow.

EARTHQUAKE HAZARDS REDUCTION

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology and Space, concluded hearings on S. 126, to establish and maintain an effective earthquake hazard reduction program, after receiving testimony from Senator Cranston; Dr. Frank Press, Director Designate, Office of Science and Technology Policy; Dr. Vincent E. McKelvey, Director, Geological Survey, Department of the Interior; Dr. Alfred J. Eggers, Jr., Assistant Director of Research Applications, and Dr. Charles C. Thiel, Director, Division of Advanced Environmental Research and Technology, National Science Foundation; Dr. J. Eugene Haas, Institute of Behavioral Sciences, University of Colorado, Boulder; and Dr. Karl V. Steinbrugge and Robert Olson, Seismic Safety Commission, California.

CONSUMER PRODUCT SAFETY

Committee on Commerce, Science and Transportation: Consumer Subcommittee began oversight hearings on activities of the Consumer Product Safety Commission, receiving testimony from Robert Harris, Environmental Defense Fund, Washington, D.C.; Sandra Willett, National Consumer League, Washington, D.C.; W. T. Cavanaugh and Bernard J. Corrigan, American Society for Testing and Materials, Philadelphia; Linda Hudak, Consumer Federation of America, Washington, D.C.; and Dr. John M. Hasenjaeger, Boston.

Hearings continue tomorrow.

OUTER CONTINENTAL SHELF OIL

Committee on Energy and Natural Resources: Committee resumed hearings on S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, receiving testimony from John Galey, Somerset, Pennsylvania, representing Association of Professional Geological Scientists; Robey H. Clark, Amarillo, Texas, representing the American Association of Petroleum Geologists; Robert Boylston, New Orleans, representing the Association of Diving Contractors; John Brumley, Southland Royalty Company, Fort Worth; William R. Miller, Aminoil, U.S.A., Houston; Linn Adams, Champlin Petroleum Company, Denver; Stuart Mut, Dallas, and John L. Loftis, Bain Kerr, and Thomas F. Hart, of Houston, all representing the American Petroleum Institute; and Seymore Orlofsky, Columbia Gas Development Corporation, Wilmington, Delaware.

Hearings continue on Monday, April 25.

ERDA AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development held hearings on proposed authorizations for fiscal year 1978 for the Energy Research and Development Administration, receiving testimony from Donald A. Beattie, Acting Assistant Administrator for Solar, Geothermal, and Advanced Energy Systems, accompanied by E. E. Kintner, Director, Division of Magnetic Fusion Energy, and Dr. C. Martin Stickley, Director, Division of Laser Fusion, all of the Energy Research and Development Administration; Dr. Henry J. Gomberg and Dr. Robert Hofstadter, KMS Fusion, Inc., Ann Arbor, Mich.; and Dr. Bogdan C. Maglich, Fusion Energy Corp., Princeton, N.J.

Subcommittee recessed subject to call.

LOCK AND DAM 26

Committee on Environment and Public Works: Subcommittee on Water Resources resumed hearings on the proposed replacement of Lock and Dam 26 at Alton, Ill., receiving testimony from Senator Johnston; Representative Baldus; James Lightsey, Iowa Department of Transportation, Des Moines; William Dempsey, Association of American Railroads, Washington, D.C.; William Taylor, Illinois Central Gulf Railroad, Chicago; T. S. Carter, Kansas City Southern Railroad, Missouri; Frederick McKim, West Bend Elevator Co., West Bend, Iowa; William Mahoney, Railway Labor Executives Association, Washington, D.C.; W. A. Wahler, Wahler and Associates, Palo Alto, Calif.; Prof. Steven Hanke, Johns Hopkins University, Baltimore; Prof. John Spychalski, Pennsylvania State University; Robert F. Stauffer, National Coal Association, Washington, D.C.; John E. Harvey, Archer Daniels Midland Co., Decatur, Ill.; Lloyd Anderson, Portland, Oreg., representing American Association of Port Authorities; Robert M. Gidez, Chevy Chase, Md., economic consultant to American Waterways Operators, Inc.; and William J. Hull, Washington, D.C., representing the Water Resources Congress.

Hearings continue tomorrow.

TAX REDUCTION AND SIMPLIFICATION ACT

Committee on Finance: Committee agreed to authorize its Chairman to modify committee amendments to H.R. 3477, the Tax Reduction and Simplification Act of 1977 (now pending on the floor of the Senate), by deleting Title I of the bill, which provides a $50 tax rebate for each exemption, and to request unanimous consent that that Title be stricken from the bill. This action was subsequently taken by the Senate.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported with amendment H.R. 5040, authorizing supplemental appropriations for fiscal year 1977 for certain activities of the Department of State. (As approved by the Committee the bill would authorize $89.5 million.); and

an original resolution waiving section 402(a) of the Congressional Budget Act for consideration of H.R. 5040.

Also, committee completed consideration of an original bill authorizing $5.2 billion for fiscal years 1978 through 1981, for U.S. contribution to certain international financial institutions.

Committee began consideration of S. 1159, authorizing funds for fiscal year 1978 for bilateral development assistance programs, but did not complete action thereon and recessed subject to call.

ACCOUNTING AND AUDITING

Committee on Governmental Affairs: Subcommittee on Reports, Accounting and Management began hearings to review the process by which accounting and auditing practices and procedures, promulgated or approved by the Federal Government, are established. Witnesses heard were Representative Moss; Dr. Robert Chatov, State University of New York at Buffalo; and Michael N. Chetkovich, Wallace E. Olson, and Theodore C. Barreaux, all representing the American Institute of Certified Public Accountants, New York City.

Hearings continue on Thursday, April 21.

CONSUMER PROTECTION ACT

Committee on Governmental Affairs: Committee began hearings on S. 1262, to establish a nonregulatory agency in the executive branch to represent the interests of consumers in Federal agency and court proceedings, receiving testimony from Esther Peterson, Special Assistant to the President for Consumer Affairs; Mary Gardiner Jones, National Consumers League, Washington, D.C.; Edith Barksdale Sloan, Consumer Protection Center, Washington, D.C.; Julius G. Michaelson, Attorney General of Rhode Island, Providence; Michael R. Szolosi, First Assistant Attorney General, and Robert S. Tongren, Consumer Fraud and Crime Section, both of the State of Ohio, Columbus; Peter Taylor Jones, Levi Strauss and Company, San Francisco; Robert Wittenberg, Wrangler Hosiery, New York City; Wayne Naugle, Professional Insurance Agents, Washington, D.C.; and Bud Barger, T.D.K. Electronics Corp., Garden City, N.Y.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Human Resources: Subcommittee on Education, Arts, and Humanities approved for full committee consideration the following bills:

S. 469, to establish a commission to study proposals for establishing the National Academy of Peace and Conflict Resolution;

S. 602, to revise and extend through fiscal year 1981 programs for library services and construction (amended); and

S. 701, authorizing $500 million for each fiscal year through 1981 to assist educational institutions in meeting emergency energy costs (amended).

NOMINATIONS

Committee on the Judiciary: Committee held hearings on the nominations of William M. Hoeveler, to be United States District Judge for the Southern District of Florida; Howell W. Melton, to be United States District Judge for the Middle District of Florida; and Leonel J. Castillo, of Texas, to be Commissioner of Immigration and Naturalization. Senator Chiles introduced Messrs. Hoeveler and Melton; and Senator Bentsen introduced Mr. Castillo, on which nomination testimony was also received from Thomas H. Castro, Boston; Ada Pena, Washington, D.C.; Esteban Torres, Washington, D.C.; Albert Juarez, Immigration Council of California, Los Angeles; Robert L. Miller, Esq., Committee on Immigration of the Los Angeles County Bar Association, California; Peter Fontanes, and Antonio Claudio Martinez, both of the Federal Immigration Bar Association, New York City. The nominees testified and answered questions on their own behalf.

Committee will hold a business meeting on Thursday, April 21, to consider nominations and other business.

VOLUNTARY INDUSTRIAL STANDARDS

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly continued hearings on S. 825, to foster competition and consumer protection policies in the development of product standards, receiving testimony from Leonard Frier, MET Electrical Testing Co., Inc., Baltimore; Les Blum, Approved Engineering Tests Laboratories, Encino, California; Jerry MacBean, Detroit Testing Laboratory, Oak Park, Michigan; Thad Brown, BES, Inc., Clute, Texas; James J. Hakes, Home Fire Protection Groups, Wall, New Jersey; Joseph R. Olshan, Factory Mutual Research, Norwood, Massachusetts; Ivan Easton, Institute of Electrical and Electronics Engineering, Washington, D.C.; and Bernard H. Falk, National Electrical Manufacturers Associations, Washington, D.C.

Hearings continue tomorrow.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence Activities: Subcommittee on Budget Authorization, in closed session, approved for full committee consideration an original bill authorizing funds for fiscal year 1978 for Government intelligence activities.

FOOD STAMPS/OLDER AMERICANS

Special Committee on Aging: Committee continued hearings to receive testimony on the effectiveness of the Food Stamp Program for older Americans. Witnesses heard were Senators Dole and McGovern; Frances Morris and Richard Rideout, both of Baltimore; James Scott, Washington, D.C.; and Jeffery Kirsch, Food Research and Action Center, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 82 public bills, H.R. 6286–6367; 2 private bills, H.R. 6368 and 6369; and 14 resolutions, H.J. Res. 392–395, and H. Res. 491–500 were introduced.

Pages 11108, 11144–11148

Reports Filed: Reports were filed as follows:

Report entitled "Allocation of Budget Authority and Outlays for fiscal year 1977" (H. Rept. 95–211);

H. Res. 492, providing for the consideration of H.R. 5970, Department of Defense Appropriation Authorization Act for fiscal year 1978 (H. Rept. 95–212); and

H. Res. 493, providing for the consideration of H.R. 5840, Export Administration Amendments of 1977 (H. Rept. 95–213). Page 11144

Journal: By a yea-and-nay vote of 367 yeas to 4 nays, Roll No. 136, agreed to the Journal of Monday, April 18.

Pages 11105–11106

Private Calendar: By unanimous consent, agreed to dispense with the call of the Private Calendar.

Page 11107

Suspensions: House voted to suspend the rules and pass the following:

Copyrighted works: H.R. 4836, to extend by 7 months the term of the National Commission on New Technological Uses of Copyrighted Works. Pages 11107–11108

Assistance to Portugal: H. Res. 491, providing for agreeing to the Senate amendment to the House amendments to the bill S. 489 and receding from the House amendment to the title—clearing S. 489 for the President. Page 11108

Criminal Procedure: H.R. 5864, to approve with modifications certain proposed amendments to the Federal Rules of Criminal Procedure, and to disapprove other such proposed amendments (passed by a yea-and-nay vote of 376 yeas to 3 nays, Roll No. 137).

Pages 11108–11112

EPA Authorization: By a yea-and-nay vote of 358 yeas to 31 nays, Roll No. 138, the House passed H.R. 5101, to authorize appropriations for activities of the Environmental Protection Agency.

Agreed to the committee amendment in the nature of a substitute as amended by:

Two technical amendments;

An amendment that authorizes $25 million for grants to assist public agencies in the development and demonstration of projects relating to the providing of safe drinking water to the public; and

An amendment that provides for the expiration of the Science Advisory Board and its activities on December 31, 1978.

H. Res. 481, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 11112–11122

Bill Re-referred: Committee on House Administration was discharged from the further consideration of H.R. 2438, to prohibit the denial or abridgment of the right of former criminal offenders to vote in elections for Federal office, and the bill was referred to the Committee on the Judiciary. Page 11122

Assistance to Portugal: By unanimous consent, agreed to vacate the action whereby the House, pursuant to H. Res. 491, receded from its amendment to the title of the bill S. 489. Page 11122

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 11144

Adjournment: Adjourned at 2:30 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Met for markup of extension of the Agriculture and Consumer Protection Act of 1973, and will resume tomorrow.

FOOD STAMPS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition met for markup of food stamp legislation, and will resume tomorrow.

LAND AND WATER RESOURCES CONSERVATION ACT

Committee on Agriculture: Subcommittee on Conservation and Credit met and approved for full committee action a clean bill, to be introduced, in lieu of H.R. 75, Land and Water Resources Conservation Act of 1977.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense heard testimony from Members of Congress and public witnesses.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held hearings on fiscal year 1978 District of Columbia budget; and general operating expenses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings with testimony from representatives of Indian tribes.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW continued hearings with Members of Congress and public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Defense agencies.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on Office of Management and Budget.

MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on H.R. 5692, to authorize certain construction at military installations. Testimony was heard from Maj. Gen. William R. Wray, Assistant Chief of Engineers, Department of the Army.

Hearings continue tomorrow.

COUNCIL ON WAGE AND PRICE STABILITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on H.R. 2094 and related bills, to repeal the Council on Wage and Price Stability Act. Testimony was heard from Charles Schultze, Chairman, Council of Economic Advisers.

Hearings continue tomorrow.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Met for markup of H.R. 6112, Housing and Community Development Act of 1977, and will resume tomorrow.

BUILDING AND CONSTRUCTION TRADES

Committee on Education and Labor: Held a hearing with testimony from Building and Construction Trades, AFL–CIO, on matters within jurisdiction of the committee.

YOUTH EMPLOYMENT AND TRAINING

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on youth employment and training proposals. Testimony was heard from Secretary of Labor Marshall; Rupert Cutler, Assistant Secretary for Conservation, Research and Education, USDA; and Willard Wirtz, National Power Institute.

Hearings continue Thursday, April 21.

DEPARTMENT OF ENERGY

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on H.R. 4263, to establish a Department of Energy. Testimony was heard from Elmer B. Staats, Comptroller General of the United States; James Flug, Energy Action Committee; and Representative Brown of Ohio.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and reviewed consultant contracts.

COMMITTEE FUNDS—INTERSTATE SPECIAL COUNSEL

Committee on House Administration: Subcommittee on Accounts met for markup of H. Res. 334, Interstate Committee Special counsel; H. Res. 465, funding for Select Committee on Assassinations; and H. Res. 489, funding for Select Committee on Congressional Operations, but did not complete action and will resume consideration tomorrow.

SURFACE MINING

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House H.R. 2 as amended, Surface Mining Control and Reclamation Act of 1977.

COAL SLURRY PIPELINE

Committee on Interior and Insular Affairs: Subcommittees on Mines and Mining and Indian Affairs and Public Lands held a joint hearing on H.R. 1609, to amend the Mineral Leasing Act of 1920 (Coal Slurry Pipeline Act of 1977). Testimony was heard from Representatives Eckhardt, Charles Wilson of Texas; and Jones of Oklahoma.

Hearings continue Monday, April 25.

FOREIGN MILITARY SALES WORLDWIDE

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held a hearing on foreign military sales worldwide. Testimony was heard from representatives of Department of State; Arms Control and Disarmament Agency; and Department of Defense.

EMERGENCY CONTROLS ON INTERNATIONAL TRADE

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on H.R. 1560 and H.R. 2382, emergency controls on international economic transactions. Testimony was heard from Peter Weiss, Center for Constitutional Rights, New York; and Peter Nelson, Agriculture Trade Council.

DEVELOPMENT ASSISTANCE

Committee on International Relations: Subcommittee on International Development met and approved for

full committee action draft recommendations on development assistance and Public Law 480.

ECONOMIC ASSISTANCE TO AFRICA

Committee on International Relations: Subcommittee on Africa met for markup of H.R. 5748, International Development Assistance Act of 1977, and will resume tomorrow.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Met for markup of H.R. 6161, Clean Air Act Amendments of 1977, and will resume tomorrow.

NOISE POLLUTION CONTROL AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on the extension of authorizations under the Noise Pollution Control Act of 1972. Testimony was heard from representatives of Environmental Protection Agency; and General Accounting Office.

Hearings continue Thursday, April 21.

MEDICARE-MEDICAID ANTI-FRAUD AND ABUSE AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met for markup of H.R. 3, Medicare-Medicaid Anti-Fraud and Abuse Amendments, and will resume tomorrow.

LEGAL SERVICES CORPORATION ACT

Committee on the Judiciary: Met for markup of H.R. 5528, to amend the Legal Services Corporation Act, and will resume tomorrow.

DEEP SEABED HARD MINERALS ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on H.R. 3350, Deep Seabed Hard Minerals Act. Testimony was heard from officials of Deepsea Ventures, Inc.; U.S. Steel Corp.; Sedco, Inc.; Lockheed Missiles and Space Co.; and Ohio State University, College of Law.

ANNUITY BENEFITS FOR FORMER SPOUSES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 3951, annuity benefits for former spouses. Testimony was heard from Representative Schroeder; Sara Deane, NOW; Patricia Berry, Esquire; Pauline H. Menes, Women's Caucus of the Maryland General Assembly.

FEDERAL PERSONNEL FOR PROPOSED DEPARTMENT OF ENERGY

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization held a hearing on Administration recommendations relating to Federal personnel for the proposed Department of Energy. Testimony was heard from officials of the Civil Service Commission and White House.

AIRPORT PROTECTION AND NOISE REDUCTION

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on H.R. 4539, Airport Protection and Aircraft Noise Reduction Act. Testimony was heard from airport officials and public witnesses.

Hearings continue tomorrow.

POLLUTION FROM POWER GENERATION

Committee on Public Works and Transportation: Subcommittee on Investigations and Review held a hearing on those aspects of the Federal Water Pollution Control Act concerning thermal pollution and other water impacts from power generation. Testimony was heard from officials of Public Service Commission, Albany; Edison Electric Institute; Consolidated Edison Co. of N.Y.; Public Service Co. of New Hampshire; Public Service Indiana; and Tennessee Valley Authority.

Hearings continue tomorrow.

EXPORT ADMINISTRATION AMENDMENTS

Committee on Rules: Granted an open rule providing for the consideration of and one hour of general debate and providing that the bill be read for amendment by titles instead of by sections on H.R. 5840, Export Administration Amendments of 1977. Testimony was heard from Chairman Zablocki and Representatives Bingham, Rosenthal, and Whalen.

DEFENSE AUTHORIZATION

Committee on Rules: Granted an open rule providing for the consideration of and two hours of general debate and providing that the bill be read for amendment by titles instead of by sections on H.R. 5970, Department of Defense Authorization for fiscal year 1978. Testimony was heard from Representatives Bennett and Bob Wilson.

SBA AGRICULTURAL LOANS

Committee on Small Business: Subcommittee on SBA and SBIC Authority and General Small Business Problems held a hearing on SBA agricultural loans. Testimony was heard from SBA officials.

VETERANS' BENEFITS

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension, and Insurance held hearings on H.R. 1862, Veterans' Disability Compensation and Survivor Benefits Act of 1977; H.R. 1864, to provide an automobile assistance allowance and automotive adaptive equipment to certain veterans not now qualifying for such benefits; and H.R. 1866, to provide increased

awards of service-connected compensation to certain veterans who have suffered the loss or loss of use of paired extremities. Testimony was heard from officials of Veterans' Administration.

Hearings continue tomorrow.

VETERANS' EDUCATION AND TRAINING PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Education and Training held a hearing on implementation of Public Law 94-502 and veterans education and training programs. Testimony was heard from representatives of national educational institutions.

Hearings continue tomorrow.

INVEST PUBLIC MONEYS

Committee on Ways and Means: Met and ordered reported favorably to the House H.R. 5675, technical amendments, to authorize the Secretary of the Treasury to invest public moneys.

Joint Committee Meeting

PUBLIC WORKS EMPLOYMENT

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 11, authorizing funds for public works employment programs, and for employment of teenaged youth in community improvement projects, but did not reach final agreement thereon and will meet again tomorrow.

Wednesday, April 20, 1977

Senate

Chamber Action

Routine Proceedings, pages 11325–11414

Bills Introduced: 18 bills were introduced, as follows: S. 1312–1329. Pages 11332, 11408

Bills Reported: Reports were made as follows:

Special report of Committee on Banking, Housing, and Urban Affairs covering its activities during the 94th Congress (S. Rept. 95-95);

H.R. 735, to permit citizens of foreign countries who have been lawfully admitted for permanent residence in the United States to register aircraft in the United States, with an amendment (S. Rept. 95-96). Page 11327

Bills Referred: H.R. 5101, EPA authorizations, was referred to Committee on Environment and Public Works; and H.R. 4836, copyrights, and H.R. 5864, Federal Rules of Criminal Procedure Amendments, were referred to Committee on the Judiciary. Page 11332

Messages From the House: Page 11327

Amendments Submitted for Printing: Pages 11362–11363, 11413

Executive Communications: Page 11327

Tax Reduction: Senate continued consideration of H.R. 3477, proposed Tax Reduction and Simplification Act. Pending at recess was Bumpers motion to recommit the bill with instructions that it be reported back forthwith with House section 302, New Jobs Credit, and Senate substitute section 302 therefor, stricken from the bill. By unanimous consent, it was agreed that at 1 p.m. on Thursday, April 21, Senate will resume consideration of this motion, with record vote to be taken at 2 p.m. on such motion, or on a tabling motion, if made.

Also during today's proceedings Senate, by 82 yeas to 3 nays, agreed to motion to instruct the Sergeant at Arms to request the attendance of absent Senators. Page 11386 Pages 11386–11408, 11413

Housing Authorizations: Senate insisted on its amendment to H.R. 3843, to authorize additional funds for housing assistance for lower income Americans in fiscal year 1977, and to extend the Federal riot reinsurance and crime insurance programs, agreed to conference with the House and appointed as conferees Senators Proxmire, Sparkman, Williams, Brooke, and Garn. Page 11414

Unanimous-Consent Agreement—NSF Authorizations: By unanimous consent, it was agreed that when Senate proceeds to consider S. 855, authorizing funds for the National Science Foundation for fiscal years 1978 and 1979, debate thereon be limited to 1 hour, with 30 minutes on any amendment. Pages 11326–11327

Joint Session: Senate and House of Representatives met in joint session in the Hall of the House to receive President Carter's message on the Energy Crisis. Pages 11480–11483

Presidential Message: Senate received a message from the President transmitting ninth quarterly report on Council on Wage and Price Stability covering its activities of the 4th quarter of 1976 in monitoring prices and wages in the private sector and various Federal Government activities—referred to Committee on Banking, Housing, and Urban Affairs (PM-68). Page 11327

Confirmations: Senate confirmed the following nominations:

David J. Bardin, of New Jersey, to be a Deputy Administrator of the Federal Energy Administration;

Joan Mariarenee Davenport, of New Jersey, to be an Assistant Secretary of the Interior; and

Chester Crawford McGuire, Jr., of California, to be an Assistant Secretary of Housing and Urban Development. Page 11414

Nominations: Senate received one Army nomination in the rank of General, and one Navy nomination in the rank of Admiral. Page 11414

Record Vote: One record vote was taken today (total—101). Page 11386

Recess: Senate met at 12:30 p.m., and at the conclusion of its Joint Session with the House, recessed at 9:41 p.m. Page 11414

Committee Meetings

FARM LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued markup of S. 275, to amend and extend through 1982, provisions of the Agriculture and Consumer Protection Act of 1973, but did not complete action thereon and will meet again tomorrow.

APPROPRIATIONS—COMMERCE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Commerce, receiving testimony from Secretary Juanita M. Kreps, who was accompanied by several of her associates.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior, receiving testimony from public witnesses.

Subcommittee will meet again tomorrow.

NOMINATIONS

Committee on Armed Services: Committee held hearings on the nominations of Russell Murray II, of Virginia, to be an Assistant Secretary of Defense; Deanne C. Siemer, of New York, to be General Counsel of the Department of Defense; Alan J. Gibbs, of New Jersey, to be an Assistant Secretary of the Army; and Edward Hidalgo, of the District of Columbia, to be an Assistant Secretary of the Navy, where the nominees testified and answered questions on their own behalf. Ms. Siemer was introduced by Senator Javits.

MILITARY PROCUREMENT

Committee on Armed Services: Subcommittee on Tactical Air Power, in closed session, agreed to report to the full committee its recommendations for funding levels of the air oriented provisions of S. 1210, authorizing funds for fiscal year 1978 for military procurement.

Full committee will begin consideration of S. 1210 tomorrow.

RESEARCH AND DEVELOPMENT

Committee on Armed Services: Subcommittee on Research and Development, in closed session, agreed to report to the full committee its recommendations for funding levels for military research, development, training and evaluation programs of S. 1210, authorizing funds for fiscal year 1978 for military procurement.

Full committee will begin consideration of S. 1210 tomorrow.

HOUSING PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on proposed community development legislation for fiscal year 1978 with a view to reporting its final recommendations thereon to the Budget Committee. Witnesses heard were Senator Eagleton; Mayor Jean A. Levesque, of Salem, Massachusetts; Mayor Bruce Graves, of Portsmouth, New Hampshire; Mayor Michael Johns, of Washington, Pennsylvania; Sidney Blitz, Charter Township of Royal Oak, Michigan; Ronald Schiffman, National Association of Neighborhoods, Washington, D.C.; Gail Cincotta, National People's Action, Chicago; Peter Buchsbaum, Working Group for Community Development Reform, Washington, D.C.; Floyd Hyde and John Bowser, National Urban Coalition, Washington, D.C., and Anthony D'Anato, City Manager of Pittsburg, Calif.

Hearings continue tomorrow.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on the nomination of John Lovell Moore, Jr., of Georgia, to be President of the Export-Import Bank of the United States, where the nominee, who was introduced to the Committee by Senator Nunn, testified and answered questions on his own behalf.

200-MILE FISHERY LAW

Committee on Commerce, Science and Transportation: Committee held oversight hearings on the implementation of the Fisheries Conservation Zone Act (P.L. 94-265), receiving testimony from Senator Kennedy; Emilio Daddario, Director, Office of Technology Assessment; Patsy Mink, Assistant Secretary of State for Oceans, International and Environmental Affairs; Vice Admiral Ellis L. Perry, Vice Commandant, Coast Guard, Department of Transportation; Robert Schoning, Director, National Marine Fisheries Service, Department of Commerce; John Burt, New Bedford Fishermen's Union, New Bedford, Massachusetts; Tom Norris, Northeast Regional Management Council, Boston; Octavio Modesto, Seafood Producers Association, North Dartmouth, Massachusetts; Lucy Sloan, National Federation of Fishermen, Cambridge; Jake Dykstra, Point Judith Fisheries Cooperative, Point Judith, Rhode Island; Harry Swain, Boatowner's United, New Bedford, Massachusetts; and Alan Guimond, Atlantic Offshore Fish and Lobster Association, Bristol, Rhode Island.

CONSUMER PRODUCT SAFETY

Committee on Commerce, Science and Transportation: Consumer Subcommittee continued oversight hearings on activities of the Consumer Product Safety Commission, receiving testimony from Dennis Dix and Donald Purcell, Outdoor Power Equipment Institute, Washington, D.C.; Donald Peyton, American National Standards Institute, New York City; Aaron Locker, an attorney of New York City; Barry Friedman, Chamber of Commerce of the United States, Washington, D.C.; Arthur Spiegelman and James L. Kimble, American Insurance Association, New York City; Richard H. Goodemote and Phil Knox, Sears, Roebuck and Company, Washington, D.C.; and James A. Brodsky, on behalf of Vindale Corporation, Washington, D.C.

Hearings continue tomorrow.

NOMINATIONS AND STRIP MINING

Committee on Energy and Natural Resources: Committee ordered favorably reported the nominations of Joan M. Davenport, of New Jersey, to be an Assistant Secretary of the Interior; and David J. Bardin, of New Jersey, to be a Deputy Administrator of the Federal Energy Administration.

Also, committee began consideration of S. 7, to establish in the Department of the Interior an Office of Surface Mining Reclamation and Enforcement to administer programs to control surface mining operations, but did not complete action thereon, and will meet again on Tuesday, April 26, to consider this and other committee business.

LOCK AND DAM 26

Committee on Environment and Public Works: Subcommittee on Water Resources continued hearings on the proposed relacement of Lock and Dam 26 at Alton, Ill., receiving testimony from Harry D. Gobrecht, United States Gypsum Company, Chicago; Ramsay Potts, Counsel for the National Committee, Washington, D.C.; John W. Lambert, Twin City Barge & Towing Company, Inc., St. Paul; Thomas L. Gladders, G. W. Gladders Towing Company, Inc., St. Louis; Richard Wilson, C. F. Industries, Long Grove, Illinois; L. C. Carpenter, Mid-Continent Farmers Association, Columbia, Missouri; Bradley Koch, National Rural Electric Cooperative Association, Washington, D.C.; Andrew T. Nelson, Farmers Union Grain Terminal Association, St. Paul; Ed Wheeler, Fertilizer Institute, Washington, D.C.; Richard Mantia, St. Louis, Mo. representing the Building and Construction Trades Council; Professor Marvin J. Barloon, Case Western Reserve University, Cleveland; Allen Ferguson, Public Interest Economics Center, Washington, D.C.; Herbert R. Haar, Jr., Port of New Orleans; Reuben L. Johnson, National Farmers Union, Washington, D.C.; Jill Greenbaum, National Taxpayers Union, Washington, D.C.; and James T. Wakley, Parkersburg, West Virginia, representing the National Sand and Gravel Association.

Hearings were recessed subject to call.

ACDA AUTHORIZATION AND NUCLEAR PROLIFERATION

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans and International Environment approved for full committee consideration the following measures:

S. 1042, authorizing $15.6 million for fiscal year 1978 for activities of the Arms Control and Disarmament Agency (amended); and

S. Res. 94, expressing the sense of the Senate with respect to the President's efforts for international cooperation to curb nuclear proliferation (amended).

Prior to these actions, subcommittee received testimony on S. 1042 from Paul C. Warnke, Director, Arms Control and Disarmament Agency.

FOREIGN ECONOMIC POLICY

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy resumed oversight hearings on major international economic issues facing the United States, receiving testimony in closed session from Secretary of the Treasury W. Michael Blumenthal.

Subcommittee recessed subject to call.

CONSUMER PROTECTION

Committee on Governmental Affairs: Committee continued hearings on S. 1216, to establish a nonregulatory agency in the executive branch to represent the interests of consumers in Federal agency and court proceedings, receiving testimony from John Riehm, Thomas J. Lipton Co., Inc., Englewood Cliffs, N.J., accompanied by Jeffrey Joseph, Chamber of Commerce of the United States, Washington, D.C.; Forrest Rettgers and James B. McKevitt, National Federation of Independent Business, Washington, D.C.; Robert Schauss, New York City, on behalf of Independent Bakers Association and the National Small Business Association; Ralph Nader, Washington, D.C.; John T. Miller, American Bar Association, Washington, D.C.; Richard O. Simpson, Washington, D.C.; and Margaret Cox Sullivan, Stockholders of America, Inc., Washington, D.C.

Hearings were recessed subject to call.

YOUTH EMPLOYMENT AND CETA

Committee on Human Resources: Subcommittee on Employment, Poverty and Migratory Labor began hearings on H.R. 2992, to amend and extend the Compre-

hensive Employment and Training Act, and S. 1242, to provide employment and training opportunities for youth, receiving testimony from Senators Jackson and Humphrey; Representative Meeds; Ray Marshall, Secretary, accompanied by Ernest Green, Assistant Secretary for Employment and Training, both of the Department of Labor; Samuel Winfred Brown, Jr., Director of ACTION Agency; Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research, and Education; and Mary Berry, Assistant Secretary for Education, Department of Health, Education, and Welfare.

Hearings continue tomorrow.

MINE SAFETY

Committee on Human Resources: Labor Subcommittee approved for full committee consideration with amendments S. 717, to promote safety and health in the mining industry. Full committee is expected to consider this measure on Tuesday, May 3.

VOLUNTARY INDUSTRIAL STANDARDS

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly continued hearings on S. 825, to foster competition and consumer protection policies in the development of product standards, receiving testimony from Dean K. Karl Willenbrock, Southern Midwest University, Dallas; Charles Horton, Supply House Times, Skokie, Illinois; Richard M. Patton, Patton Life Safety Systems, Inc., Columbus, Ohio; J. H. Richards, Maryland Electrical Inspectors Association, Finksburg, Maryland; Robert D. Johnson, Maryland Electrical Inspectors Association, Jarrettsville, Maryland; Gilbert L. Thompson, Chief Electrical Inspector of Baltimore County, Maryland; and Guenther Baumgart, Association of Home Appliance Manufacturers, Washington, D.C.

Subcommittee will meet again on Monday, April 25.

SMALL BUSINESS DEVELOPMENT CENTERS

Select Committee on Small Business: Committee began hearings on S. 927, to authorize the Small Business Administration to make grants to support the development and operation of small business development centers, receiving testimony from Richard Tyler, and Horace J. DePodwin, Rutgers University, Newark, New Jersey; B. G. Barr, The University of Kansas Center for Research, Lawrence; Nelson Upthegrove, University of Maine, Portland; Alan Cowart, University of West Florida, Pensacola; Jack Pearson, Lawrence Livermore Laboratory, Livermore, California; Donald W. Moreau, Indiana Department of Commerce, Indianapolis; and Thomas A. McGillicuddy, District Director, Small Business Administration, Augusta, Maine.

Hearings continue on Tuesday, April 26.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Subcommittee on Collection, Production, and Quality held a closed business meeting but made no announcements and recessed subject to call.

Also, the Subcommittee on Secrecy and Disclosure held a closed organizational meeting, but made no announcements and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 91 public bills, H.R. 6370–6460; 3 private bills, H.R. 6461–6463; and 12 resolutions, H.J. Res. 396–400 and H. Res. 501–507 were introduced.

Pages 11415, 11483–11487

Bills Reported: Reports were filed as follows:

Report of the Committee on the Judiciary pursuant to section 302(b) of the Congressional Budget Act of 1974 (H. Rept. 95–214); and

H.R. 4049, to amend the Regional Rail Reorganization Act of 1973 to authorize additional appropriations for the United States Railway Association, amended (H. Rept. 95–215). Page 11483

Committee Resignation: Read and accepted a letter wherein Representative Bedell resigns as a member of the Committee on International Relations. Page 11415

Committee Election: Agreed to H. Res. 501, electing Representative Fowler as a member of the Committee on International Relations; and the Committee on Small Business. Page 11415

Parliamentarian: Agreed to H. Res. 502, relating to the administration of the Office of Parliamentarian of the House of Representatives. Page 11415

Committee to Sit: Committee on Banking, Finance and Urban Affairs received permission to sit today during the proceedings of the House under the 5-minute rule. Page 11415

Majority Official Objectors: Majority leader designated the following to serve as official objectors for the majority in the 95th Congress: Consent Calendar, Representatives McKay, Mikulski, and Gammage; Private Calendar, Representatives Boland, Oberstar, and Ertel. Page 11416

Presidential Message—Wage and Price Stability: Received and read a message from the President wherein he transmits the ninth quarterly report of the Council on Wage and Price Stability—referred to the Committee on Banking, Finance and Urban Affairs. Page 11416

North Atlantic Assembly: Read and accepted a letter from Representative Edwards of Alabama wherein he resigns as a member of the United States Group of the North Atlantic Assembly. Subsequently, the Speaker appointed Representative Del Clawson to fill the vacancy. Page 11416

Subcommittee to Sit: Subcommittee on Legislation and National Security of the Committee on Government Operations received permission to sit today and tomorrow, Thursday, April 21, during the proceedings of the House under the 5-minute rule. Page 11416

Late Report: Committee on Interior and Insular Affairs received permission to file a report by midnight, Friday, April 22, on H.R. 2, to provide for the cooperation between the Secretary of the Interior and the States with respect to the regulation of surface coal mining operations, and the acquisition and reclamation of abandoned mines. Page 11418

Export Controls: By a yea-and-nay vote of 364 yeas to 43 nays, Roll No. 140, the House passed H.R. 5840, Export Administration Amendments of 1977, as amended.

Rejected a motion to recommit the bill to the Committee on International Relations.

Agreed to:

An amendment that requires Congressional approval of any Presidential embargo on agricultural commodities either within an initial 30-day period or within 60 days of a modified prohibition;

An amendment that prohibits the export of Alaskan oil for 2 years; and

A clarifying amendment.

A point of order was sustained against an amendment that sought to provide equity payments to the farmers on whose products a suspension of export sales is placed.

H. Res. 493, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 399 yeas to 2 nays, Roll No. 139. Pages 11417–11450

Recess: House recessed at 6:38 p.m. and reconvened at 8:46 p.m. Page 11480

Energy: In a Joint Session, Congress heard President Carter's message proposing measures for the conservation of the Nation's energy supply and resources. The President was escorted into and out of the Chamber by a Committee consisting of Senators Robert C. Byrd, Cranston, McClellan, Bentsen, Jackson, Matsunaga, Baker, Stevens, Curtis, Hansen, and Lugar; and Representatives Wright, Brademas, Foley, Flynt, Rhodes, Michel, and Anderson of Illinois. Pages 11480–11483

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 11480

Adjournment: Adjourned at 9:42 p.m.

Committee Meetings

ELDERLY CRIME VICTIMIZATION

Select Committee on Aging: Met and approved report entitled "In Search of Security: A National Perspective on Elderly Crime Victimization."

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued markup of extension of the Agriculture and Consumer Protection Act of 1973, and will resume tomorrow.

FOOD STAMPS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition continued markup of food stamp legislation, and will resume tomorrow.

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Subcommittee on Livestock and Grains met and approved for full committee action recommendations on food grains and wheat section of the general farm bill.

ADVISORY COMMITTEE ON TIMBER SALES PROCEDURES

Committee on Agriculture: Subcommittee on Forests met and approved for full committee action H.R. 6362, amended, to establish an Advisory Committee on Timber Sales Procedure appointed by the Secretary of Agriculture for the purposes of studying, and making recommendations with respect to, procedures by which timber is sold by the Forest Service, and to provide an opportunity for congressional review.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture heard testimony from Under Secretary and Assistant Secretaries of U.S.D.A. and Commissioner of Food and Drugs.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia continued hearings on general operating expenses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings with Members of Congress and public witnesses.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW continued hearings with Members of Congress and public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction heard testimony from Members of Congress and public witnesses.

MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on H.R. 5692, to authorize certain construction at military installations. Testimony was heard from Brig. Gen. William D. Gilbert, Director, Engineering and Services, Department of the Air Force.

Hearings continue tomorrow.

COUNCIL ON WAGE AND PRICE STABILITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on H.R. 2094 and related bills, to repeal the Council on Wage and Price Stability Act. Testimony was heard from Secretary of the Treasury Blumenthal.

Hearings continue tomorrow.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Continued markup of H.R. 6112, Housing and Community Development Act, and will resume tomorrow.

FEDERAL PAYMENT FOR WATER AND SEWER SERVICES TO DISTRICT OF COLUMBIA

Committee on the District of Columbia: Subcommittee on Economic Development and Regional Affairs held a hearing on H.R. 5813, to revise the basis for estimating the annual Federal payment to the District of Columbia for water and water services and sanitary sewer services furnished to the United States. Testimony was heard from Comer Coppie, Assistant to Mayor Washington.

Following the hearing, the Subcommittee approved for full committee action H.R. 5813 (title above).

EMPLOYEE BENEFIT ADMINISTRATION ACT

Committee on Education and Labor: Subcommittee on Labor Standards, Pension Task Force, held a hearing on H.R. 4340, Employee Benefit Administration Act of 1977, with testimony from public witnesses.

YOUTH CAMP SAFETY

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held a hearing on H.R. 4286 and related bills, youth camp safety. Testimony was heard from representatives of Baptist Joint Committee; National PTA; Girl Scouts of America; Christian Camping International; and Hon. Lucile Maurer, Maryland House of Delegates.

Hearings continue tomorrow.

AGENCY FOR CONSUMER PROTECTION

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 6118, to establish an Agency for Consumer Protection. Testimony was heard from Esther Peterson, Assistant to the President; Ralph Nader, Consumers' Advocate; John T. Miller, Attorney; Gary, Indiana, Mayor Hatcher; York, Pennsylvania, Mayor Krout; a panel of State Attorneys and business leaders; and a panel of consumer organizations and representatives.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on House Administration: Met for consideration of committee business.

CONTESTED ELECTION

Committee on House Administration: Panel on Elections met for further consideration of the Young versus Mikva contested election and by a vote of 2 to 1 approved for full committee action a motion to dismiss the contest.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action the following resolutions:

H. Res. 465 amended, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Assassinations, in the amount of $2,514,400.

H. Res. 489 amended, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Congressional Operations, amount of $440,000.

H. Res. 334, providing for the continuation of the appointment of a special counsel to represent the House and the Committee on Interstate and Foreign Commerce in certain judicial proceedings.

NUCLEAR REGULATORY COMMISSION AUTHORIZATION

Committee on Interior and Insular Affairs: Met for markup of H.R. 3455, to authorize appropriations for the Nuclear Regulatory Commission for fiscal year 1978, and will resume on Wednesday, April 27.

SAN LUIS UNIT CONSTRUCTION

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on H.R. 4390, authorizing construction of the San Luis Unit, Central Valley Project, California. Testimony was heard from Representative Sisk; Keith Higginson, Commissioner of Reclamation; representatives of National Lands for People, and other public witnesses.

ACDA AUTHORIZATION—INTERNATIONAL DEVELOPMENT ASSISTANCE

Committee on International Relations: Met and ordered reported favorably to the House H.R. 6179, Arms Control and Disarmament Authorization for Fiscal Year 1978.

The committee began markup of H.R. 5748, International Development Assistance Act of 1977, and will resume tomorrow.

COPRODUCTION LICENSING

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held a hearing on coproduction licensing and technology transfer. Testimony was heard from representatives of Department of State; Arms Control and Disarmament Agency; and Department of Defense.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Continued markup of H.R. 6161, Clean Air Act Amendments of 1977, and will resume tomorrow.

SECURITIES EXCHANGE ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on H.R. 3815, to amend the Securities Exchange Act of 1934 to make it unlawful for an issuer of securities registered pursuant to section 12 of such Act or an issuer required to file reports pursuant to section 15(d) of such Act to make certain payments to foreign officials and other foreign persons. Testimony was heard from public witnesses.

Hearings continue tomorrow.

LEGAL SERVICES CORPORATION ACT

Committee on the Judiciary: Met and agreed to introduce a clean bill in lieu of H.R. 5528, to amend the Legal Services Corporation Act, which will be considered at the next meeting of the Committee.

OIL IMPORTS

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 1037 and related bills, to require that a percentage of United States oil imports be carried on United States-flag vessels. Testimony was heard from representatives of Great Lakes Task Force; Oil Chemical and Atomic Workers Union; and Naval Reserve Association.

NEIGHBORHOOD STATISTICS

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on H.R. 3789, neighborhood statistics. Testimony was heard from Representative Fraser; Robert Hagan, Bureau of the Census; James Gilmore, HUD; and representatives of National Association of Neighborhoods; Center for Governmental Studies; Pittsburgh Neighborhood Alliance; and Mt. Pleasant Advisory Neighborhood Commissioner.

HATCH ACT

Committee on Post Office and Civil Service: Subcommittee on Civil Service met and approved for full committee action H.R. 10 as amended, Federal Employees' Political Activities Act of 1977.

AIRPORT PROTECTION AND NOISE REDUCTION

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on H.R. 4539, Airport Protection and Aircraft Noise Reduction Act. Testimony was heard from Representative Mikva and public witnesses.

Hearings continue tomorrow.

POLLUTION FROM POWER GENERATION

Committee on Public Works and Transportation: Subcommittee on Investigations and Review continued oversight hearings on Federal Water Pollution Control Act concerning thermal pollution and other water impacts from power generation. Testimony was heard from representatives of Environmental Defense Fund; Natural Resources Defense Council; and representatives from regions of EPA.

Hearings continue tomorrow.

ERDA NON-NUCLEAR AUTHORIZATION

Committee on Science and Technology: Met and ordered reported favorably to the House H.R. 6357 amended, ERDA Nonnuclear authorization for fiscal year 1977.

EARTHQUAKE HAZARDS REDUCTION ACT

Committee on Science and Technology: Subcommittee on Science, Research, and Technology held a hearing on H.R. 35 and related bills, Earthquake Hazards and Reduction Act of 1977. Testimony was heard from Department and public witnesses.

WEATHER RELATED ENERGY SHORTAGES

Committee on Small Business: Subcommittee on Energy, Environment, Safety, and Research continued hearings on the impact of weather-related energy shortages on small business. Testimony was heard from Frank Schober, Chairman, California Emergency Drought Task Force; SBA Administrator Weaver; Joseph Solters, Bureau of Natural Gas, FPC; and representatives of Exxon Corp.; Texaco, Inc.; Mobil Oil Corp.; Marathon Oil Co.; and FEA Acting Deputy Administrator Gorman Smith.

VETERANS' BENEFITS

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance continued hearings on H.R. 1862, Veterans' Disability Compensation

and Survivor Benefits Act of 1977; H. R. 1864, automobile assistance allowance; and H.R. 366, increased awards of service-connected compensation to certain veterans who have suffered the loss or loss of use of paired extremities. Testimony was heard from representatives of veterans' organizations.

VETERANS EDUCATION AND TRAINING PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Education and Training continued hearings on implementation of P.L. 94-502 and veterans education and training programs. Testimony was heard from representatives of veterans' organizations.

ITC AUTHORIZATION

Committee on Ways and Means: Subcommittee on Trade met and approved for full committee action a bill, to be introduced, authorizing appropriations for the International Trade Commission.

Joint Committee Meetings

ISSUES AT LONDON SUMMIT

Joint Economic Committee: Committee began hearings to receive testimony on issues which the U.S. will present at the forthcoming conference in London on May 7, receiving testimony from Gerassimos Arsenis, New York Office of the United Nations Conference on Trade and Development; Armin Gutowski, German Council of Economic Experts, Frankfurt am Main; Saburo Okita, International Development Center of Japan, Tokyo; George Poulin, International Association of Machinists and Aerospace Workers, Washington, D.C.; Robert V. Roosa, Brown Brothers Harriman and Company, Washington, D.C.; and J. Robert Schnetzel, Washington, D.C.

Hearings continue tomorrow.

PUBLIC WORKS EMPLOYMENT

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 11, authorizing funds for public works employment programs, and for employment of teenaged youth in community improvement projects, but did not reach final agreement thereon and will meet again tomorrow.

Thursday, April 21, 1977

Senate

Chamber Action

Routine Proceedings, pages 11628–11727

Bills Introduced: 24 bills and 4 resolutions were introduced, as follows: S. 1330–1353; and S. Res. 140–143. Pages 11633–11634, 11676–11677

Bills Reported: Reports were made as follows:

S. 1240, to permit the wheat marketing quota referendum for the 1978 crop to be deferred until 30 days after the adjournment of Congress or October 15, whichever is earlier, with an amendment (S. Rept. 95-97);

S. 955, authorizing an additional $50 million in operating capital for the Federal Crop Insurance Corporation for fiscal year 1977 (S. Rept. 95-98);

H.R. 5040, authorizing supplemental appropriations for fiscal year 1977 for certain activities of the Department of State, with amendments (S. Rept. 95-99);

S. Res. 142, requesting an additional $500,000 for expenses of Committee on Armed Services through Feb. 28, 1978 (without written report) (referred to Committee on Rules and Administration);

S. Res. 143, waiving section 402(c)(1)(a) of the Congressional Budget Act of 1974 with respect to consideration of H.R. 5040 (without written report) (referred to Committee on the Budget). Page 11632

Bills Held At the Desk: H.R. 5840, Export Administration amendments, and H. Con. Res. 198, making corrections in the enrollment of H.R. 4877, supplemental appropriations, were ordered to be held at the desk. Page 11631

Messages From the House: Page 11631

Amendments Submitted for Printing: Pages 11677–11684

Executive Communications: Page 11631

Tax Reduction: Senate continued consideration of H.R. 3477, proposed Tax Reduction and Simplification Act, taking action on proposed amendments as follows:

Adopted:

(1) By 48 yeas to 41 nays, division I of modified Haskell amendment No. 198, increasing from 25 percent to 50 percent allowable new jobs tax credit for each employee hired; and Page 11740

(2) By 59 yeas to 29 nays, division II of modified Haskell amendment No. 198, increasing from $40,000 to $100,000 limit on amount which an employer may take in new job credits; and Page 11756

Rejected: By 35 yeas to 54 nays, Dole unprinted amendments No. 157, which would have (a) provided a 50 percent credit, (b) removed the limit on job credits, and (c) accommodated those who were unemployed for 26 weeks or more. Page 11747

Also, by 20 yeas to 74 nays, Senate rejected Bumpers motion to recommit the bill to Committee on Finance with instructions to report back forthwith after deleting business tax incentive provisions (House-proposed section 302, and Senate committee substitute section 302). Page 11727 Pages 11727–11757

Confirmation: Senate confirmed the nomination of Michael J. Mansfield, of Montana, to be Ambassador to Japan. Page 11759

Nominations: Senate received the following nominations:

John Patrick White, of the District of Columbia, to be an Assistant Secretary of Defense;

Frank M. Tuerkheimer, to be U.S. Attorney for the Western District of Wisconsin;

J. Jerome Bullock, of Georgia, to be United States Marshal for the District of Columbia;

Richard C. Atkinson, of California, to be Director of the National Science Foundation;

One Air Force nomination in the rank of General; and

Numerous Army and Marine Corps nominations.

Senate also received the withdrawal of John McGrath Sullivan, of Pennsylvania, to be an Assistant Secretary of Defense. Pages 11758–11759

Record Votes: Four record votes were taken today (total—105). Pages 11737, 11755–11756

Recess: Senate met at 12:30 p.m. and recessed at 6:20 p.m. Page 11758

Committee Meetings

FARM LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued markup of S. 275, to amend and extend through 1982, provisions of the Agriculture and Consumer Protection Act of 1973, but did not complete action thereon and will meet again tomorrow.

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the legislative branch, receiving testimony from J. Stanley Kimmitt, Secretary of the Senate and F. Nordy Hoffman, Sergeant at Arms of the Senate.

Subcommittee will meet again on Tuesday, April 26.

APPROPRIATIONS—STATE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of State, and related activities, receiving testimony from Paul C. Warnke, Director, Arms Control and Disarmament Agency; Arthur S. Flemming, Chairman, Commission on Civil Rights; Thomas H. Quinn, Member, Board for International Broadcasting; Ambassador John E. Reinhardt, Director, United States Information Agency; Ethel Bent Walsh, Vice Chairman, Equal Employment Opportunity Commission; and J. Raymond Bell, Chairman, Foreign Claims Settlement Commission.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior, receiving testimony from public witnesses.

Subcommittee will meet again tomorrow.

COMMITTEE BUSINESS

Committee on Armed Services: Committee ordered favorably reported H.R. 583, extending to October 1, 1978, the special pay provisions for reenlistment and enlistment bonuses of military personnel (amended); and

An original resolution requesting $500,000 for activities of the Committee.

Also, committee, in closed session, began consideration of S. 1210, authorizing funds for fiscal year 1978 for military procurement, but did not complete action thereon and will meet again tomorrow.

CIVIL PREPAREDNESS

Committee on Armed Services: Subcommittee on General Legislation, in closed session, resumed hearings on proposed authorizations for fiscal year 1978 for the Defense Civil Preparedness Agency, receiving testimony from Ted Cherry, Chief, Central Intelligence Agency Task Force on Soviet Civil Defense; and John W. McConnell, Assistant Director for Plans and Operations, Defense Civil Preparedness Agency.

Subcommittee will meet on Monday, April 25 to consider this proposed legislation.

HOUSING PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on proposed community development legislation for fiscal year 1978 with a view to reporting its final recommendations thereon to the Budget Committee. Witnesses heard were Senator Percy; Thomas Gail, National Urban League, Washington, D.C.; Edward Holmgren, National Committee Against Discrimination in Housing, Washington, D.C.; Leonard Crosby, West Virginia Development Fund, Charleston; Max Kargman, National Association of Housing Managers and Owners, Washington, D.C.; Carroll Kowal, National Association of Social Workers, Washington, D.C.; and Robert Schur, New York State Tenants and Neighborhood Coalition, New York.

Hearings continue tomorrow.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on the nominations of William F. McQuillen, and Harry R. Van Cleve, both of Virginia, each to be a Member of the Renegotiation Board, where the nominees testified and answered questions on their own behalf.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee held hearings on the nominations of Lang-

horne McCook Bond, of Illinois, to be Administrator of the Federal Aviation Administration and Quentin Saint Clair Taylor, of Maine, to be Deputy Administrator of the Federal Aviation Administration, receiving testimony from Reuben Robertson, Aviation Consumer Action Project, Washington, D.C. The nominees, who were introduced to the committee by Alan Butchman, Deputy Secretary of Transportation, testified and answered questions on their own behalf.

Hearings were adjourned subject to call.

CONSUMER PRODUCT SAFETY

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded oversight hearings on activities of the Consumer Product Safety Commission, after receiving testimony from S. John Byington, Chairman; David S. Pittle, Vice Chairman; Barbara Franklin, Lawrence Kushner, and Thaddeus Garrett, Commissioners; Michael Brown, Acting Executive Director; Dr. Edward Heider, Director, Office of Structures Planning; and David Schmeltzer, Acting General Counsel, all of the Consumer Product Safety Commission.

WILDERNESS PRESERVATION

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation held hearings on S. 658, to designate certain lands in Oregon for inclusion in the National Wilderness Preservation System, receiving testimony from Senator Packwood; Dr. Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research, and Education; Brock Evans, Sierra Club, Washington, D.C.; Joseph Walicki, The Wilderness Society, Eugene, Oregon; Larry Williams, Oregon Environmental Council, Portland; W. D. Hagenstein, Industrial Forestry Association, Portland; Irvin Hafer, Associated Oregon Loggers, LaGrande; Marcia Haack, Portland; Michael Anderson, Roseburg; Robert Klusman, Douglas Timber Operators, Roseburg; Richard Filley and Georgia Stiles, Southern Oregon Resource Alliance, Sutherland; James Quiring, Molalla; Vina Coffel, Salem; George Atyeh, Mehama; Arnold Ewing, Northwest Timber Association, Eugene; Frank Crow, Jr., Eugene; Gayle Kellogg, Gold Hill; Timothy Lillibeo, Grant County Conservationists, Prairie City; Anne Basker, Southern Oregon Resource Alliance, Grants Pass; Walter Freeman, Louis Krauss, Larry Brown, and Harvey Oxner, all of Grants Pass; Loren Hughes, Maintain Eastern Oregon Wilderness, LaGrande; James K. Belknap, Oregon Izaak Walton League, Portland; and Dr. Glenn P. Juday, Corvallis, all of Oregon.

Hearings were recessed subject to call.

WILDLIFE REFUGES AND ENDANGERED SPECIES

Committee on Environment and Public Works. Subcommittee on Resource Protection held hearings on S. 1237, authorizing additional funds for lands acquisition of the Tinicum National Environmental Center in Pennsylvania, the San Francisco Bay Refuge in California, and the Great Dismal Swamp Refuge in Virginia; and on S. 1316, authorizing funds for fiscal year 1978 through 1980 to carry out State cooperative programs under the Endangered Species Act. Witnesses heard were Lynn A. Greenwalt, Director, U.S. Fish and Wildlife Service, Department of Interior; Jack Gehringer, Deputy Director, National Marine Fisheries Service, Department of Commerce; and John S. Gottschalk, International Association of Fish and Wildlife Agencies, Washington, D.C.

Hearings were recessed subject to call.

TRADE COMMISSION AUTHORIZATION

Committee on Finance: Subcommittee on International Trade held hearings on proposed legislation to authorize funds for fiscal year 1978 for the U.S. International Trade Commission, receiving testimony from its Chairman, Daniel Minchew, who was accompanied by his associates.

Committee will meet on Thursday, April 28, to consider this proposed legislation.

NOMINATION

Committee on Foreign Relations: Committee ordered favorably reported the nominations of Michael J. Mansfield, of Montana, to be Ambassador to Japan; W. Tapley Bennett, Jr., of Georgia, to be the U.S. Permanent Representative on the Council of NATO, with the rank of Ambassador; Samuel W. Lewis, of Texas, to be Ambassador to Israel; and Robert F. Goheen, of New Jersey, to be Ambassador to India.

Prior to this action, committee held hearings on these nominations where testimony was received from Lars Hydle, American Foreign Service Association, Washington, D.C. The nominees testified and answered questions on their own behalf. Senator Moynihan introduced Messrs. Bennett and Lewis.

MILITARY ASSISTANCE AND SALES

Committee on Foreign Relations: Subcommittee on Foreign Assistance began hearings on proposed fiscal year 1978 requests for military assistance and military sales credit programs. Witnesses heard were Lucy W. Benson, Under Secretary of State for Coordinating Security Assistance Programs; and Matthew Nimetz, Counselor, Department of State; and Lt. General Howard Fish, Director, Defense Security Assistance Agency, and Deputy Assistant Secretary of Defense for Security Assistance.

Subcommittee recessed subject to call.

STATE DEPARTMENT AUTHORIZATIONS

Committee on Foreign Relations: Subcommittee on International Operations began hearings on proposed legislation authorizing funds for fiscal year 1978 for activities of the Department of State, receiving testimony from Paul Ward, American Foreign Service Association, Washington, D.C.; and Kenneth Blaylock, American Federation of Government Employees, Washington, D.C.

Hearings were recessed subject to call.

NOMINATION

Committee on Governmental Affairs: Committee held hearings on the nomination of Jay Solomon, of Tennessee, to be Administrator of General Services, where the nominee testified and answered questions on his own behalf.

Committee will hold a business meeting an Tuesday, April 26, to consider this nomination and other committee business.

FEDERAL FLOOD INSURANCE

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia began hearings to receive testimony on a GAO study alleging inaccurate financial records of the Federal flood insurance program. Witnesses heard were Samuel H. Weese, National Flood Insurers Association, Washington, D.C.; and Robert M. Raziano, Bradford National Corporation, New York City.

Hearings continue tomorrow.

ACCOUNTING AND AUDITING

Committee on Governmental Affairs: Subcommittee on Reports, Accounting, and Management resumed hearings to review the process by which accounting and auditing practices and procedures, promulgated or approved by the Federal Government, are established. Witnesses heard were Alva O. Way III, and Marshall Armstrong, both of the Financial Accounting Foundation and Financial Accounting Standards Board, Stamford, Conn.; Gordon Anderson, Bozeman, Mont.; Norman J. Elliott, New York City; Robert A. Satin, Local Practitioners Action Forum, Beverly Hills, Calif.; and Thomas S. Watson, Jr., Cleveland, Ohio.

Hearings continue on Tuesday, May 10.

YOUTH EMPLOYMENT AND CETA

Committee on Human Resources: Subcommittee on Employment, Poverty and Migratory Labor continued hearings on H.R. 2992, to amend and extend the Comprehensive Employment and Training Act, and S. 1242, to provide employment and training opportunities for youth, receiving testimony from Mayor Kenneth Gibson, of Newark, representing the U.S. Conference of Mayors; Phyllis Lamphere, Seattle, representing the National Association of Counties; Stephen K. Bailey, American Council on Education, Washington, D.C.; Seymour Wolfbein, Temple University, Philadelphia; Peter Edelman, New York State Division of Youth Services, Albany; and Arnoldo Torres, National Congress of Hispanic American Citizens, Washington, D.C.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 11, providing for the appointment of an additional 35 circuit and 111 district court judges (amended);

S.J. Res. 16, to restore posthumously full rights of citizenship to Jefferson F. Davis;

S.J. Res. 40, designating May 13 of each year as "American Business Day"; and

The following nominations:

Leonel J. Castillo, of Texas, to be Commissioner of Immigration and Naturalization;

William M. Hoeveler, to be United States District Judge for the Southern District of Florida;

Howard W. Melton, to be United States District Judge for the Middle District of Florida; and

George J. Mitchell, to be U.S. Attorney for the District of Maine.

Committee will meet again on Tuesday, April 26, to consider other committee business.

COMMITTEE FUNDS AND FUTURE ACTIVITY

Special Committee on Aging: Committee authorized the chairman and the ranking minority member to introduce jointly an original resolution requesting $432,000 for expenses and studies of the committee for this session of the Congress. Also, committee discussed a proposed schedule of its future activities, but made no announcements and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 84 public bills, H.R. 6464–6547; 1 private bill, H.R. 6548; and 14 resolutions, H.J. Res. 401–407, H. Con. Res. 198 and 199, and H. Res. 508–512, were introduced. Pages 11550, 11587, 11608, 11625–11628

Bills Reported: Reports were filed as follows:

H.R. 1445, a private bill, amended (H. Rept. 95–216); and

H.R. 6370, administration of, and authorization of appropriations to, the International Trade Commission (H. Rept. 95–217). Page 11625

Committee To Sit: Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House today under the 5-minute rule. Page 11549

Energy: By a voice vote, the House agreed to H. Res. 508, to establish an Ad Hoc Committee on Energy.

Pages 11550–11556

Supplemental Appropriations: By a yea-and-nay vote of 264 yeas to 142 nays, Roll No. 142, the House agreed to the conference report on H.R. 4877, making supplemental appropriations for fiscal year 1977. House receded and concurred in Senate amendments No. 3, 4, 8, 9 (agreed to by a yea-and-nay vote of 250 yeas to 162 nays, Roll No. 143), 10, 11, 12, 13, 14, 17, 19, 20, 21, 32, 34, 37, 44, 53, 63, 72, 93, 101, 102–134, 138, 140, 141, 142, 143, 144, 151, 154, 155, 176, 184, 186, 187, 190, 196–202, and 216. House receded and concurred with amendment in Senate amendments Nos. 7, 43, 45, 50, 52, 59, 60, 61, 83, 90, 91, 173, and 211. House insisted on its disagreement to Senate amendment No. 35 (by a yea-and-nay vote of 124 yeas to 279 nays, Roll No. 144, rejected a preferential motion to recede and concur in Senate amendment No. 35); clearing the measure for Senate action. Subsequently, agreed to H. Con. Res. 198, authorizing the Clerk to make a correction in the enrollment of the bill.

Pages 11556, 11587

Ad Hoc Committee on Energy: The Speaker appointed the following to serve as members of the Ad Hoc Committee on Energy: Representatives Ashley, *chairman*, Bolling, Staggers, Moss, Reuss, Vanik, Rogers, Dingell, Ullman, Young of Texas, Rostenkowski, Corman, Udall, Waggonner, Bingham, Foley, Eckhardt, McCormack, Rangel, Charles Wilson of Texas, Fisher, Moffett, Sharp, Tsongas, Mikulski, Anderson of Illinois, Brown of Ohio, Horton, Wydler, Brown of Michigan, Steiger, Collins of Texas, Archer, Martin, Moorhead of California, Edwards of Oklahoma, and Steers. Pages 11587–11588

DOD Authorization: House concluded all general debate on H.R. 5970, authorizing appropriations for the Department of Defense for fiscal year 1978; and began reading the bill for amendment when the Committee of the Whole rose. Proceedings under the 5-minute rule will continue on Friday, April 22.

H. Res. 492, the rule under which the bill was considered was adopted earlier by a voice vote.

Pages 11588–11607

Ad Hoc Committee on Energy: Agreed to H. Res. 509, increasing from 37 to 40 the membership on the Ad Hoc Committee on Energy. Page 11608

Committee Resignation: Read and accepted a letter from Representative Anderson of Illinois, wherein he resigns as a member of the Select Committee on Assassinations. Subsequently, the Speaker appointed Representative Sawyer to fill the existing vacancy. Page 11608

President's Energy Message: Pursuant to H. Res. 508, the President's message delivered to Congress on April 20, regarding the current energy problem was referred to the Ad Hoc Committee on Energy and ordered printed (H. Doc. 95–128).

Adjournment: Adjourned at 6:32 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued markup of extension of the Agriculture and Consumer Protection Act of 1973, and will resume tomorrow.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia continued hearings on general operating expenses.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on human rights.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings with Members of Congress and public witnesses.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW continued hearings with Members of Congress and public witnesses.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works heard testimony from the Corps of Engineers on the Cross-Florida Barge Canal and on the administration's proposal to eliminate certain water resources projects from the fiscal year 1978 budget requests.

MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on H.R. 5692, to authorize certain construction at military installations. Testimony was heard from Rear Adm. A. R. Marschall, CEC, USN, Commander, Naval Facilities Engineering Command.

Hearings continue Monday, April 25.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Continued markup of H.R. 6112, Housing and Community Development Act.

COUNCIL ON WAGE AND PRICE STABILITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on H.R. 2094 and related bills, to repeal the Council on Wage and Price Stability Act. Testimony was heard from Representative Levitas, and Secretary of Labor Marshall.

Hearings continue tomorrow.

EXPORT-IMPORT BANK ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy met and approved for full committee action H.R. 6415, to extend and amend the Export-Import Bank Act of 1945.

DISTRICT OF COLUMBIA BORROWING AUTHORITY

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs held a hearing on H.R. 4550, to amend the District of Columbia Self-Government and Governmental Reorganization Act with respect to the borrowing authority of the District of Columbia. Testimony was heard from Comer Coppie, Assistant to Mayor Washington; and Steve Comings, Comptroller, Bureau of Government Financial Operations, U.S. Treasury.

Following the hearing, the subcommittee approved for full committee action a clean bill in lieu of H.R. 4550 (title above).

YOUTH EMPLOYMENT AND TRAINING

Committee on Education and Labor: Subcommittee on Employment Opportunities continued hearings on youth employment and training proposals. Testimony was heard from representatives of National Governors Conference; National Association of Counties, State officials; AFL–CIO; and other public witnesses.

NATIONAL SCHOOL LUNCH AND CHILD NUTRITION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held a hearing on H.R. 1139, to extend certain programs under the National School Lunch and Child Nutrition Act. Testimony was heard from Secretary of Agriculture Bergland.

YOUTH CAMP SAFETY

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety continued hearings on H.R. 4286, to provide for the development and implementation of programs for youth camp safety, with testimony from HEW officials.

CONSUMER PROTECTION AGENCY

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on H.R. 6118, to establish an Agency for Consumer Protection. Testimony was heard from Representatives Holt, Grassley, Schulze, Burgener, Hagedorn, and Crane, and public witnesses.

UNIVERSAL VOTER REGISTRATION ACT

Committee on House Administration: Continued hearings on H.R. 5400, Universal Voter Registration Act. Witnesses heard were Representative Bonker; Senator Bablitch, Majority Leader of Wisconsin State Senate; and representatives of National Committee for an Effective Congress; Committee of 70 from Philadelphia; and Coalition for the Survival of Free Elections.

U.S. TERRITORIES AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs met and approved for full committee action H.R. 6110 as amended, to authorize certain appropriations for the territories of the United States, to amend certain Acts relating thereto.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands held a hearing on H.R. 39, to designate certain lands in the State of Alaska as units of the National Park, National Wildlife Refuge, Wild and Scenic Rivers and National Wilderness Preservation System. Testimony was heard from Representatives Seiberling, and Young of Alaska; Senators Gravel and Stevens; and representatives of conservation groups, mineral interests, Native corporations; Forestry officials; and other public witnesses.

Hearings continue tomorrow.

SAN LUIS UNIT CONSTRUCTION

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources met and approved for full committee action H.R. 4390 as amended, authorizing construction of the San Luis Unit, Central Valley Project, California.

INTERNATIONAL DEVELOPMENT ASSISTANCE

Committee on International Relations: Continued markup of H.R. 5748, International Development Assistance Act of 1977, and will resume on Monday, April 25.

ECONOMIC AND MILITARY AID FOR GREECE, TURKEY AND CYPRUS

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on economic and military aid request for Greece, Turkey, and Cyprus for fiscal year 1978. Testimony was heard from officials of the Departments of State and Defense.

FOREIGN RELATIONS AUTHORIZATION ACT

Committee on International Relations: Subcommittee on International Operations met and ordered reported a clean bill on Foreign Relations Authorization Act.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Continued markup of H.R. 6161, Clean Air Act Amendments of 1977, and will resume on Monday, April 25.

SECURITIES EXCHANGE ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued hearings on H.R. 3815, to amend the Securities Exchange Act of 1934. Testimony was heard from Secretary of Treasury Blumenthal; SEC Chairman Williams; and Representatives Moss and Solarz.

NOISE POLLUTION CONTROL AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce continued hearings on extension of authorizations under the Noise Pollution Control Act of 1972. Testimony was heard from William Close, Director, Noise Abatement, Department of Transportation; and public witnesses.

MEDICARE-MEDICAID ANTI-FRAUD AND ABUSE AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of H.R. 3, Medicare-Medicaid Anti-Fraud and Abuse Amendments.

EQUAL OPPORTUNITY IN PUBLIC BROADCASTING

Committee on Interstate and Foreign Commerce: Subcommittee on Communications met and approved for full committee action report entitled "Summary of Findings and Recommendations on the Enforcement of Equal Opportunity and Antidiscrimination Laws in Public Broadcasting"; and considered other committee business.

PRIVATE IMMIGRATION

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law met and acted on private immigration bills.

REGULATE LOBBYING

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 1180 and related bills, to regulate lobbying and related activities. Testimony was heard from representatives of Department of Justice; National Security Industrial Association; Business Round Table; National Association of Manufacturers; and Chamber of Commerce of the United States.

OFFICE FOR IMPROVEMENTS IN THE ADMINISTRATION OF JUSTICE

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held an oversight hearing on the Office for Improvements in the Administration of Justice, Department of Justice. Testimony was heard from Daniel J. Meador, Assistant Attorney General.

200-MILE FISHERY ZONE VIOLATIONS

Committee on Merchant Marine and Fisheries: Held an executive hearing on the recent violations of the 200-Mile Fishery Conservation and Management Act by the Soviet Union. Testimony was heard from officials of the State Department, U.S. Coast Guard, and National Marine Fisheries Service.

FEDERAL SERVICE LABOR-MANAGEMENT ACT

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on H.R. 13, and related legislation, Federal Service Labor-Management Act of 1977, with testimony from AFL–CIO officials.

Hearings continue Tuesday, April 26.

AIRPORT PROTECTION AND NOISE REDUCTION

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on H.R. 4539, Airport Protection and Aircraft Noise Reduction Act. Testimony was heard from Representative Rosenthal; EPA Deputy Administrator Barbara Blum; and public witnesses.

POLLUTION FROM POWER GENERATION

Committee on Public Works and Transportation: Subcommittee on Investigations and Review continued oversight hearings on those aspects of the Federal Water Pollution Control Act concerning thermal pollution and other water impacts from power generation. Testimony was heard from a panel of biologists; and officials of the Nuclear Regulatory Commission, and Federal Energy Administration.

CRIME EFFECT ON SMALL BUSINESS

Committee on Small Business: Subcommittee on Special Small Business Problems held a hearing on crime and its effect on small business. Testimony was heard from FBI Director Kelley, and Frank Morsani, U.S. Chamber of Commerce.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met for consideration of committee business, and adjourned subject to call of the Chair.

VETERANS' BENEFITS

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension, and Insurance met and approved for full committee action the following bills:

H.R. 1862, Veterans' Disability Compensation and Survivor Benefits Act of 1977;

A clean bill in lieu of H.R. 1864, to provide an automobile assistance allowance and to provide automotive adaptive equipment to certain veterans not now qualifying for such benefits; and

A clean bill in lieu of H.R. 1866, to provide increased awards of service-connected compensation to certain veterans who have suffered the loss or loss of use of paired extremities.

Joint Committee Meetings

ISSUES AT LONDON SUMMIT

Joint Economic Committee: Committee continued hearings to receive testimony on issues which the U.S. will present at the forthcoming conference in London on May 7, receiving testimony from Prof. Richard S. Eckaus, Massachusetts Institute of Technology, Cambridge; Prof. Peter B. Kenen, Princeton University, New Jersey; and William J. McDonough, First National Bank of Chicago.

Hearings continue tomorrow.

PUBLIC WORKS EMPLOYMENT

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 11, authorizing funds for public works employment programs, but did not reach final agreement and will meet again tomorrow.

HOUSING PROGRAMS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 3843, authorizing additional funds for housing assistance for lower income Americans in fiscal year 1977, and to extend the Federal riot reinsurance and crime insurance programs, but did not reach final agreement thereon and recessed subject to call.

Friday, April 22, 1977

Senate

Chamber Action

Routine Proceedings, pages 11863–11938

Bills Introduced: Nine bills and five resolutions were introduced, as follows: S. 1354–1362; S. Con. Res. 20; and S. Res. 144–147. Pages 11889, 11898

Bills Reported: Reports were made as follows:

S.J. Res. 16, to restore posthumously full rights of citizenship to Jefferson F. Davis (S. Rept. 95–100);

S. Res. 144, requesting $325,318 for expenses of the Committee on Agriculture, Nutrition, and Forestry through Feb. 28, 1978 (without written report) (referred to Committee on Rules and Administration).

S. Res. 146, requesting $1,648,000 for expenses of the Committee on Human Resources through Feb. 28, 1978 (without written report) (referred to Committee on Rules and Administration). Page 11889

Resolutions Agreed to:

Enrollment Correction: H. Con. Res. 198, authorizing corrections to be made in the enrollment of H.R. 4877, making supplemental appropriations for fiscal year 1977. Page 11870

Teamsters Pension Fund: Senate agreed to S. Res. 139, authorizing the Committee on Human Resources to inspect and receive tax returns, and tax-related matters, of the Teamsters Central States, Southeast and Southwest Pension Fund. Page 11887

Supplemental Appropriations: Senate agreed to the conference report on H.R. 4877, making supplemental appropriations for fiscal year 1977. Senate agreed to House amendments to Senate amendments Nos. 7, 43, 45, 50, 52, 59, 60, 61, 83, 90, 91, 173, and 211; and receded from its amendment No. 35, thus clearing the measure for the President's signature. Pages 11865–11870

Amendments Submitted for Printing: Pages 11865–11903

Executive Communications: Pages 11898–11903

Technical Corrections to Senate Rules: By unanimous consent, clearical corrections were made to S. Res. 83, designating the number of Senators to serve on paragraph 3 standing committees, agreed to by the Senate on February 11. Page 11863

Tax Reduction: Senate continued consideration of H.R. 3477, proposed Tax Reduction and Simplification Act. Pages 11870–11887

Presidential Messages: Senate received messages from the President as follows:

PM 69—Transmitting the 1976 annual plan for the fiscal years 1978–1982 National Cancer Program—referred to Committee on Human Resources; and

PM 70—Transmitting annual report of the Secretary of the Interior—referred to Committee on Human Resources. Page 11888

Recess: Senate met at 12 noon and recessed 3:55 p.m. Page 11938

Committee Meeting

COMMITTEE FUNDING/FARM LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported an original reso-

lution (S. Res. 144) requesting $325,318 for inquiries and investigations of the Committee for this session of the Congress.

Also, committee continued markup of S. 275, to amend and extend through 1982 provisions of the Agriculture and Consumer Protection Act of 1973, but did not complete action thereon and will meet on Tuesday, April 26.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of the Interior, receiving testimony from public witnesses.

Subcommittee will meet again on Monday, April 25.

APPROPRIATIONS—RAILROAD RETIREMENT

Committee on Appropriations: Subcommittee on Labor-HEW resumed hearings on proposed budget estimates for fiscal year 1978 for the Railroad Retirement Board, receiving testimony from C. J. Chamberlain, Chairman, Railway Labor Executives Association; and William H. Dempsey, Chairman, National Railway Labor Conference.

Subcommittee will meet again on Tuesday, May 3, to hear Secretary of Labor Marshall.

APPROPRIATIONS—RELATED AGENCIES

Committee on Appropriations: Subcommittee on State, Justice, Commerce, continued hearings on proposed budget estimates for fiscal year 1978 for related agencies, receiving testimony from Michael Pertschuk, Chairman, and Calvin J. Collier, Commissioner, both of the Federal Trade Commission; Daniel Minchew, Chairman, and Joseph O. Parker, Vice Chairman, International Trade Commission who were accompanied by several associates; and Thomas Ehrlich, President, Legal Services Corporation.

Subcommittee will meet again on Tuesday, April 26.

MILITARY PROCUREMENT

Committee on Armed Services: Committee in closed session, continued consideration of S. 1210, authorizing funds for fiscal year 1978 for military procurement, but did not complete action thereon and will meet again on Monday, April 25.

HOUSING PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on proposed community development legislation for fiscal year 1978 with a view to reporting its final recommendations thereon to the Budget Committee. Witnesses heard were Senator Gravel; Kennon V. Rothchild, Mortgage Bankers Association; Louis P. Bell, National Savings and Loan League; Junius F. Baxter, U.S. League of Savings Associations; Albert E. Abrahams, National Association of Realtors; and Cushing N. Dolbeare, Ad Hoc Low Income Housing Coalition, all of Washington, D.C.

Committee recessed subject to call.

BUDGET OUTLAY FIGURES

Committee on the Budget: Committee agreed to address a letter to President Carter requesting an explanation of recent changes in his Administration's estimates of budget outlays for fiscal year 1977.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Jordan J. Baruch, of New Hampshire, and Elsa Allgood Porter, of Virginia, each to be an Assistant Secretary of Commerce, after the nominees testified and answered questions on their own behalf. Senators Durkin and McIntyre introduced Mr. Baruch to the Committee.

SECURITY ASSISTANCE/NARCOTICS CONTROL

Committee on Foreign Relations: Subcommittee on Foreign Assistance held hearings to receive testimony on security supporting assistance and international narcotics control programs from John Gilligan, Administrator, Agency for International Development; and David Ernst, Acting Senior Adviser to the Secretary and Coordinator for International Narcotics Matters, Department of State.

Subcommittee recessed subject to call.

USIA/CU

Committee on Foreign Relations: Subcommittee on International Operations held hearings on proposed legislation authorizing funds for fiscal year 1978 for the U.S. Information Agency and Department of State Cultural Exchange Programs, receiving testimony from John Reinhardt, Director, U.S.I.A.; Joseph Duffey, Assistant Secretary of State for Educational and Cultural Affairs; and Charles Gordon, Washington, D.C.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Governmental Affairs: Committee ordered favorably reported the nomination of Jay Solomon, of Tennessee, to be Administrator of General Services. Also, committee agreed to release appropriate committee documents for use in a case pending before the U.S. District Court for the District of Massachusetts relative to military meat procurement practices.

Also, committee began consideration of S. 862, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, but did not complete action thereon and will meet again on Tuesday, April 26.

NOMINATIONS

Committee on Human Resources: Committee held hearings on the nominations of Graciela Olivarez, of New Mexico, to be Director of the Community Services Administration, and Wayne L. Horovitz, of the District of Columbia, to be Federal Mediation and Conciliation Director, where the nominees testified and answered questions on their own behalf. Senator Domenici introduced Mr. Olivarez.

COMMITTEE FUNDS

Committee on Human Resources: Committee approved an original resolution requesting $1,648,000 for committee activities for this session of the Congress.

YOUTH EMPLOYMENT AND CETA

Committee on Human Resources: Subcommittee on Employment, Poverty and Migratory Labor continued hearings on H.R. 2992, to amend and extend the Comprehensive Employment and Training Act, and S. 1242, to provide employment and training opportunities for youth, receiving testimony from Senators Bellmon, Domenici, McClure and Clark; Under Secretary of the Interior James Joseph; Assemblyman Thomas Murray, State of Wisconsin, Madison; Kenneth Young, AFL-CIO, Washington, D.C.; Joan Wills, Philip Lerman, Keith Molin, and B. J. Rudman, all representing the National Governors Conference, Washington, D.C.; Donald Haight, American Personnel and Guidance Association, Washington, D.C.; James Spensley, Minnesota Occupational Information Systems, Minneapolis; John Crosier, Interstate Conference of Employment Security Agencies, Boston; and Richard Graham, Washington, D.C.

Subcommittee will meet on Thursday, April 28, to begin markup of these bills.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee held a closed business meeting following which it announced that it will meet in closed session on Tuesday, April 26, to begin consideration of proposed fiscal year 1978 authorizations for Government intelligence activities.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 6549–6569; and 2 resolutions, H. Res. 513 and 514 were introduced.

Pages 11862–11863

Bill Reported: One report was filed as follows: H.R. 2, to provide for the cooperation between the Secretary of the Interior and the States with respect to the regulation of surface coal mining operations, and the acquisition and reclamation of abandoned mines, amended (H. Rept. 95–218). Page 11862

Journal: By a yea-and-nay vote of 326 yeas to 8 nays with 1 voting "present", Roll No. 145, agreed to the Journal of Thursday, April 21. Pages 11818–11819

Subcommittee To Sit: Subcommittee on Economic Opportunity of the Committee on Education and Labor received permission to sit today during proceedings under the 5-minute rule. Page 11819

Ad Hoc Committee on Energy: The Speaker appointed the following to serve as additional members of the Ad Hoc Committee on Energy: Representatives Flowers, Murphy of Pennsylvania, and Goldwater.

Page 11819

DOD Authorization: House continued consideration of H.R. 5970, authorizing appropriations for the Department of Defense for fiscal year 1978; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Monday, April 25.

Pending when the Committee of the Whole rose was an amendment that seeks to reduce overseas troop strength by 17,000 and reduce the end-strength troop level by 50,000.

Agreed to sundry technical amendments; and

An amendment that authorizes $10 million for further development of the diesel engine for the XM-1 tank.

Rejected:

An amendment that sought to prohibit procurement of the Airborne Warning and Control System Aircraft (AWACS) unless NATO agrees to purchase these aircraft (rejected by a recorded vote of 135 ayes to 222 noes, Roll No. 146);

An amendment that sought to authorize funds for 2 additional guided missile frigates and 1 additional nuclear attack submarine, and delete authorizations for 2 oil tankers and 3 ocean-going tugs (rejected by a division vote of 23 ayes to 45 noes);

An amendment that sought to delete the $134.4 million authorization for the MX mobile ICBM missile program (rejected by a division vote of 11 ayes to 87 noes); and

An amendment that sought to delete the $5 million authorization for the development of the Advanced Medium STOL Transport Aircraft (rejected by a division vote of 25 ayes to 51 noes). Pages 11819–11848

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of April 27. Page 11849

Presidential Messages: Received and read the following messages from the President:

Mine Health and Safety: Transmitting the annual report of the Secretary of the Interior on the administration of the Federal Coal Mine and Health and Safety Act of 1969 during calendar year 1975—referred to the Committee on Education and Labor; and

Cancer: Transmitting the 1976 annual plan for fiscal years 1978–1982 for the National Cancer Program—

referred to the Committee on Interstate and Foreign Commerce. Page 11949

Adjournment: Adjourned at 3:08 p.m.

Committee Meetings

MEDICAID CUTBACKS

Select Committee on Aging: Subcommittee on Health and Long-Term Care held a hearing on medicaid cutbacks and the elderly. Testimony was heard from Governor Garrahy of Rhode Island; Massachusetts Secretary of Human Services Jerry Stevens; Sam Thurmond, former Medicaid Director, State of Georgia; John J. Kent, Jr., Assistant Secretary for Medical Care Programs, State of Maryland; and public witnesses.

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued markup of extension of the Agriculture and Consumer Protection Act of 1973, and will resume on Monday, April 25.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW continued hearings with Members of Congress and public witnesses.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works heard testimony from the Secretary of Interior on the Administration's proposal to eliminate certain water resources projects from the fiscal year 1978 budget requests.

COUNCIL ON WAGE AND PRICE STABILITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on H.R. 2094 and related bills, to repeal the Council on Wage and Price Stability Act. Testimony was heard from Andrew Biemiller, AFL-CIO.

Hearings continue Tuesday, April 26.

JUVENILE DELINQUENCY

Committee on Education and Labor: Subcommittee on Economic Opportunity held hearings on H.R. 6111, Juvenile Justice Prevention and Delinquency Amendments of 1977; and H.R. 1137, to establish a National Conference on Learning Disabilities and Juvenile Delinquency. Testimony was heard from James Gregg, Acting Administrator, LEAA; Arabella Martinez, Assistant Secretary, HEW; Representatives Hawkins, Pepper, and Roybal; State officials and public witnesses.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued hearings on H.R. 39, to designate certain lands in the State of Alaska as units of the National Park, National Wildlife Refuge, Wild and Scenic Rivers and National Wilderness Preservation System. Testimony was heard from Alaska Governor Hammond; representatives of conservation and environmental organizations.

Hearings continue Monday, April 25.

REDWOOD NATIONAL PARK

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs held a hearing on H.R. 3813, to amend the Act to establish a Redwood National Park in the State of California. Testimony was heard from Secretary of the Interior Andrus; and Dr. Richard Curry, National Park Service.

Hearings were adjourned subject to call.

ENERGY CONSERVATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on energy conservation. Testimony was heard from public witnesses.

Hearings continue Monday, Apr. 25.

SAFE DRINKING WATER

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 6159 and 6160, Safe Drinking Water Act of 1977. Testimony was heard from Representative Drinan; and representatives of EPA; Environmental Defense Fund; State officials; industry representatives and other public witnesses.

REFUGEE ACT

Committee on the Judiciary: Subcommittee on Immigration, Citizenship, and International Law held a hearing on H.R. 3056, Refugee Act of 1977. Testimony was heard from John E. McCarthy, American Council of Voluntary Agencies for Foreign Service; and Melanie J. Wirken, Zero Population Growth, Inc.

BANKRUPTCY LAWS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, Bankruptcy Act revision, and will resume on Tuesday, April 26.

Joint Committee Meetings

ISSUES AT LONDON SUMMIT

Joint Economic Committee: Committee continued hearings to receive testimony on issues which the U.S. will present at the forthcoming summit conference in London on May 7, receiving testimony from Lawrence S. Krause, Brookings Institution, Washington, D.C.; Professor Anne O. Krueger, University of Minnesota, Minneapolis; Professor John P. Lewis, Woodrow Wilson School, Princeton University, New Jersey; and Sridath S. Ramphal, Secretary-General, Commonwealth Secretariat, London.

Hearings were recessed subject to call.

PUBLIC WORKS EMPLOYMENT

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 11, authorizing funds for public works employment programs, but did not reach final agreement and will meet again on Tuesday, April 26.

Monday, April 25, 1977

Senate

Chamber Action

Routine Proceedings, pages 11964–12019

Bills Introduced: Nineteen bills and three resolutions were introduced, as follows: S. 1363–1381; S. Res. 148–150. Pages 11971–11972, 12003–12005

Bills Reported: Reports were made as follows:

S.J. Res. 40, to request the President to issue a proclamation designating May 13 of each year as "American Business Day" (S. Rept. 95–101);

S. Res. 148, requesting $1,210,000 for expenses of the Select Committee on Intelligence from July 1, 1977, through February 28, 1978 (without written report) (referred to Committee on Rules and Administration);

S. Res. 149, requesting $198,843 for expenses of Committee on Veterans' Affairs through February 28, 1978 (without written report) (referred to Committee on Rules and Administration). Page 11971

Bills Passed:

Wheat Marketing Quota: Senate passed with committee amendment and sent to the House S. 1240, to permit the wheat marketing quota referendum for the 1978 crop to be deferred until 30 days after the adjournment of Congress or October 14, whichever is earlier. Page 11969

Federal Crop Insurance: Senate passed and sent to the House S. 955, authorizing an additional $50 million in operating capital for the Federal Crop Insurance Corporation for fiscal year 1977. Page 11969–11971

Amendments Submitted for Printing: Page 12006

Executive Communications: Page 11971

Tax Reduction: Senate continued consideration of H.R. 3477, proposed Tax Reduction and Simplification Act. By unanimous consent it was agreed that at 11 a.m. on Wednesday, April 27, there will be 2 hours of debate on an amendment to be offered by Senators Danforth and Javits which would provide a permanent reduction in Federal tax rates for taxable income brackets below $20,000, with vote on question of its adoption to occur at 1 p.m. Pages 12019–12028

Presidential Message: Senate received a message from the President transmitting legislation designed to contain rising health care costs and to improve health services for children of low-income families—referred jointly to Committees on Finance and Human Resources—PM–71. Pages 11967–11969

Confirmations: Senate confirmed the following nominations:

Howell W. Melton, to be United States District Judge for the Middle District of Florida;

William M. Hoeveler, to be United States District Judge for the Southern District of Florida;

George J. Mitchell, to be U.S. Attorney for the District of Maine;

Leonel J. Castillo, of Texas, to be Commissioner of Immigration and Naturalization;

W. Tapley Bennett, Jr., of Georgia, to be the U.S. Permanent Representative on the Council of the North Atlantic Treaty Organization, with the rank of Ambassador;

Robert F. Goheen, of New Jersey, to be Ambassador to India;

Samuel W. Lewis, of Texas, to be Ambassador to Israel;

Russell Murray II, of Virginia, to be an Assistant Secretary of Defense;

Deanne C. Siemer, of New York, to be General Counsel of the Department of Defense;

Edward Hidalgo, of the District of Columbia, to be an Assistant Secretary of the Navy; and

Alan J. Gibbs, of New Jersey, to be an Assistant Secretary of the Army. Pages 12029–12030

Nominations: Senate received the following nominations:

Percy A. Pierre, of the District of Columbia, to be an Assistant Secretary of the Army;

William A. Medina, of Maryland, to be an Assistant Secretary of Housing and Urban Development;

Adrian P. Winkel, of Maryland, to be High Commissioner of the Trust Territory of the Pacific Islands;

Mabel Murphy Smythe, of Connecticut, to be Ambassador to the United Republic of Cameroon;

Lowell B. Laingen, of Minnesota, to be Ambassador to the Republic of Malta;

Donald R. Norland, of Iowa, to be Ambassador to the Republic of Botswana, the Kingdom of Lesotho, and the Kingdom of Swaziland;

Malcolm Toon, of Maryland, to be Ambassador to the Union of Soviet Socialist Republics; and

Five Air Force nominations in the rank of General.

Senate also received the withdrawal of the nomination of Alex P. Mercure, of New Mexico, to be a Member of the Board of Directors of the Commodity Credit Corporation. Page 12029

Recess: Senate met at 12 noon and recessed at 3:34 p.m. Page 12029

Committee Meetings

APPROPRIATIONS—FOREST SERVICE

Committee on Appropriations: Subcommittee on the Interior resumed hearings on proposed budget estimates for fiscal year 1978 for the Forest Service, receiving testimony from Rupert Cutler, Assistant Secretary for Conservation, Research, and Education, and John R. McGuire, Chief, Forest Service, who were accompanied by their associates of the Department of Agriculture.

Subcommittee will meet again tomorrow.

MILITARY PROCUREMENT

Committee on Armed Services: Committee, in closed session, continued consideration of S. 1210, authorizing funds for fiscal year 1978 for military procurement, but did not complete action thereon and will meet again tomorrow.

CIVIL PREPAREDNESS

Committee on Armed Services: Subcommittee on General Legislation, in closed session, agreed to report to the full committee its recommendations on proposed legislation authorizing funds for fiscal year 1978 for the Defense Civil Preparedness Agency.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of John H. Dalton, of Texas, to be President of the Government National Mortgage Association; William J. White, of Massachusetts, to be a member of the Board of Directors of the New Community Development Corporation; and Ruth Prokop, of the District of Columbia, to be General Counsel of the Department of Housing and Urban Development, after the nominees testified and answered questions on their own behalf.

COAST GUARD AUTHORIZATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine and Tourism concluded hearings on S. 1250, authorizing funds for fiscal year 1978 for activities of the Coast Guard, receiving testimony from Adm. Owen W. Siler, Commandant, Coast Guard, Department of Transportation; and Vice Admiral Paul E. Trimble, U.S.C.G. (Ret.), Lake Carriers Associations, Cleveland, accompanied by Leonard Goodsell, Great Lakes Commission, Ann Arbor, Michigan.

Also, Subcommittee concluded hearings on the nominations of Thomas T. Wetmore, III, Benedict L. Stabile, and Raymond H. Wood, each for promotion to the grade of Rear Admiral in the Coast Guard; and Olin A. Lively, for promotion to the grade of Rear Admiral in the Coast Guard Reserve, after the nominees, who were introduced by Admiral Siler, testified and answered questions on their own behalf.

OUTER CONTINENTAL SHELF OIL

Committee on Energy and Natural Resources: Committee resumed hearings on S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, receiving testimony from Governor Meldrim Thomson, Jr., of New Hampshire, Concord; Lt. Governor Thomas P. O'Neill III, of Massachusetts, Boston; Robert LaResche, Commissioner of Natural Resources, State of Alaska, Juneau; Bill Press, Director, Governor's Office of Research and Planning, State of California, Sacramento; Robert Davis for Mayor John A. Markey, of New Bedford, Massachusetts; James Flug, Energy Action, Washington, D.C.; Charles Neumeyer, Brooklyn Union Gas Company, New York; and Dr. Warren Rogers, University of Rhode Island, Kingston.

Hearings were recessed subject to call.

RIVER BASIN AUTHORIZATIONS

Committee on Environment and Public Works: Subcommittee on Water Resources held hearings on proposed legislation authorizing funds for fiscal year 1978 for construction of river basin projects, receiving testimony from Major General Ernest Graves, Director of Civil Works, Army Corps of Engineers.

Subcommittee will begin markup of this legislation on Thursday, April 28.

SECURITY ASSISTANCE PROGRAM

Committee on Foreign Relations: Subcommittee on Foreign Assistance held hearings on proposed legislation authorizing funds for fiscal year 1978 for security assistance programs, receiving testimony from Richard DeLauer, and William W. Winpisinger, on behalf of the American League of International Security Assistance, Inc., Washington, D.C.; James G. Kellis, American Hellenic Institute Public Affairs Committee, Washington, D.C.; Morris J. Amitay, American Israel Public Affairs Committee, Washington, D.C.; Metin Tamkoz, Texas Technological University, Lubbock; and Joseph Eldridge, Latin America Affairs, Washington, D.C.

Hearings were recessed subject to call.

FEDERAL FLOOD INSURANCE

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia resumed hearings to receive testimony on a GAO study alleging inaccurate financial records of the Federal flood insurance program, receiving testimony from J. Robert Hunter, Acting Administrator, Federal Insurance Administration, Department of Housing and Urban Development.

Hearings were recessed subject to call.

NUCLEAR NONPROLIFERATION

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services resumed hearings on S. 897, to strengthen U.S. policies on nuclear nonproliferation, and to reorganize certain nuclear export functions, receiving testimony from Paul Warnke, Director, Arms Control and Disarmament Agency.

Subcommittee will meet again on Friday, April 29.

LEGAL SERVICES CORPORATION

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor began hearings on S. 1303, authorizing funds for fiscal years 1978 through 1980 for the Legal Services Corporation, receiving testimony from Thomas Ehrlich, President, Legal Services Corporation, Llewelyn G. Pritchard, American Bar Association, and David Marlin, National Council of Senior Citizens, all of Washington, D.C.

Hearings continue tomorrow.

VOLUNTARY INDUSTRIAL STANDARDS

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly resumed hearings on S. 825, to foster competition and consumer protection policies in the development of product standards, receiving testimony from Dr. John F. Finklea, Director, John B. Moran, Special Assistant for Safety, Testing, and Certification, Dr. Donald Campbell, Chief, Safety Equipment Section, and William Cook, Electrical Engineer, Safety Equipment Section, all of the National Institute of Occupational Health and Safety, Department of Health, Education, and Welfare.

Hearings continue on Monday, May 16.

COMMITTEE RULES

Select Committee on Ethics: Committee held an organizational meeting where it adopted supplementary rules of procedure for the 95th Congress, which was followed by a closed session to discuss committee business.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 43 public bills, H.R. 6570–6612; 3 private bills, H.R. 6613–6615; and 18 resolutions, H.J. Res. 408–415, H. Con. Res. 200–206, and H. Res. 515–517 were introduced. Pages 12100–12102

Bills Reported: Reports were filed as follows:

H.R. 6179, Arms Control and Disarmament Act Amendments of 1977 (H. Rept. 95–219);

H. Res. 515, waiving all points of order against an amendment revising the congressional budget for the United States Government for fiscal year 1978 if offered to H. Con. Res. 195 (H. Rept. 95–220); and

Conference report on H.R. 3843, Supplemental Housing Authorization for fiscal year 1977 (H. Rept. 95–221). Page 12100

Presidential Message—Health Care Costs: Received and read a message from the President wherein he proposes legislation to improve and reduce the cost of the Nation's health care system—referred to the Committees on Interstate and Foreign Commerce and Ways and Means and ordered printed (H. Doc. 95–129). Pages 12030–12032

Suspensions: House voted to suspend the rules and pass the following bills:

Gerald R. Ford building: H.R. 2210, to name a certain Federal building in Grand Rapids, Mich., the "Gerald R. Ford Building". Subsequently, this passage was vacated, and S. 385, a similar Senate-passed bill was passed in lieu; clearing the measure for the President. Pages 12032–12033

Treasury deposits: H.R. 5675, to authorize the Secretary of the Treasury to invest public moneys (passed by a yea-and-nay vote of 384 yeas with 1 voting "present", Roll No. 147); Pages 12033–12037, 12041–12042

U.S.-Canada fisheries agreement: H.R. 5638, to amend the Fishery Conservation Zone Transition Act in order to give effect during 1977 to the Reciprocal Fisheries Agreement between the United States and Canada; and Pages 12037–12039

International Trade Commission authorization: H.R. 6370, to authorize appropriations to the International Trade Commission for fiscal year 1978, to provide for the Presidential appointment of the chairman and vice chairman of the Commission, and to provide for greater efficiency in the administration of the Commission. Pages 12039–12041

Communication Referred: Committee on Post Office and Civil Service was discharged from the further consideration of Executive Communication No. 1259, and the communication was re-referred to the Committee on Government Operations. Page 12033

Committee To Sit: Committee on International Relations received permission to sit during proceedings of the House under the 5-minute rule for the balance of the week. Page 12042

Printing Resolutions: The House agreed to the following resolutions, all authorizing printing:

H. Res. 246, providing for the printing as a House document of a report of the Subcommittee on Oversight and Investigations of the Committee on Interstate and Foreign Commerce. Agreed to the committee amendment;

H. Res. 363, to provide for the printing of the report relating to procurement of ADP resources by the Federal Government;

H. Res. 379, authorizing the printing as a House document the dedication ceremony of the portrait of Hon. Melvin Price, Chairman, Committee on Armed Services. Agreed to the committee amendment;

H. Con. Res. 162, providing for the printing of 20,000 additional copies of the subcommittee print of the Subcommittee on Consumer Affairs of the Committee on Banking, Finance and Urban Affairs entitled, "Give Yourself Credit: Guide to Consumer Credit Laws." Agreed to the committee amendment; and

S.J. Res. 44, to authorize the printing and binding of an edition of Senate Procedure and providing the same shall be subject to copyright by the author; clearing the measure for the President. **Pages 12042–12043**

DOD Authorization: By a yea-and-nay vote of 347 yeas to 43 nays, Roll No. 151, the House passed H.R. 5970, authorizing appropriations for the Department of Defense for fiscal year 1978.

On a demand for a separate vote in the House, agreed to an amendment that prohibits the expenditure of funds for the purpose of advertising the existence of the special discharge review program (agreed to by a yea-and-nay vote of 291 yeas to 96 nays, with 1 voting "present", Roll No. 150). The amendment was agreed to earlier while in the Committee of the Whole by a voice vote.

Agreed To:

An amendment that increases the manpower ceiling for additional civilian employees from 1½ percent to 3 percent of the total number of civilian personnel in the Department of Defense (agreed to by a division vote of 30 ayes to 17 noes);

Rejected a substitute amendment to the previous amendment that sought to raise the ceiling for civilian employees of the Department of Defense by 31,000 to 1,065,328;

Agreed to an amendment that prohibits the closure of any military installation and limits the reduction in civilian force at any installation unless the Secretary of Defense notifies the Congress at least 60 days prior to such action;

An amendment that prohibits the expenditure of funds to advertise the existence of the special discharge review program;

An amendment that prohibits retired military personnel from being employed by a Department of Defense contractor for a period of at least 3 years after retirement if a conflict of interest exists (agreed to by division vote of 95 ayes to 7 noes); and

An amendment that prohibits using chemical or biological agents in test experiments or studies near populated areas unless local civilian officials have advance notice of at least 30 days.

Rejected:

An amendment that sought to reduce overseas troop strength by 17,000 and reduce the end-strength troop level by 50,000 (rejected by a recorded vote of 88 ayes to 301 noes, Roll No. 148);

An amendment that sought to delete authorization for educational assistance and reenlistment bonuses for the Army Reserve and the Army National Guard (rejected by a division vote of 18 ayes to 66 noes);

An amendment that sought to reduce the Naval Reserve strength from 93,600 to 52,000; and

An amendment that sought to place all future military enlistees under the Congressional pension system (rejected by a recorded vote of 148 ayes to 247 noes, Roll No. 149).

An amendment was offered but subsequently withdrawn that sought to key civilian reductions in the Department of Defense to the local unemployment level.

An amendment was offered but subsequently withdrawn that sought to require the reporting of any financial interest in the contractor by those in the contracting process.

The Clerk was authorized to correct punctuation, section numbers, and cross references in the engrossment of the bill. **Pages 12043–12078**

Adjournment: Adjourned at 6:32 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued markup of extension of the Agriculture and Consumer Protection Act of 1973, and will resume tomorrow.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held hearings on Department of Human Resources, Courts, and Transportation.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on ERDA.

ERDA AUTHORIZATION

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy held a hearing on ERDA's fiscal year 1978 authorization request for operating funds and for line-item construction and equipment funds. Testimony was heard from Alfred D. Starbird, Assistant Administrator for National Security and Maj. Gen. Joseph K. Bratton, Director, Division of Military Application, ERDA, and other ERDA officials; Dr. Roger Batzel, Lawrence Livermore Laboratory; Dr. Harold Agnew, Los Alamos Scientific Laboratory; and Dr. Morgan Sparks, Sandia Laboratories.

Hearings continue tomorrow.

MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on H.R. 5692, to authorize certain construction at military installations. Testimony was heard from Perry J. Fliakas, Deputy Assistant Secretary of Defense.

Hearings continue Wednesday, Apr. 27.

NATIONAL CONSUMER COOPERATIVE BANK ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on H.R. 2777, National Consumer Cooperative Bank Act, with testimony from public witnesses.

Hearings continue tomorrow.

DISTRICT OF COLUMBIA MISCELLANY

Committee on the District of Columbia: Met and ordered reported favorably to the House the following bills:

H.R. 6530 amended, to amend the District of Columbia Self-Government and Governmental Reorganization Act with respect to the borrowing authority of the District of Columbia;

H.R. 6536, District of Columbia Retirement Reform Act; and

H.R. 5813, to revise the basis for estimating the annual Federal payment to the District of Columbia for water and water services and sanitary sewer services furnished to the United States.

HOSPITAL HOUSESTAFF AS PROFESSIONAL EMPLOYEES

Committee on Education and Labor: Subcommittee on Labor-Management Relations held a hearing on H.R. 2222, to amend the National Labor Relations Act to clarify the scope of its coverage. Testimony was heard from representatives of hospitals, medical centers and associations.

EDUCATION OF THE HANDICAPPED ACT

Committee on Education and Labor: Subcommittee on Select Education held a hearing on the proposed extension of the Education of the Handicapped Act. Testimony was heard from a panel of organizations representing the handicapped; representatives of HEW; a panel representing regional education programs; and public witnesses.

Hearings continue Monday, May 2.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued hearings on H.R. 39, Alaska National Interest Lands Conservation Act. Testimony was heard from Walt Parker, Co-Chairman, Alaska Federal-State Planning Commission; Dr. M. Rupert Cutler, Assistant Secretary for Conservation, Research and Education, USDA; Secretary of Interior Andrus; and public witnesses.

Hearings continue Thursday, April 28.

COAL SLURRY PIPELINE ACT

Committee on Interior and Insular Affairs: Subcommittees on Mines and Mining and Indian Affairs and Public Lands continued joint hearings on H.R. 1609, Coal Slurry Pipeline Act. Testimony was heard from Representatives Wright and Lagomarsino; and representatives of FEA; ICC; and public witnesses.

Hearings continue tomorrow.

INTERNATIONAL DEVELOPMENT ASSISTANCE ACT

Committee on International Relations: Continued markup of H.R. 5748, International Development Assistance Act of 1978, and will resume on Wednesday, April 27.

ENERGY CONSERVATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on energy conservation. Testimony was heard from representatives of automobile manufacturers; Department of Transportation; Federal Energy Administration, Environmental Protection Agency, CIA; and ERDA.

QUALITY OF SURGERY

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on the quality of surgery. Testimony was heard from William Gaines, Member, Chicago Tribune Hospital Investigation Task Force; Dr. Charles Child, University Hospital, Ann Arbor, Michigan; and Dr. William Forest, Stanford Medical Center.

SAFE DRINKING WATER ACT—MEDICARE-MEDICAID AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met and approved for full committee action a clean bill in lieu of H.R. 6159, Safe Drinking Water Act Amendments of 1977; and

Continued markup of H.R. 3, Medicare-Medicaid Anti-Fraud and Abuse Amendments, and will resume tomorrow.

MARITIME AUTHORIZATION

Committee on Merchant Marine and Fisheries: Held a hearing on the Maritime authorization bill and heard testimony from representatives of the Department of Defense, Maritime Administration; and Federal Maritime Commission.

FEDERAL EMPLOYEES HEALTH BENEFITS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued oversight hearings on the Federal Employees Health Benefits Program. Testimony was heard from representatives of American Hospital Association.

WORLD POPULATION STATISTICS

Committee on Post Office and Civil Service: Subcommittee on Census and Population continued hearings on H.R. 3950, to provide for the annual collection and publication of world population statistics and other data. Testimony was heard from Representative Richmond; Daniel Levine, Bureau of the Census; Alan Furman, AID; Parker Mauldin, Population Council; and Justin Blackwelder, Environmental Fund.

FLOOD CONTROL AUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on H.R. 5885, to authorize additional appropriations for fiscal year 1978 and 1979 for prosecution of projects in certain comprehensive river basin plans for flood control and navigation. Testimony was heard from representatives of the Army Corps of Engineers; Environmental Policy Center; Citizens Committee on Natural Resources, and Department of Transportation.

BUDGET AMENDMENT

Committee on Rules: Granted a rule waiving all points of order against an amendment to the fiscal year 1977 Congressional Budget, on H. Con. Res. 195, First Concurrent Resolution on the Budget, Fiscal Year 1978. Testimony was heard from Representatives Giaimo and Holtzman.

NATIONAL CLIMATE PROGRAM ACT

Committee on Science and Technology: Subcommittee on the Environment and the Atmosphere met and approved for full committee action H.R. 6380 amended, National Climate Program Act of 1977.

RENAL DISEASE PROGRAM

Committee on Ways and Means: Subcommittee on Health held a hearing on H.R. 3112, to amend titles II and XVIII of the Social Security Act to make improvements in the end stage renal disease program presently authorized under section 226 of that Act. Testimony was heard from Representative Ruppe, HEW, and public witnesses.

Tuesday, April 26, 1977

Senate

Chamber Action

Routine Proceedings, pages 12152–12231

Bills Introduced: Fourteen bills and three resolutions were introduced, as follows: S. 1382–1395; and S. Res. 151–153. Pages 12169, 12191–12193

Bills Reported: Reports were made as follows:

H.R. 4975, extending through fiscal year 1978 all expiring health programs under the Public Health Service Act and the Community Health Centers Act, with an amendment (S. Rept. 95–102);

S. Res. 94, commending the President on his efforts seeking international cooperation to curb nuclear proliferation, with amendments (S. Rept. 95–103);

S. 69, to amend and extend the Export Administration Act, with an amendment (S. Rept. 95–104). Pages 12168

Bills Referred: H.R. 5675, treasury deposits, was jointly referred to Committees on Banking, Housing, and Urban Affairs, and Finance; and sundry other House-passed bills were referred to appropriate Senate committees. Pages 12169

Messages From the House: Pages 12167

Amendments Submitted for Printing: Page 12193

Executive Communications: Pages 12167–12168

Tax Reduction: Senate continued consideration of H.R. 3477, proposed Tax Reduction and Simplification Act, adopting, by 97 yeas to 1 nay, Church amendment No. 190, affording taxpayers 65 years or older the option to claim for taxable year 1976 either the former retirement income credit or the new elderly credit. Page 12161

When Senate resumes consideration of this bill on Wednesday, April 27, it will take up, under 2 hour time limitation agreement, Danforth-Javits amendment to provide a permanent reduction in Federal tax rates for taxable income brackets below $20,000, with vote on question of its adoption to occur at 1 p.m. Pages 12159–12167, 12231

Supplemental Housing Authorizations: Senate agreed to the conference report on H.R. 3843, to authorize additional funds for housing assistance for lower income Americans in fiscal year 1977, and to extend the Federal riot reinsurance and crime insurance programs, thus clearing the measure for action of the House. Page 12167

Vice Presidential Appointments: Vice President appointed the following Senators to attend the Sixth Session of the Third United Nations Conference on the Law of the Sea, to be held in New York City on May 23–July 8, 1977: Senators Muskie, McIntyre, Gravel, Johnston, Case, Tower, Brooke, and Stevens. Page 12159

Confirmation: Senate confirmed the nomination of Andrew J. Chishom, to be United States Marshal for the District of South Carolina. Page 12231

Record Vote: One record vote was taken today (total—106). Page 12166

Recess: Senate met at 2 p.m. and recessed at 4:31 p.m. Page 12231

Committee Meetings

FARM LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee resumed markup of S. 275, to amend and extend through 1982, provisions of the Agriculture and Consumer Protection Act of 1973, but did not complete action thereon and will meet again tomorrow.

APPROPRIATIONS—FEA

Committee on Appropriations: Subcommittee on the Interior continued hearings on proposed budget estimates for fiscal year 1978 for the Federal Energy Administration, receiving testimony from its Administrator, John F. O'Leary, who was accompanied by several of his associates.

Subcommittee will meet again on Thursday, April 28.

APPROPRIATIONS—JUSTICE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Justice, receiving testimony from Attorney General Griffin Bell; Kevin Rooney, Acting Assistant Attorney General for Administration; Peter Flaherty, Deputy Attorney General; Donald I. Baker, Assistant Attorney General, Antitrust Division; William B. Gray, Director, U.S. Attorney's and Marshal's Office; Leonard F. Chapman, Commissioner, Immigration and Naturalization Service; Norman A. Carlson, Director, Bureau of Prisons; and James Gregg, Acting Administrator, Law Enforcement Assistance Administration, all of the Department of Justice.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the legislative branch, receiving testimony from William A. Ridgely, Senate Financial Clerk.

Hearings were recessed subject to call.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Transportation, receiving testimony from Representative Mitchell of Maryland, Charles Bingman, Acting Administrator, Urban Mass Transportation Administration; and numerous public witnesses.

Subcommittee will meet again on Wednesday, April 27.

MILITARY PROCUREMENT

Committee on Armed Services: Committee, in closed session, continued consideration of S. 1210, authorizing funds for fiscal year 1978 for military procurement, but did not complete action thereon and will meet again tomorrow.

MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Construction and Stockpiles approved for full committee consideration an original bill authorizing construction at certain military installations for fiscal year 1978.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee held hearings to receive testimony on the Administration's view of the current state of the economy from W. Michael Blumenthal, Secretary of the Treasury; Thomas B. Lance, Director, Office of Management and Budget; and Charles L. Schultze, Chairman, Council of Economic Advisers.

Subcommittee will meet again tomorrow to consider further the Third Concurrent Budget Resolution for fiscal year 1977 and the First Concurrent Budget Resolution for fiscal year 1978.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

S. 682, to expand and strengthen regulations concerning vessel safety standards, and to establish a research and monitoring program on ocean pollution (with an amendment in the nature of a substitute). (As approved by the committee, the bill authorizes $5.5 million for fiscal year 1978 and $6.5 million for fiscal year 1979 for the Department of Commerce and the Coast Guard for research and monitoring ocean pollution);

H.R. 4088, authorizing funds for fiscal year 1978 for the National Aeronautics and Space Administration (with an amendment in the nature of a substitute). (As approved by the committee the bill would authorize $4,038,789);

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 4088;

An original resolution requesting $1,987,831 for expenses of the Committee through February 28, 1978; and

The following nominations: Frank A. Weil, of New York, to be an Assistant Secretary of Commerce; Charles L. Haslam, of North Carolina, to be General Counsel of the Department of Commerce; Elsa Allgood Porter, of Virginia, to be an Assistant Secretary of Commerce; Jordan J. Baruch, of New Hampshire, to be an Assist-

ant Secretary of Commerce; Langhorne M. Bond, of Illinois, to be Administrator of the Federal Aviation Administration; Quentin S. C. Taylor, of Maine, to be Deputy Administrator of the Federal Aviation Administration; Frank Press, of Massachusetts, to be Director of the Office of Science and Technology Policy; the nominations of Thomas T. Wetmore, III, Benedict L. Stabile, and Raymond H. Wood, each for promotion to the grade of Rear Admiral in the Coast Guard; and Olin A. Lively, for promotion to the grade of Rear Admiral in the Coast Guard Reserve.

STRIP MINING

Committee on Energy and Natural Resources: Committee continued consideration of S. 7, to establish in the Department of the Interior an Office of Surface Mining Reclamation and Enforcement to administer programs to control surface mining operations, but did not complete action thereon and will meet again tomorrow.

WATER RESOURCE PROJECTS

Committee on Environment and Public Works: Subcommittee on Water Resources held hearings to receive testimony on projects which may be included in the proposed Water Resources Development Act, receiving testimony from Senators Huddleston, Ford, and Mathias; Representative Mazzoli; Col. J. P. Campbell, Assistant Director of Civil Works, Lower Mississippi Basin and Gulf, Col. Tilford C. Creel, Assistant Director of Civil Works, Upper Mississippi Basin and Great Lakes, Col. Alvin G. Rowe, Assistant Director of Civil Works, Atlantic Division, and Col. V. L. Rathburn, Assistant Director of Civil Works, Pacific Division, all of the Army Corps of Engineers; David Daugherty, Jefferson County Public Works Department, Louisville, Ky.; Herbert M. Sachs, Maryland Department of Natural Resources, Annapolis; Robert Davis, Virginia State Water Control Board, Richmond; John B. Kenkel, Washington Suburban Sanitary Commission; James Gleason, County Executive, Montgomery County, Md.; D. R. Kirk, Southern Pacific Transportation Co., Houston, Tex.; R. T. Leach, Port of Houston Authority, Texas; James Pierce, Mississippi Chemical Corp.; Yazoo City, Miss.; and W. S. Stuckey, Greenwood, Miss.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. Res. 94, commending the President on his efforts seeking international cooperation to curb nuclear proliferation;

An original resolution requesting $905,000 for committee expenses through Feb. 28, 1978; and

The nominations of Philip H. Alston, Jr., of Georgia, to be Ambassador to Australia; Kingman Brewster, Jr., of Connecticut, to be Ambassador to the United Kingdom of Great Britain and Northern Ireland; and Anne Cox Chambers, of Georgia, to be Ambassador to Belgium.

Prior to these actions committee held hearings on the above-listed nominations, where the nominees testified and answered questions on their own behalf.

COMMITTEE FUNDS

Committee on Governmental Affairs: Committee ordered favorably reported the following business items:

An original bill extending until September 30, 1977, the life of the Privacy Protection Study Commission;

An original resolution requesting $2,783,198 for subcommittee and other expenses, as follows: Permanent Subcommittee on Investigations $866,532; Intergovernmental Relations $306,200; Reports, Accounting, and Management $234,000; Government Efficiency and the District of Columbia $306,000; Federal Spending Practices and Open Government, $229,000; Energy, Nuclear Proliferation, and Federal Services $283,884; Civil Service and General Services $227,582; General Investigations $214,000; and Study on Regulatory Reform $116,000.

Also, committee began consideration of S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, but did not complete action thereon and will meet again on Tuesday, May 3.

LEGAL SERVICES CORPORATION

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor concluded hearings on S. 1303, authorizing funds for fiscal years 1978 through 1980 for the Legal Services Corporation, after receiving testimony from Frank Jones, and Bari Schwartz, both of the National Legal Aid and Defender Association, Washington, D.C.; Mary Lanier, accompanied by Bernard Veney, both of the National Clients Council, Washington, D.C.; Melville Miller, Legal Services of New Jersey, Brooklawn; accompanied by Willie Cook, Neighborhood Legal Services Program, Washington, D.C.; Denison Ray, Durham Legal Aid, Durham, N.C.; and Robert Reed, Michigan Legal Services, Detroit.

Subcommittee will begin markup of this bill on Friday, May 6.

DISCRIMINATION BASED ON PREGNANCY

Committee on Human Resources: Subcommittee on Labor held hearings on S. 995, to prohibit discrimination based on pregnancy or related medical conditions, receiving testimony from Senators Bayh, Kennedy and Mathias; Ethel Bent Walsh, Vice Chairman, Equal Employment Opportunity Commission; Drew S. Days, III, Assistant Attorney General, Civil Rights Division, Department of Justice; Alexis Herman, Director, Women's Bureau, Employment Standards Administration, Department of Labor; Dr. Andre E. Hellegers, Joseph and Rose Kennedy Institute for the Study of Human Reproduction and Bioethics, Georgetown University, Washington, D.C.; Francis T. Coleman, representing the National Association of Manufacturers, Washington, D.C.; Wendy W. Williams, Campaign to End Discrimination Against Pregnant Workers, Washington, D.C.; Susan Deller Ross, American Civil Liberties Union, New York City; and Clarence Mitchell, N.A.A.C.P., Washington, D.C.

Hearings continue tomorrow.

WAIVER RESOLUTION

Committee on the Judiciary: Committee ordered favorably reported an original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 11, providing for the appointment of an additional 35 Circuit Court judgeships and 111 district court judgeships.

Also, committee approved subcommittee budgets, the amounts of which will be announced at a later date.

PRODUCT LIABILITY INSURANCE

Select Committee on Small Business: Committee resumed hearings on problems of small businesses as they relate to product liability insurance, receiving testimony from S. John Byington, Chairman, Consumer Product Safety Commission; Dr. Karl Willenbrock, Southern Methodist University, Dallas; and Dr. Kenneth S. Clarke, Pennsylvania State University, University Park, Pa.

Hearings were recessed subject to call.

SMALL BUSINESS DEVELOPMENT CENTERS

Select Committee on Small Business: Committee resumed hearings on S. 972, authorizing the Small Business Administration to make grants to support the development and operation of small business development centers, receiving testimony from A. Vernon Weaver, Administrator, Small Business Administration; Robert Hall, Assistant Secretary of Commerce for Economic Development; Robert Colton, Industrial Program Manager, National Science Foundation; Dr. Gerald Udell, University of Oregon, Eugene; Milton Stewart, Washington, D.C.; Ronald Lewis, National Association of Black Manufacturers, Washington, D.C.; Richard D. Salvateirra, National Economic Development Association, Washington, D.C.; Dr. Lloyd Davis, National University Extension Association, accompanied by Jean Evans, Chancellor, The University of Wisconsin, Madison; Dr. Carl M. Franklin, Morgan State University, Baltimore; Warren K. Van Hook, Howard University, Washington, D.C.; and James D. McKevitt, National Federation of Independent Business, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 46 public bills, H.R. 6616–6661; 4 private bills, H.R. 6662–6665; and 11 resolutions, H.J. Res. 416–418, H. Con. Res. 207 and 208, and H. Res. 518–523 were introduced. Pages 12302–12304

Reports Filed: Reports were filed as follows:

H. Res. 523, providing for the consideration of H.R. 2, to provide for the cooperation between the Secretary of the Interior and the States with respect to the regulation of surface coal mining operations, and the acquisition and reclamation of abandoned mines (H. Rept. 95–222); and

H. Res. 465, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Assassinations, amended (H. Rept. 95–223). Page 12302

Late Reports: Committee on Rules received permission to file certain privileged reports by midnight tonight. Page 12235

Budget Resolution: House completed all general debate and began reading for amendment H. Con. Res. 195, First Concurrent Resolution on the Budget for fiscal year 1978—but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, April 27.

Agreed to a committee amendment providing an additional $1.5 billion for the Department of Agriculture;

Agreed to a committee amendment revising the Third Concurrent Resolution on the Budget for fiscal year 1977 to remove from the tax provisions the $50 per capita rebate;

Rejected an amendment to the previous amendment that sought to raise the revenue floor for fiscal years 1977 and 1978 to accommodate a deletion of business tax cuts (rejected by a recorded vote of 109 ayes to 302 noes, Roll No. 153);

Agreed to an amendment that reduces budget authority and outlays in the general government function by $7 million (agreed to by a recorded vote of 236 ayes to 179 noes, Roll No. 154); and

Rejected an amendment to the previous amendment that sought to delete funds for all current Federal pay increases of the Executive and Judicial branches.

H. Res. 515, the rule under which the resolution was considered, was agreed to earlier by a yea-and-nay vote of 400 yeas to 1 nay, Roll No. 152. Pages 12235–12266

Late Report: Committee on House Administration received permission to file a privileged report by midnight tonight on H. Res. 465, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Assassinations. Page 12266

Adjournment: Adjourned at 6:00 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued markup of extension of the Agriculture and Consumer Protection Act, and will resume tomorrow.

FIFRA EXTENSION

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research held a hearing on extension of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA). Testimony was heard from Representative Bedell and public witnesses.

FOOD STAMPS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition continued markup of food stamp legislation, and will resume tomorrow.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held hearings on public schools; and University of the District of Columbia.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held hearings on ERDA.

ERDA AUTHORIZATION

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy continued hearings on ERDA's fiscal year 1978 authorization request for operating funds and for line-item construction and equipment funds. Testimony was heard from ERDA officials.

Hearings continue tomorrow.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Met and agreed to introduce a clean bill in lieu of H.R. 6112, Housing and Community Development Act, and will meet on Thursday, April 28, to vote on the bill.

COUNCIL ON WAGE AND PRICE STABILITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization concluded hearings on H.R. 2094 and related bills, to repeal the Council on Wage and Price Stability Act. Testimony was heard from public witnesses.

NATIONAL MEDALS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Historic Preservation and Coinage held an oversight hearing on national medals. Testimony was heard from Under Secretary of Treasury Bette Anderson; and David Ganz, Attorney.

NATIONAL CONSUMER COOPERATIVE BANK ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on H.R. 2777, National Consumer Cooperative Bank Act. Testimony was heard from Roger Altman, Assistant Secretary-designate, Department of the Treasury, and public witnesses.

CHILD NUTRITION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education met and approved for full committee action H.R. 1139 as amended, to extend certain programs under the National School Lunch and Child Nutrition Acts.

DEPARTMENT OF ENERGY

Committee on Government Operations: Subcommittee on Legislation and National Security met for markup of H.R. 4263, to establish a Department of Energy, and will resume tomorrow.

COMMITTEE BUSINESS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs met and approved for full committee action the following reports:

"Internal Revenue Service and Treasury Department Enforcement of the Foreign Bank Account Reporting Requirements of the Bank Secrecy Act"; and

"Federal Banking Agency Enforcement of the Truth in Lending Act"; and

Approved issuance of a subpena to enable the subcommittee to determine the extent to which IRS private rulings relating to oil exploration and production are coordinated with the Treasury Department's Tax Policy Division and other governmental entities charged with implementing U.S. energy policies.

UNIVERSAL VOTER REGISTRATION ACT

Committee on House Administration: Continued hearings on H.R. 5400, Universal Voter Registration Act. Testimony was heard from John H. Hanley, Chairman, Board of Election Commissioners, and Stanley Kusper, County Clerk, Cook County, Chicago; Archie E. Allen, Administrative Director, Voter Education Project, Atlanta; and Curtis Gans, Co-Director, Committee to Study the American Electorate.

Hearings continue tomorrow.

COMMITTEE FUNDS

Committee on House Administration: Met and ordered reported favorably to the House the following resolutions:

H. Res. 465, as amended, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Assassinations, by vote of 13 to 7;

H. Res, 489, as amended, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Congressional Operations, by voice vote; and

H. Res. 334, providing for the continuation of the appointment of a special counsel to represent the House and the Committee on Interstate and Foreign Commerce in certain judicial proceedings, by voice vote.

COAL SLURRY PIPELINE ACT

Committee on Interior and Insular Affairs: Subcommittees on Mines and Mining and Indian Affairs and Public Lands continued hearings on H.R. 1609, Coal Slurry Pipeline Act. Testimony was heard from W. Pat Jennings President, Slurry Transport Association; Howard Cowen, Oklahoma Power and Light Company; and Frank Odez, Rocky Mountain manager, Energy Transportation Systems.

PLUTONIUM LICENSING CONTROL ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment began hearings on H.R. 5234 and related bills, Plutonium Licensing Control Act of 1977. Testimony was heard from Robert Fri, Acting Administrator, ERDA; Gustave Speth, Council on Environmental Quality; and Thomas Davies, Arms Control and Disarmament Agency.

Hearings continue Thursday, April 28.

EMERGENCY CONTROLS ON INTERNATIONAL ECONOMIC TRANSACTIONS

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on emergency controls on international economic transactions. Testimony was heard from Julius L. Katz, Department of State; and C. Fred Bergston, Department of the Treasury.

Hearings continue tomorrow.

SECURITY ASSISTANCE FOR AFRICA

Committee on International Relations: Subcommittee on Africa met and approved for full committee action the fiscal year 1978 Sahel Development Program.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Continued markup of H.R. 6161, Clean Air Act Amendments of 1977, and will resume tomorrow.

FEDERAL TRADE COMMISSION ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on the inclusion of nonprofit organizations in section 4 of the Federal Trade Commission Act. Testimony was heard from public witnesses.

RCRA IMPLEMENTATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on the implementation of the Resource Conservation and Recovery Act of 1976. Testimony was heard from officials of the Environmental Protection Agency and Department of Commerce.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations met in executive session on committee business.

MEDICARE-MEDICAID AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup on H.R. 3, Medicare-Medicaid Anti-Fraud and Abuse Amendments, but did not complete action.

CIVIL RIGHTS COMMISSION AUTHORIZATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on and approved for full committee action H.R. 5645, Civil Rights Commission Authorization Act of 1977. Testimony was heard from Arthur S. Flemming, Chairman, U.S. Commission on Civil Rights.

BANKRUPTCY ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, Bankruptcy Act revision, and will resume tomorrow.

REFUGEE ACT

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law met for markup of H.R. 3056, Refugee Act of 1977, and will resume on Wednesday, May 4.

RESTORATION FUNDS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment met and approved for full committee action H.R. 3633, to provide additional funds to the States for carrying out restoration projects and programs.

The Subcommittee considered but took no action on H.R. 4740, Marine Mammal authorization.

DEEP SEABED HARD MINERALS ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography continued hearings on H.R. 3350, Deep Seabed Hard Minerals Act. Testimony was heard from representatives of Kennecott Copper; Lloyds of London; Maynard & Co.; San Francisco; and Overseas Private Investment Corporation.

Hearings continue tomorrow.

WHITE HOUSE PERSONNEL

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization held a hearing on H.R. 6326, authorization for White House personnel. Testimony was heard from officials of OMB.

FEDERAL LABOR-MANAGEMENT RELATIONS

Committee on Post Office and Civil Service: Subcommittee on Civil Service continued hearings on H.R. 13 and related bills, labor-management relations in the Federal service. Testimony was heard from Representative Robinson; and representatives of Public Service Research Council; National Right to Work Committee; OPEDA; National Association of Supervisors; and Naval Civilian Administrators Association.

Hearings continue Tuesday, May 3.

FEDERAL AVIATION ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Aviation met and approved for full committee action H.R. 6010 as amended, to amend title XIII of the Federal Aviation Act of 1958 to expand the types of risks which the Secretary of Transportation may insure or reinsure.

SURFACE MINING

Committee on Rules: Granted an open rule providing for the consideration of and one hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment, providing that the substitute to be read for amendment by titles instead of by sections and waiving points of order against the consideration of the bill for failure to comply with clause 7 of Rule XIII, on H.R. 2, Surface Mining Control and Reclamation Act of 1977. Testimony was heard from Chairman Udall and Representatives Skubitz, Seiberling, Bauman, Ruppe, Edwards and Wampler. A statement for the record was submitted by Representative Don Clausen.

EARTHQUAKE HAZARDS REDUCTION ACT

Committee on Science and Technology: Subcommittee on Science, Research, and Technology met and approved for full committee action H.R. 35, Earthquake Hazards Reduction Act.

LAW OF THE SEA CONFERENCE

Committee on Science and Technology: Subcommittee on DISPAC held a hearing on the Law of the Sea Conference. Testimony was heard from a panel of university scientists; and other public witnesses.

Hearings continue tomorrow.

WHITE HOUSE CONFERENCE ON SMALL BUSINESS

Committee on Small Business: Subcommittee on Energy, Environment, Safety, and Research met and approved for full committee action H. Res. 386, amended, requesting the President to convene a White House Conference on Small Business.

TARIFF AND TRADE PROPOSALS

Committee on Ways and Means: Subcommittee on Trade held a hearing on miscellaneous tariff and trade bills. Testimony was heard from William Pounds, Department of Commerce; Eugene Rosengarten, U.S. International Trade Commission; and public witnesses.

Hearings continue tomorrow.

Joint Committee Meeting

CRS SUPERGRADES

Joint Committee on the Library: Committee held hearings to discuss the proposed establishment of additional "supergrades" positions (GS 16–18) in the Congressional Research Service, receiving testimony from Daniel J. Boorstin, the Librarian of Congress; and Gilbert Gude, Director, Congressional Research Service.

Hearings were recessed subject to call.

Wednesday, April 27, 1977

Senate

Chamber Action

Routine Proceedings, pages 12343–12412

Bills Introduced: 14 bills and 1 resolution were introduced, as follows: S. 1396–1409; and S. Res. 154. Pages 12363, 12376

Bills Reported: Reports were made as follows:

S. Res. 136, to authorize the furnishing of copies of certain documents for in-camera inspection by the court in the case of *Common Cause, et al.,* v. *Benjamin Bailar, et al.,* with an amendment (S. Rept. 95–105);

H.R. 583, extending through Sept. 30, 1978, special pay provisions for reenlistment bonuses for military personnel possessing critical skills, with an amendment (S. Rept. 95–106);

S. Res. 140, requesting an additional $174,500 for expenses of the Select Committee on Small Business through Feb. 28, 1978, without written report—referred to Committee on Rules and Administration. Page 12361

Bills Passed:

Jefferson Davis: Senate passed without amendment and sent to the House S.J. Res. 16, to restore posthumously full rights of citizenship to Jefferson F. Davis (deemed to have passed by two-thirds vote in order to meet Constitutional requirements). Pages 12475–12476

American Business Day: Senate passed and sent to the House S.J. Res. 40, to request the President to issue a proclamation designating May 13 of each year as "American Business Day." Page 12476

Message From the House: Page 12360

Amendments Submitted for Printing: Pages 12376–12377

Executive Communications: Page 12360

Tax Reduction: Senate continued consideration of H.R. 3477, proposed Tax Reduction and Simplification Act, taking action on proposed amendments, as follows:

Adopted:

(1) Remaining committee amendments, en bloc, and the bill as thus amended will be treated as original text for the purpose of further amendment, except that the Haskell amendment No. 198, agreed to by the Senate on Apr. 21, 1977, be considered as having been agreed to in lieu of the matter proposed to be inserted by the committee amendment to section 302 of the bill; and Page 12412

(2) By 44 yeas to 31 nays, modified Domenici amendment No. 188, to provide a $250 tax credit for taxpayers maintaining a household which includes a dependent 65 years of age or older. Page 12470

Rejected:

(1) By 40 yeas to 59 nays, modified Danforth-Javits amendment No. 200, to provide a permanent reduction in Federal tax rates for taxable income brackets below $20,000; Page 12413

(2) By 33 yeas to 62 nays, modified Roth unprinted amendment No. 158, providing a 10-percent across-the-board tax cut; Page 12430

(3) By 45 yeas to 48 nays, Goldwater amendment No. 195, to restore the deductibility of expenses for attending certain conventions in the North American area; Page 12449

(4) Hansen unprinted amendment No. 160, to exclude from taxation up to $100 ($200 in the case of a husband and wife making a joint return) of interest on savings; Page 12454

(5) By 31 yeas to 56 nays, Kennedy amendment No. 220, to substitute a one-third refundable investment credit for the alternative 12 percent investment credit as contained in the bill, as reported; Page 12462

(6) By 16 yeas to 66 nays, Kennedy unprinted amendment No. 163, to delete section providing alternative increase in investment credit. Page 12468

When Senate resumes consideration of this bill on Thursday, April 28, Senator Chafee will be recognized to call up an amendment, to be followed by an amendment to be offered by Senator Kennedy. Page 12480

Pages 12412–12475, 12480

Presidential Messages: Senate received messages from the President as follows:

PM 72—Transmitting twelfth annual report of the Department of Housing and Urban Development covering its activities during calendar year 1976—referred to Committee on Banking, Housing, and Urban Affairs;

PM 73—Transmitting third report of the U.S. Sinai Support Mission—referred to Committee on Foreign Relations; and

PM 74—transmitting his proposal for an effective nuclear nonproliferation policy—ordered to be held at the desk. Pages 12360, 12476–12477

Confirmations: Senate confirmed the following nominations:

John Lovell Moore, Jr., of Georgia, to be President of the Export-Import Bank of the United States;

Frank A. Weil, of New York, to be an Assistant Secretary of Commerce;

Charles L. Haslam, of North Carolina, to be General Counsel of the Department of Commerce;

Elsa Allgood Porter, of Virginia, to be an Assistant Secretary of Commerce;

Jordan J. Baruch, of New Hampshire, to be an Assistant Secretary of Commerce;

Langhorne M. Bond, of Illinois, to be Administrator of the Federal Aviation Administration;

Quentin S. C. Taylor, of Maine, to be Deputy Administrator of the Federal Aviation Administration;

Frank Press, of Massachusetts, to be Director of the Office of Science and Technology Policy;

Wayne L. Horvitz, of the District of Columbia, to be Federal Mediation and Conciliation Director; and

Four Coast Guard nominations in the rank of Admiral. Page 12481

Nominations: Senate received the following nominations:

Charles William Bray III, of Maryland, to be Deputy Director of the U.S. Information Agency;

Spurgeon M. Keeny, Jr., of the District of Columbia, to be Deputy Director of the U.S. Arms Control and Disarmament Agency; and

Ulric St. Clair Haynes, Jr., of Indiana, to be Ambassador to the Republic of Algeria.

Also, President submitted a corrected version of the nomination of John P. White, of California, to be an Assistant Secretary of Defense. Pages 12480–12481

Record Votes: Six record votes were taken today (total—112).

Pages 12430, 12449, 12454, 12468, 12470, 12474

Adjournment: Senate met at 10:30 a.m. and adjourned at 8:53 p.m. Page 12480

Committee Meetings

FARM LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued markup of S. 275, to amend and extend through 1982, provisions of the Agriculture and Consumer Protection Act of 1973, but did not complete action thereon and will meet again tomorrow.

APPROPRIATIONS—FOREIGN AID

Committee on Appropriations: Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1978 for foreign aid programs, receiving testimony from Robert Nooter, Acting Deputy Administrator, Agency for International Development.

Hearings were recessed subject to call.

APPROPRIATIONS—JUSTICE

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Justice and related agencies, receiving testimony from Senator Domenici; and receiving testimony in behalf of funds for their respective activities from Clarence Kelley, Director, Federal Bureau of Investigation, and Peter Bensinger, Administrator, Drug Enforcement Administration, both of the Department of Justice; Ambassador Robert Strauss, Special Representative for Trade Negotiations; and Francis Tenney, Executive Director, Japan-U.S. Friendship Commission.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Urban Mass Transportation Administration, receiving testimony from its Acting Administrator, Charles F. Bingman.

Subcommittee will meet again tomorrow to hear officials of the National Highway Traffic Safety Administration.

MILITARY PROCUREMENT

Committee on Armed Services: Committee, in closed session, continued consideration of S. 1210, authorizing funds for fiscal year 1978 for military procurement, but did not complete action thereon and will meet again tomorrow.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee agreed to recommend that the Senate make the following adjustments to the figures embodied in S. Con. Res. 10, revising the Congressional budget for the Federal Government for fiscal year 1977: $469.8 billion for new budget authority; $408.8 billion for outlays; and $349.3 billion for total revenues. Committee agreed to make no changes in figures embodied in S. Con. Res. 19, setting forth Congressional recommendations for total budget outlays, new budget authority, and limitations on the public debt for fiscal year 1978, which resolution is now pending on the Senate calendar.

PRODUCT LIABILITY INSURANCE

Committee on Commerce, Science, and Transportation: Consumer Subcommittee held hearings on S. 403, to establish programs, standards, and procedures for determining responsibilities and liabilities arising out of product-related injuries, receiving testimony from Homer Moyer, Jr., Acting General Counsel, and Victor Schwartz, Consultant, Interagency Task Force on Product Liability, Department of Commerce; Louis A. Lehr, Jr., Chicago; Craig Spangenberg, Association of Trial Lawyers of the United States, Cleveland; Charles W. Stewart, Machinery and Allied Products Institute, Washington, D.C.; Peter A. R. Findlay, American Die Casting Institute, Inc., Des Plaines, Illinois; James D. McKevitt, National Federation of Independent Business, Washington, D.C.; Paul Benke, representing the Boating Industry Association and the National Association of Engine and Boat Manufacturers; and William C. McCamant, National Association of Wholesaler-Distributors, Washington, D.C.

Hearings continue tomorrow.

STRIP MINING

Committee on Energy and Natural Resources: Committee continued consideration of S. 7, to establish in the Department of the Interior an Office of Surface Mining Reclamation and Enforcement to administer programs to control surface mining operations, but did not complete action thereon and will meet again on Monday, May 2.

COMMITTEE BUSINESS

Committee on Environment and Public Works: Committee ordered favorably reported the following business items:

S. 1279, to provide grants or loans to States or local governments (with a population of 10,000 or more) to augment municipal water supplies in areas affected by drought conditions; and

An original bill authorizing funds for programs to provide assistance to areas disrupted by major disasters.

Also, committee approved six repair and alteration public building prospectuses, as follows: Wheeling, West Virginia; McLean, Virginia; Independence, Mo.; New York City; and two in Arlington, Virginia.

BILATERAL DEVELOPMENT ASSISTANCE

Committee on Foreign Relations: Committee approved an original bill authorizing funds for fiscal year 1978 for bilateral development assistance and voluntary contributions to international organizations and programs. As approved by the committee, the bill would authorize approximately $1.4 billion for bilateral development assistance, and $262 million for contributions to international organizations and programs.

WORLD FOOD PROGRAMS

Committee on Foreign Relations: Subcommittee on Foreign Assistance held hearings (with Representative Findley, Ranking Minority Member of the House International Relations Subcommittee on Europe and the Middle East invited to attend), to discuss the status of the implementation of Title XII of the Foreign Assistance Act, dealing with famine prevention and freedom from hunger. Witnesses heard were John Gilligan, Administrator, Agency for International Development; Clifford Wharton, Michigan State University, East Lansing, Michigan; and Donald Paarlberg, West Lafayette, Indiana.

Subcommittee recessed subject to call.

STATE DEPARTMENT AUTHORIZATION

Committee on Foreign Relations: Subcommittee on International Operations resumed hearings on proposed legislation authorizing funds for fiscal year 1978 for activities of the Department of State, receiving testimony from Richard M. Moose, Deputy Under Secretary for Management, John M. Thomas, Assistant Secretary for Administration, Charles William Maynes, Assistant Secretary for International Organization Affairs, and Patricia Derian, Coordinator-Designate for Human Rights and Humanitarian Affairs, all of the Department of State.

Subcommittee recessed subject to call.

DISTRICT OF COLUMBIA LEGISLATION

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia held hearings on the following bills:

S. 1060, to restate the charter of George Washington University, receiving testimony from Lloyd Elliott, George Washington University, Washington, D.C.;

S. 1063, to allow the issuance of revenue bonds by the District of Columbia for the building of university facilities, receiving testimony from Comer Coppie, Director, Office of Budget and Management Systems, D.C. Government, and Mr. Elliott;

S. 1062, to change the fiscal year of the Army Board, receiving testimony from Robert Sigholtz, Manager, D.C. Armory Board, and Mr. Coppie;

S. 1061, to continued authority of the D.C. Government Treasury to borrow from the U.S. Treasury; S. 1101, to terminate authority of the District of Columbia to borrow from the Treasury for sewage works; S. 1102, to allow the District of Columbia to enter into interstate compacts; S. 1103, to allow other States to sue for taxes in the D.C. Superior Court; and S. 1322, to revise the basis for estimating the annual Federal payment to the District of Columbia for water services and sanitary sewer services furnished to the United States, receiving testimony from Mr. Coppie.

Hearings were adjourned subject to call.

HEALTH LEGISLATION

Committee on Human Resources: Subcommittee on Health and Scientific Research approved for full committee consideration the following measures:

S. 705, to revise and strengthen standards for the regulation of clinical laboratories; and

S. 621, 945, and 1217, and an original bill proposing establishment of guidelines for regulating research relating to Recombinant DNA.

DISCRIMINATION BASED ON PREGNANCY

Committee on Human Resources: Subcommittee on Labor continued hearings on S. 995, to prohibit discrimination based on pregnancy, or related medical conditions, receiving testimony from Senator DeConcini; James Ware, Assistant Commissioner of Income Security, New Jersey State Department of Labor and Industry, Trenton; Fred T. Thompson, Electronic Industries Association, Washington, D.C.; Laurence Gold, accompanied by Kenneth Young, AFL-CIO; New York State Senator Carol Bellamy, Albany; David J. Fitzmaurice, International Union of Electrical, Radio and Machine Workers, Washington, D.C.; Leon Lynch, United Steelworkers of American, Washington, D.C.; Boris H. Block, United Electrical Radio and Machine Workers of America, Washington, D.C.; and Glenn Watts, Communication Workers of America, Washington, D.C.

Hearings continue on Friday, April 29.

CIVIL RIGHTS COMMISSION AUTHORIZATION

Committee on the Judiciary: Committee held hearings on S. 1231, to increase the authorization for the Civil Rights Commission for fiscal year 1978, receiving testi-

mony from the Commission Chairman, Dr. Arthur S. Flemming.

Hearings were recessed subject to call.

JUVENILE PROGRAMS EXTENSION

Committee on the Judiciary: Subcommittee on Juvenile Delinquency held hearings on S. 1201, and S. 1218, to amend and extend through fiscal year 1980 programs under the Juvenile Justice and Delinquency Prevention Act, receiving testimony from James M. H. Gregg, Acting Administrator, Law Enforcement Assistance Administration, who was accompanied by several of his associates, all of the Department of Justice; Arabella Martinez, Assistant Secretary of Health, Education, and Welfare for Human Development, who was accompanied by several of her associates; Roland Leudtke, Nebraska Legislature, representing the National Conference of State Legislatures; Donald Payne, Essex County, N.J., representing the Committee for the National Association of Counties; John Gunther, U.S. Conference of Mayors; Alan Beals, National League of Cities; Lee Thomas, National Conference of Criminal Justice Planning Agencies, Washington, D.C.; Margaret Driscoll, National Council of Juvenile Court Judges, Bridgeport, Conn.; Marion Mattingly, Bethesda, Md., representing the President's National Advisory Committee for Juvenile Justice and Delinquency Prevention; Christopher M. Mould, National Collaboration for Youth, Washington, D.C.; Robert Woodson, National Urban League, New York City; Flora Rothman, National Council of Jewish Women, New York City; William Treanor, National Youth Alternatives Project, Washington, D.C.; Lenore Mittleman, Children's Defense Fund, Inc., Washington, D.C.; and Kenneth Wooden, The National Coalition for Children's Justice, Princeton, N.J.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported the following measures:

S. 703, to improve the administration and operation of the Overseas Citizens Voting Rights Act of 1976 (amended);

S. 1031, increasing the annual authorization for the Canal Zone Biological Area (the Barro Colorado Island Facility of the Tropical Research Institute of the Smithsonian Institution) (amended to increase the annual authorization to $750,000);

S. Res. 145, to print as a Senate document a report of the Committee on Environment and Public Works entitled "Special Bridge Replacement Program";

S. Res. 136, authorizing the furnishing of copies of certain documents for in camera inspection by the court in the case of *Common Cause, et al.* v. *Benjamin Bailar, et al.* (amended);

An original bill authorizing funds for fiscal year 1978 for the Federal Election Commission (as approved by the committee, the bill would authorize $7,500,000); and

An original resolution to pay a gratuity to the survivor of a deceased Senate employee.

VETERANS HEALTH CARE

Committee on Veterans' Affairs: Subcommittee on Health and Readjustment held hearings on S. 1189 and H.R. 3695, 5027, and 5029, authorizing funds for grants to States for construction of veterans' health care facilities, receiving testimony from Rufus Wilson, Deputy Administrator, accompanied by Robert E. Coy, Deputy General Counsel, Dr. John D. Chase, Chief Medical Director, and Laurance V. Foye, Deputy Chief Medical Director, all of the Veterans' Administration; Edward H. Golembieski, American Legion, Washington, D.C.; John F. Heilman, Disabled American Veterans, Washington, D.C.; and John L. Quigley, Chelsea Bridge, Mass., representing the National Association of State Veterans Homes.

Full committee is expected to mark up this legislation on Wednesday, May 11.

INDIAN AFFAIRS

Select Committee on Indian Affairs: Committee ordered favorably reported the following bills:

S. 773, authorizing the Wichita Indian Tribe of Oklahoma to file claims against the U.S. for lands taken without adequate compensation;

S. 482, to direct the Secretary of the Interior to purchase and hold in trust certain lands for the Zuni Indian Tribe of New Mexico; and

S. 838, requesting Court of Claims to review the finding of the Indian Claims Commission in the case affecting the Black Hills portion of the Great Sioux Reservation, South Dakota.

INTELLIGENCE FUNDS

Select Committee on Intelligence: Committee began hearings with a view to determining whether disclosure of fiscal year 1978 budget figures for Government intelligence activities is in the public interest. Witnesses heard were Senator Proxmire; Representative Harrington; Admiral Stansfield Turner, Director of Central Intelligence; Richard Helms, Washington, D.C.; and William E. Colby, Bethesda, Md.

Hearings continue tomorrow.

DISASTER RELIEF

Select Committee on Small Business: Committee announced that on April 21, it approved an original resolution (S. Res. 140) requesting an additional $174,500 for expenses of the Committee through February 28, 1978.

Also, committee began consideration of bills concerning disaster relief for small businesses (S. 832, 1362, 1305, 1306) but did not complete action thereon and will meet again on Tuesday, May 3.

House of Representatives

Chamber Action

Bills Introduced: 48 public bills, H.R. 6666–6713; and 8 resolutions, H.J. Res. 419 and 420, H. Con. Res. 209, and H. Res. 524–528 were introduced. Pages 12566–12568

Bill Reported: One report was filed as follows: S. 36, to authorize appropriations to the Energy Research and Development Administration, amended (H. Rept. 95–224). Page 12566

Budget Resolution: By a yea-and-nay vote of 84 yeas to 320 nays, Roll No. 165, the House failed to agree to H. Con. Res. 195, First Concurrent Resolution on the Budget for fiscal year 1978.

By a yea-and-nay vote of 409 yeas, Roll No. 155, the House agreed to resolve itself into the Committee of the Whole.

Agreed to an amendment as amended by a substitute (substitute agreed to by a recorded vote of 225 ayes to 184 noes, Roll No. 157) that increases defense spending by $4.1 billion to the level recommended by the President (agreed to by a recorded vote of 218 ayes to 185 noes, Roll No. 158);

Rejected an amendment to the previous amendment that sought to reduce national defense funds by $7.95 billion and use these funds to reduce the national debt (rejected by a recorded vote of 64 ayes to 344 noes, Roll No. 156);

Rejected an amendment to the substitute to the first amendment that sought to add only $1 billion to defense spending to restore the level of procurement requested by the President;

Agreed to an amendment to restore funding for the Law Enforcement Assistance Administration to its fiscal year 1977 levels (agreed to by a recorded vote of 224 ayes to 179 noes, Roll No. 160, after being rejected earlier by a division vote of 52 ayes to 56 noes); and

An amendment to increase budget authority and outlays for veterans' benefits and services by $500 million (agreed to by a recorded vote of 329 ayes to 73 noes, Roll No. 161, after being rejected earlier by a division vote of 52 ayes to 69 noes.)

Rejected:

An amendment in the nature of a substitute that sought to transfer $6.5 billion from the defense function to domestic programs (rejected by a recorded vote of 102 ayes to 306 noes, Roll No. 159);

An amendment in the nature of a substitute to the previous amendment that sought to increase budget authority outlays for veterans services by $800 million;

An amendment that sought to cut $130 million in budget authority and outlays for current Federal pay increases of the Executive and Judicial branches;

An amendment that sought to reduce expenditures by $100 million for certain water projects (rejected by recorded vote of 143 ayes to 252 noes, Roll No. 162);

An amendment in the nature of a substitute that sought to provide for reduced spending outlays, a reduced deficit, and a permanent across-the-board tax reduction (rejected by a recorded vote of 150 ayes to 250 noes, Roll No. 163); and

An amendment in the nature of a substitute that sought to establish a balanced budget and a permanent across-the-board tax cut (rejected by a recorded vote of 131 ayes to 271 noes, Roll No. 164).

Agreed to a conforming amendment.

Pages 12482–12549

Presidential Messages: Received and read the following messages from the President:

Sinai Support Mission: Transmitting the Third Report of the United States Sinai Support Mission—referred to the Committee on International Relations and ordered printed with illustrations (H. Doc. 95–130);

HUD: Transmitting the Twelfth Annual Report of the Department of Housing and Urban Development—referred to the Committee on Banking, Finance and Urban Affairs; and

Nuclear proliferation: Transmitting proposed legislation to establish for the United States a strong and effective non-proliferation policy—referred to the Committees on International Relations and Science and Technology and ordered printed (H. Doc. 95–131).

Pages 12550–12551

Subcommittees To Sit: Subcommittees on Legislation and National Security and Intergovernmental Relations and Human Resources of the Committee on Government Operations received permission to sit during proceedings of the House under the 5-minute rule on Thursday, April 28; and

Subcommittee on Economic Opportunity of the Committee on Education and Labor received permission to sit during proceedings of the House under the 5-minute rule on April 28 and 29. Pages 12550, 12562

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 12566

Adjournment: Adjourned at 1:03 a.m., April 28.

Committee Meetings

MEALS-ON-WHEELS PROGRAM

Select Committee on Aging: Subcommittee on Federal, State, and Community Services held a hearing on the

feasibility of expanding the Meals-on-Wheels Programs. Testimony was heard from Representative Miller of California; Arthur Flemming, Commissioner on Aging, HEW; Lewis Straus, Administrator, Food and Nutrition, USDA; John Martin, Federal Council on Aging; Mary King, Deputy Director, ACTION; State officials and public witnesses.

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued markup of extension of the Agriculture and Consumer Protection Act, and will resume tomorrow.

FIFRA EXTENSION

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research continued hearings on extension of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA). Testimony was heard from Douglas M. Costle, Administrator, EPA; Dr. Rupert Cutler, Assistant Secretary for Conservation, Research and Education, USDA; and public witnesses.

FOOD STAMPS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition approved food stamp language for inclusion in the committee print on the general farm bill.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held hearings on METRO.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on ERDA and heard testimony from Secretary of the Interior Andrus.

ERDA AUTHORIZATION

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy continued hearings on ERDA's fiscal year 1978 authorization request for operating funds and for line-item construction and equipment funds. Testimony was heard from Dr. G. W. Cunningham, Director, Waste Management, Production and Reprocessing, ERDA.

MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on H.R. 5692, to authorize certain construction at military installations. Testimony was heard from Members of Congress and representatives of Army Reserve, Naval and Marine Corps Reserve; Air Force Reserve, and Army and Air National Guard.

NATIONAL CONSUMER COOPERATIVE BANK ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance met and approved for full committee action H.R. 2777, National Consumer Cooperative Bank Act.

YOUTH EMPLOYMENT AND TRAINING ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities continued hearings on H.R. 6138 and related bills, Youth Employment and Training Act of 1977. Testimony was heard from Representative Simon; and representatives of AFL–CIO; AFSME; and National Service Secretariat.

Hearings continue tomorrow.

YOUTH CAMP SAFETY

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety met and approved for full committee action H.R. 4286 as amended, to provide for the development and implementation of programs for youth camp safety.

COMMITTEE ORGANIZATION

Ad Hoc Committee on Energy: met for organizational purposes.

CONTROLLING CHEMICALS IN THE WORKPLACE

Committee on Government Operations: Subcommittee on Manpower and Housing continued hearings on controlling chemicals in the workplace. Testimony was heard from Gregory Ahart, Director, Human Resources Division, GAO; and Dr. John Finklea, Director, National Institute for Occupational Safety and Health.

Hearings continue tomorrow.

DEPARTMENT OF ENERGY

Committee on Government Operations: Subcommittee on Legislation and National Security approved for full committee action a clean bill in lieu of H.R. 4263, to establish a Department of Energy.

PRIVACY PROTECTION STUDY COMMISSION EXTENSION

Committee on Government Operations: Subcommittee on Government Information and Individual Rights approved for full committee action H.R. 6258, to amend the Privacy Act of 1974, to extend the life of the Privacy Protection Study Commission to September 30, 1977.

ANTIRECESSION ASSISTANCE

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources began but did not complete markup of H.R. 3730, to amend and extend Title II of the Public Works Employment Act of 1976 providing for antirecession assistance to State and local governments, and will resume tomorrow.

UNIVERSAL VOTER REGISTRATION ACT

Committee on House Administration: Continued hearings on H.R. 5400, Universal Voter Registration Act. Testimony was heard from Robert O. Tiernan, Commissioner, Federal Election Commission; and a panel of election officials representing National Association of Counties; Montgomery County, Md.; City of Los Angeles; Board of Elections, Monroe County, N.Y.; Philadelphia Registration Commission; and Michigan State Election Division.

Hearings continue tomorrow.

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 3455 amended, authorizing appropriations for the Nuclear Regulatory Commission;

H.R. 4585 amended, to authorize appropriations for the Indian Claims Commission for fiscal year 1978; and to facilitate the transfer of cases from the Indian Claims Commission to the U.S. Court of Claims;

H.R. 6550 amended, to authorize certain appropriations for the territories of the United States, and to amend certain acts relating thereto; and

H.R. 4390 amended, authorizing the Secretary of Interior to construct the San Luis Unit, Central Valley Project, California.

FOREIGN RELATIONS AUTHORIZATION ACT

Committee on International Relations: Met and agreed to introduce a clean bill in lieu of H.R. 6531, Foreign Relations Authorization Act of 1978.

The committee continued markup of the International Development and Food Assistance Act of 1978, and will resume tomorrow.

EMERGENCY CONTROLS ON INTERNATIONAL ECONOMIC TRANSACTIONS

Committee on International Relations: Subcommittee on International Economic Policy and Trade continued hearings on emergency controls on international economic transactions. Testimony was heard from Homer Moyer, Acting General Counsel, Department of Commerce; and Irving Jaffe, Deputy Assistant Attorney General, Department of Justice.

ECONOMIC AND MILITARY AID REQUESTS

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on economic and military aid requests for Spain, Malta, and Portugal for fiscal year 1978; and the question of disaster relief assistance for Italy. Testimony was heard from Robert E. Barbour, Deputy Assistant Secretary for European Affairs, Department of State.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Continued markup of H.R. 6161, Clean Air Act Amendments of 1977, and will resume tomorrow.

CONTROLLED SUBSTANCES ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 5742, to amend the Controlled Substances Act, with testimony from Peter Bensinger, Administrator, Drug Enforcement Administration.

BANKRUPTCY ACT REVISION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, Bankruptcy Act revision, and will resume tomorrow.

GRAND JURY REFORM ACT

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law held a hearing on H.R. 94, Grand Jury Reform Act of 1977. Testimony was heard from representatives of Judicial Conference of United States; National District Attorneys Association; New Jersey Division of Criminal Justice; a panel of Grand Juror Associations; and public witnesses.

ATTORNEYS' FEES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 3361, to permit awards of reasonable attorneys' fees and other expenses for public participation in Federal agency proceedings. Testimony was heard from representatives of Common Cause; American Civil Liberties Union; American Nuclear Energy Council; and a public witness.

VICTIMS OF CRIME ACT

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on H.R. 3686, Victims of Crime Act. Testimony was heard from Chairman Rodino; Deputy Assistant Attorney General Ronald Gainer; Hon. Ronald A. Leudkte, Speaker, Nebraska Legislature; Dayton, Ohio Prosecuting Attorney Lee C. Falke; and public witnesses.

Hearings continue Thursday, May 5.

DEEP SEABED HARD MINERALS ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography continued hearings on H.R. 3350 and related bills, Deep Seabed Hard Minerals Act. Testimony was heard from Ambassador Richardson and university representatives.

POST OFFICE MISCELLANY

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House the following bills:

H.R. 10 as amended, Federal Employees' Political Activities Act of 1977;

H.R. 2931, technical amendment, to establish uniformity in Federal employee health benefits and coverage provided pursuant to contracts made under such chapter by preempting State or local laws pertaining to such benefits and coverage which are inconsistent with such contracts;

H.R. 3447, to grant an annuitant the right to elect within 1 year after remarriage whether such annuitant's new spouse shall be entitled, if otherwise qualified, to a survivor annuity, and to eliminate the annuity reduction made by an unmarried annuitant to provide a survivor annuity to an individual having an insurable interest in cases where such individual predeceases the annuitant; and

H.R. 4319, to provide that employees who retire after 5 years of service, in certain instances, may be eligible to retain their life and health insurance benefits.

AIRPORT PROTECTION AND NOISE REDUCTION

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on H.R. 4539, Airport Protection and Aircraft Noise Reduction Act; and on the status of the Hollywood-Burbank Airport. Testimony was heard from David Lloyd-Jones, American Air Lines; and Los Angeles Mayor Bradley.

LAW OF THE SEA CONFERENCE

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on the Law of the Sea Conference. Testimony was heard from Ambassador Elliot L. Richardson, Special Representative of the President for Law of the Sea Conference; Norman Wulf, NSF representative for Law of the Sea Conference; and Terry Leitzell, Attorney Adviser, Department of State.

Hearings continue tomorrow.

DNA RECOMBINANT MOLECULE RESEARCH

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the science policy implications of the DNA recombinant molecule research. Testimony was heard from university medical school and laboratory personnel.

Hearings continue tomorrow.

LABOR DEPARTMENT VETERANS' PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Education and Training held a hearing on veterans' programs administered by the Department of Labor. Testimony was heard from veterans' organizations and other public witnesses.

TARIFF AND TRADE PROPOSALS

Committee on Ways and Means: Subcommittee on Trade continued hearings on miscellaneous tariff and trade bills. Testimony was heard from Representatives Emery, Schulze, Evans of Delaware; Flowers, Quie, and Frenzel; and public witnesses.

Hearings continue tomorrow.

Thursday, April 28, 1977

Senate

Chamber Action

Routine Proceedings, pages 12713–12762

Bills Introduced: 13 bills and 5 resolutions were introduced, as follows: S. 1410–1422; S. Con. Res. 21–22; and S. Res. 155–157. Pages 12717, 12739–12740

Bills Reported: Reports were made as follows:

S. Res. 145, to print as a Senate document a report of the Committee on Environment and Public Works entitled "Special Bridge Replacement Program" (S. Rept. 95–107);

S. 1031, increasing to $750,000 annually the authorization for the Canal Zone Biological Area (the Barro Colorado Island Facility of the Tropical Research Institute of the Smithsonian Institution), with an amendment (S. Rept. 95–108);

S. Res. 156, requesting an additional $905,000 for expenses of the Committee on Foreign Relations through Feb. 28, 1978 (S. Rept. 95–109)—referred to Committee on Rules and Administration;

Conference report on H.R. 11, authorizing funds for public works employment programs (S. Rept. 110);

S. Res. 157, requesting an additional $938,500 for expenses of the Committee on Environment and Public Works through Feb. 28, 1978, without written report, referred to Committee on Rules and Administration;

S. Res. 155, authorizing payment of a gratuity to the survivor of a deceased Senate employee, without written report. Page 12716

Measure Passed:

Nuclear Proliferation: Senate agreed to S. Res. 94, commending the President on his efforts seeking international cooperation to curb nuclear proliferation, after agreeing to committee amendments. Pages 12824–12825

Tax Reduction: Senate continued consideration of H.R. 3477, proposed Tax Reduction and Simplification Act, taking action on proposed amendments, as follows:

Adopted:

(1) By 85 to 11, Bumpers amendment No. 219, postponing for 1 year effective date of changes made by the Tax Reform Act of 1976 in the method of accounting for certain corporations engaged in poultry farming; Page 12764

(2) By 58 yeas to 35 nays, Chafee unprinted amendment No. 164, to provide that those States which, in the calendar year 1976 had an unemployment rate of 7.5 percent or higher, may qualify for jobs tax credit if their unemployment wages are 101 percent of the prior year; Page 12762

(3) Modified Bentsen amendment No. 222, to modify the method by which intangible drilling deductions are included in the minimum tax (motion to table rejected by 33 yeas to 50 nays). Page 12814

Rejected:

(1) By 35 yeas to 56 nays, Kennedy amendment No. 205, dealing with AFDC and Other Recipients' Eligibility for the Earned Income Credit; Page 12782

(2) By 32 yeas to 55 nays and one "present," Bellmon unprinted amendment No. 165, to eliminate retroactive increases in taxes imposed by the Tax Reform Act of 1976; Page 12785

(3) Hansen unprinted amendment No. 166, to allow a maximum $225 tax credit for expenses incurred for insulation and other home energy conservation measures (tabled by 53 yeas to 38 nays); Page 12787

(4) By 33 yeas to 55 nays and 1 "present," Matsunaga amendment No. 194, to increase from $2,200 to $2,400 standard deduction and zero rate tax bracket for single persons; Page 12796

(5) By 41 yeas to 47 nays, Heinz unprinted amendment No. 168, to permit persons installing pollution control equipment to take advantage of the full investment tax credit; Page 12801

(6) By 24 yeas to 63 nays, Griffin amendment No. 224, to automatically index tax rates, personal exemptions and standard deductions in accordance with increases in the consumer price index; Page 12804

(7) By 43 yeas to 45 nays, Kennedy unprinted amendment No. 169, to disallow first-class air travel as a business expense tax deduction; Page 12809

When Senate resumes consideration of this bill tomorrow, it will take up Tower amendment No. 245, relating to effective date of section applicable to items of tax preference (30 minute time limitation), to be followed by other amendments, as follows: Moynihan-Danforth, 30 minutes; Dole, 20 minutes; Cranston, 30 minutes; Nunn technical amendments, 20 minutes each; Helms, 20 minutes; Bayh, 20 minutes; Huddleston, 10 minutes; and Muskie, 1 hour. Pages 12821–12822, 12830
Pages 12762–12824, 12830

Public Works Employment: Senate considered the conference report on H.R. 11, authorizing funds for public works employment programs. Record vote will be taken on question of agreeing to this conference report at 12 noon on Friday, April 29.

Pages 12825–12829

Messages From the House: Page 12715

Amendments Submitted for Printing:

Pages 12740–12742

Executive Communications: Page 12715

Presidential Messages: Senate received the following Presidential messages:

PM 75—Transmitting annual report of the Administrator of the National Credit Union Administration covering calendar year 1976—referred to Committee on Banking, Housing, and Urban Affairs; and

PM 76—Reporting a new deferral of budget authority amounting to $6 million for the anti-recession financial assistance fund of the Department of the Treasury; and reporting a revision in the basis for and a reduction in the amount of a previously transmitted Department of Commerce deferral—referred jointly to Committees on Appropriations; the Budget; Commerce, Science, and Transportation; and Finance. Page 12715

Confirmation: Senate confirmed the nomination of Graciela Olivarez, of New Mexico, to be Director of the Community Services Administration. Page 12830

Nominations: Senate received the following nominations:

Anthony G. Dirienzo, Jr., to be U.S. Marshal for the District of Connecticut;

James W. Byrd, to be U.S. Marshal for the District of Wyoming;

James W. Garvin, Jr., to be U.S. Attorney for the District of Delaware;

David V. Vrooman, to be U.S. Attorney for the District of South Dakota; and

Two Army nominations in the rank of General, and three Navy in the rank of Admiral. Page 12830

Record Votes: 10 record votes were taken today (total—122).

Pages 12778, 12782, 12785, 12787, 12795–12796, 12800
12804, 12809, 12814, 12820

Recess: Senate met at 9:30 a.m. and recessed at 8:45 p.m. Page 12830

Committee Meetings

FARM LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued markup of S. 275, to amend and extend through 1982, provisions of the Agriculture and Consumer Protection Act of 1973, but did not complete action thereon and will meet again tomorrow.

APPROPRIATIONS

Committee on Appropriations: State, Justice, Commerce, the Judiciary Subcommittee continued hearings

on proposed budget estimates for fiscal year 1978 for certain related agencies, receiving testimony from Clarence Morse, Vice Chairman, and Bob Casey, Commissioner, Federal Maritime Commission; Goodwin Chase, Chairman, Renegotiation Board; and A. Vernon Weaver, Administrator, Small Business Administration.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the Department of Transportation, receiving testimony in behalf of funds for the National Highway Traffic Safety Administration from Administrator Joan Claybrook, who was accompanied by several of her associates of the Department of Transportation.

Subcommittee wil meet again on Wednesday, May 4, to hear officials of the Federal Highway Administration.

APPROPRIATIONS—ERDA

Committee on Appropriations: Subcommittee on the Interior continued hearings on proposed budget estimates for fiscal year 1978 for the Energy Research and Development Administration, receiving testimony from its Acting Administrator Robert W. Fri.

Subcommittee will meet again on Tuesday, May 3.

MILITARY PROCUREMENT

Committee on Armed Services: Committee, in closed session, continued consideration of S. 1210, authorizing funds for fiscal year 1978 for military procurement, but did not complete action thereon and will meet again tomorrow.

SEC AUTHORIZATIONS

Committee on Banking, Housing and Urban Affairs: Subcommittee on Securities held hearings on proposed fiscal year 1978 authorizations for the Securities and Exchange Commission, receiving testimony from its Chairman, Harold M. Williams.

Hearings were recessed subject to call.

INTERNATIONAL VISITOR FACILITATION

Committee on Commerce, Science and Transportation: Subcommittee on Merchant Marine and Tourism held hearings to receive testimony in connection with delays and congestion occurring at U.S. airports-of-entry. Witnesses heard were Barbara M. Watson, Administrator, Bureau of Security and Consular Affairs, Department of State; Normal Philion, Air Transport Association, Washington, D.C.; Vladimir Slivitzky, International Air Transport Association, Geneva, Switzerland; Edward J. Driscoll, National Air Carrier Association, Washington, D.C.; and Pauline Dunn, Travelers Aid Society, Washington, D.C.

Hearings were recessed subject to call.

PRODUCT LIABILITY INSURANCE

Committee on Commerce, Science, and Transportation: Consumer Subcommittee continued hearings on S. 403, to establish programs, standards, and procedures for determining responsibilities and liabilities arising out of product-related injuries, receiving testimony from Joseph Christie, Douglas Barnert, and David J. Brummond all on behalf of the National Association of Insurance Commissioners, Washington, D.C.; Sandra L. Willett, National Consumers League, Washington, D.C.; Kathleen O'Reilly, Consumer Federation of America, Washington, D.C.; Mavis Walters, Insurance Services Office, Washington, D.C.; Dennis R. Connolly, American Insurance Association, Washington, D.C.; Marvin L. Pearce, Professional Insurance Agents, Washington, D.C.; Charles W. Havens, Reinsurance Association of America, Washington, D.C.; Professor Clifford Davis, University of Connecticut Law School, West Hartford, Conn.; David V. MacCollum, American Society of Safety Engineers, Sierra Vista, Ariz.

Hearings continue tomorrow.

OIL SHALE TECHNOLOGY

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development resumed hearings on S. 419, to test the commercial, environmental, and social viability of various oil-shale technologies, receiving testimony from George L. Turcott, Associate Director, Bureau of Land Management, Department of the Interior; Dr. S. William Gouse, Deputy Assistant Administrator for Fossil Energy, and Wade Watkins, Division of Oil, Gas, and Shale Technology, both of the Energy Research and Development Administration.

Hearings were recessed subject to call.

RIVER BASIN CONSTRUCTION

Committee on Environment and Public Works: Subcommittee on Water Resources began consideration of proposed legislation authorizing funds for fiscal year 1978 for construction of river basin projects, but did not complete action thereon and will meet again on Tuesday, May 3.

NRC AUTHORIZATION

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation held hearings on proposed legislation authorizing funds for fiscal year 1978 for the Nuclear Regulatory Commission, receiving testimony from Wolfgang K. H. Panofsky, Stanford Linear Accelerator Center, Stanford, Calif.; Abram Chayes, Harvard Law School, Cambridge; Marvin Goldberger, Princeton University, Princeton, N.J.; Rene Males, Electric Power Research Institute, Palo Alto, Calif.; Dr. L. James Colby, Jr., Allied Chemical Corp., Washington, D.C.; and Robert V. Laney, Argonne National Laboratory, Argonne, Ill.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported H.R. 6370, authorizing funds for fiscal year 1978 for the International Trade Commission (with an amendment in the nature of a substitute including provision authorizing $12,187,000); and

The following nominations:

Robert Carswell, of New York, to be Deputy Secretary of the Treasury;

Daniel H. Brill, of Maryland, Roger C. Altman, of New York, William J. Beckham, Jr., of Michigan, and Joseph Laitin, of Maryland, each to be an Assistant Secretary of the Treasury;

Jerome Kurtz, of Pennsylvania, to be Commissioner of Internal Revenue; and

Frank Peter S. Libassi, of Connecticut, to be General Counsel of the Department of Health, Education, and Welfare.

Also, committee approved an amendment, intended to be offered as a committee amendment, to H.R. 4975, extending through fiscal year 1978 all expiring health programs under the Public Health Service Act and the Community Health Centers Act (now pending on the Senate calendar), which amendment increases to $50 million funds for maternal and child health grants and extends through September 1980 authority for Federal financing of certain medicaid programs.

FOREIGN AFFAIRS—ZIMBABWE

Committee on Foreign Relations: Subcommittees on African Affairs and Foreign Assistance held hearings to receive testimony on the Administration's proposal to establish a Zimbabwe Development Fund, receiving testimony from William E. Schaufele, Jr., Assistant Secretary of State for African Affairs.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of Gladys Kessler, Robert Shuker, Robert Scott, Annice Wagner, and Paul Webber, each to be a Judge of the Superior Court of the District of Columbia, after the nominees testified and answered questions on their own behalf.

FEDERAL PROGRAM INFORMATION AND SUNSET ACT

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations approved for full committee consideration with amendments the following measures:

S. 904, to establish a center within the Office of Management and Budget to provide current information on Federal domestic assistance programs; and

S. 2, to require reauthorization of Government programs at least every 5 years (proposed Sunset Act).

CHILD ADOPTION

Committee on Human Resources: Subcommittee on Child and Human Development reported to the full committee without recommendation S. 961, to implement a plan designed to overcome barriers in the interstate adoption of children, and proposed legislation to extend the Child Abuse Prevention and Treatment Act.

FALSE IDENTIFICATION

Committee on the Judiciary: Committee held hearings on S. 1096, to strengthen Federal regulations concerning use of false identification when applying for Federal identification documents, receiving testimony from Frances Knight, Director, Passport Office, Department of State.

Hearings were recessed subject to call.

INTELLIGENCE FUNDS

Select Committee on Intelligence: Committee continued hearings with a view to determining whether disclosure of fiscal year 1978 budget figures for Government intelligence activities is in the public interest. Witnesses heard were Prof. Gerhard Casper, University of Chicago Law School; Prof. Thomas I. Emerson, Yale School of Law; Prof. Ralph Spritzer, University of Pennsylvania Law School; Ray Cline, Center for Strategic and International Studies, Washington, D.C.; Morton Halperin, Center for National Security Studies, Washington, D.C.; John Shattuck, American Civil Liberties Union, Washington, D.C.; Robin Schwartzman, New York City; and David Phillips, John Warner, and Daniel O. Graham, all of the Association of Former Intelligence Officers, Arlington, Va.

Also, committee met in closed session to mark up proposed fiscal year 1978 authorization for Government intelligence activities, but did not complete action thereon and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 45 public bills, H.R. 6714–6758; 2 private bills, H.R. 6759 and 6760; and 5 resolutions, H.J. Res. 421–423, and H. Res. 529 and 530, were introduced. Page 12702–12704

Bills Reported: Reports were filed as follows:

H. Res. 529 providing for the consideration of H.R.

4049, to authorize additional appropriations for the United States Railway Association (H. Rept. 95-225);

H. Res. 334, providing for the continuation of the appointment of a special counsel to represent the House and the Committee on Interstate and Foreign Commerce in certain judicial proceedings (H. Rept. 95-226);

H. Res. 489, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Congressional Operations (H. Rept. 95-227);

H.R. 6550, authorizing certain appropriations for the territories of the United States, amending certain acts relating thereto, amended (H. Rept. 95-228);

H. Res. 530, providing for the consideration of H.R. 6179, to amend the Arms Control and Disarmament Act to authorize appropriations for fiscal year 1978 (H. Rept. 95-229); and

Conference report on H.R. 11, Local Public Works Capital Development and Investment Act of 1976 (H. Rept. 95-230). Pages 12702-12703

Journal: By a yea-and-nay vote of 329 yeas to 13 nays, Roll No. 166, the House approved the Journal of Wednesday, April 27. Page 12617

Committees To Sit: Subcommittee on Equal Opportunity of the Committee on Education and Labor and the Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule today. Page 12618, 12619

Late Report: Committee on Rules received permission to file a privileged report by midnight tonight. Page 12621

Supplemental Housing Authorization: By a yea-and-nay vote of 355 yeas to 47 nays, Roll No. 167, the House agreed to the conference report on H.R. 3843, to authorize additional funds for housing assistance for lower income Americans in fiscal year 1977, and to extend the Federal riot reinsurance and crime insurance programs; clearing the measure for the President. Pages 12621-12625

Late Reports: Committee on House Administration received permission to file certain privileged reports by midnight tonight. Page 12626

Committee on Assassinations: By a yea-and-nay vote of 213 yeas to 192 nays, Roll No. 168, agreed to H. Res. 465, amended, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Assassinations. Pages 12626-12630

Presidential Message—Credit Union Administration: Read a message from the President transmitting to Congress the Annual Report of the Administrator, National Credit Union Administration for Calendar Year 1976—referred to the Committee on Banking, Finance and Urban Affairs. Page 12630

Strip Mining: House concluded all general debate on H.R. 2, to provide for the cooperation between the Secretary of the Interior and the States with respect to the regulation of surface coal mining operations, and the acquisition and reclamation of abandoned mines; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Friday, April 29.

Took the following action in the Committee of the Whole:

Agreed To:

An amendment that clarifies and perfects language regarding the designation of lands unsuitable for non-coal mining;

An amendment that allows the use of reclamation funds to prevent acid water from seeping into other bodies of water, and to reclaim areas affected by acid water runoff;

An amendment that includes "Indian reservations" as being eligible for reclamation funds;

An amendment that specifies that up to 50 percent of funds derived from coal production in a State shall be allocated to the State (agreed to by a division vote of 15 ayes to 3 noes); and

An amendment that provides informal conferences in lieu of public hearings for someone adversely affected by any application for a permit for surface mining;

Rejected:

An amendment that sought to eliminate taxes on coal for reclamation purposes, and would provide funds for reclamation by taxing outer continental shelf oil leasing receipts (rejected by a division vote of 22 ayes to 32 noes);

An amendment that specified that funds derived for reclamation from coal, be limited to damage incurred in coal mining;

An amendment that sought to give the Secretary of the Interior maximum discretion in the use of reclamation funds (rejected by a division vote of 9 ayes to 24 noes); and

An amendment that sought to impose a 5-year moratorium on surface mining on prime farmlands, and required a study of the ability of reclamation techniques to restore the lands' productivity after mining (rejected by a division vote of 16 ayes to 42 noes).

H. Res. 523, the rule under which the bill was considered was adopted earlier by a yea-and-nay vote of 340 yeas to 58 nays, with 1 voting "present", Roll No. 169. Pages 12630-12681

Late Reports: Committee on Interior and Insular Affairs received permission to file reports by midnight Friday, April 29 on: H.R. 4585, to authorize appropriations for the Indian Claims Commission for fiscal year 1978; and

H.R. 4390, to amend the Act of June 3, 1960 (74 Stat. 156), authorizing the Secretary of the Interior to construct the San Luis Unit, Central Valley Project, California. Page 12681

Budget Resolution: It was made in order to consider on Thursday, May 5, the First Concurrent Resolution on the Budget for fiscal year 1978. Page 12682

Presidential Message—Budget Deferral: Read a message from the President proposing a new deferral of $6 million for the antirecession financial assistance fund of the Department of the Treasury, and reporting a revision in the basis for and a reduction in the amount of a previously transmitted Department of Commerce deferral—referred to the Committee on Appropriations and ordered printed (H. Doc. 95-135). Page 12682

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 11, Local Public Works Capital Development and Investment Act of 1976. Pages 12682, 12696-12702

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 12702

Adjournment: Adjourned at 5:38 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued markup of extension of the Agriculture and Consumer Protection Act of 1973, and will resume on Monday, May 2.

FIFRA EXTENSION

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research met for markup of extension of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA) and will resume on Tuesday, May 3.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held hearings on University of District of Columbia; Washington aqueduct; and other District of Columbia items.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held hearings on American Film Institute; and the Smithsonian Institution.

HOUSING AND COMMUNITY DEVELOPMENT ACT—EXPORT-IMPORT BANK ACT

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 6655, Housing and Community Development Act of 1977; and

H.R. 6415 amended, to extend and amend the Export-Import Bank Act of 1945.

COLLEGE TUITION TAX CREDITS

Committee on the Budget: Task Force on Tax Expenditures, Government Organization and Regulation held a hearing on college tuition tax credits. Testimony was heard from Mary Berry, Assistant Secretary for Education, HEW; Larry Woodworth, Assistant Secretary of the Treasury; and Dr. Henry Pailey, President, Commission on Independent Colleges and Universities.

FEDERAL FISCAL AND BUDGET POLICIES

Committee on the Budget: Task Force on State and Local Government held a hearing on the effects of Federal fiscal and budget policy on States and localities. Testimony was heard from Robert D. Reischauer, Special Assistant to the Director, Congressional Budget Office; Dr. Emil Sunley, Deputy Assistant Secretary, Treasury Department; and public witnesses.

YOUTH EMPLOYMENT AND TRAINING ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities continued hearings on H.R. 6138 and related bills, Youth Employment and Training Act of 1977. Testimony was heard from Representatives Chisholm, Dellums, and Steers; Roman Pucinski, National Advisory Council on Vocational Education; and public witnesses.

JUVENILE DELINQUENCY

Committee on Education and Labor: Subcommittee on Economic Opportunity approved for full committee action H.R. 6111 as amended, Juvenile Justice and Delinquency Prevention Amendments of 1977.

CONTROLLING CHEMICALS IN THE WORKPLACE

Committee on Government Operations: Subcommittee on Manpower and Housing continued hearings on controlling chemicals in the workplace. Testimony was heard from representatives of OSHA; EPA; and GSA.

AGENCY FOR CONSUMER PROTECTION

Committee on Government Operations: Subcommittee on Legislation and National Security approved for full committee action H.R. 6118 amended, to establish an Agency for Consumer Protection.

FEDERAL DOMESTIC ASSISTANCE PROGRAMS

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 6257, to provide for efficient and regular distribution of current information on Federal domestic assistance programs. Testimony was heard from Senator Kennedy; James T. McIntyre, Deputy Director, OMB; Daidre Riemer, representing National Governors' Conference; and Aliceann Fritschler, National Association of Counties.

JFK LIBRARY

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on H.J. Res. 391, to authorize the Administrator of General Services to accept land, buildings and equipment, without reimbursement, for the John Fitzgerald Kennedy Library. Testimony was heard from Chairman Brooks; Senator Kennedy; and Robert Griffin, Acting Administrator, and other GSA officials.

ANTIRECESSION ASSISTANCE

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources concluded markup and agreed to introduce a clean bill in lieu of H.R. 3730, to amend and extend Title II of the Public Works Employment Act of 1976 for antirecession assistance to State and local governments, which will be considered by the Subcommittee next week.

UNIVERSAL VOTER REGISTRATION ACT

Committee on House Administration: Continued hearings on H.R. 5400, Universal Voter Registration Act. Testimony was heard from Representative Burgener; a panel of Secretaries of State: March Fong Eu of California, Paul Guzzi, Massachusetts, D. Dolores Tucker, Pennsylvania, and Gloria Schaffer of Connecticut; Ruth C. Clusen, President, League of Women Voters; and Thomas Roeser, Chairman, Project LEAP.

CONTESTED ELECTIONS

Committee on House Administration: Met and ordered reported favorably to the House the following resolutions:

H. Res. 525, by unanimous voice vote, dismissing the election contest against Richard Kelly;

H. Res. 526, by vote of 16 to 6, dismissing the election contest against Bob Gammage;

H. Res. 527, by vote of 16 to 6, dismissing the election contest against Abner J. Mikva; and

H. Res. 528, unanimous voice vote, dismissing the election contest against Carl D. Pursell.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and reviewed consultant contracts.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued hearings on H.R. 39, Alaska National Interest Lands Conservation Act. Testimony was heard from American Mining Congress and public witnesses. A statement for the record was submitted by Representative Dingell.

Hearings continue tomorrow.

PLUTONIUM LICENSING CONTROL ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 5234 and related bills, Plutonium Licensing Control Act of 1977. Testimony was heard from L. J. Colby, President, Nuclear Sciences Division, Allied Chemical Nuclear Products; Russell Peterson, President, New Directions; and John Selby, President, Consumer Power.

Hearings continue tomorrow.

WATER RESOURCES RESEARCH AND DEVELOPMENT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on H.R. 4157 and 4746, to provide for a continuing program of water resources research and development. Testimony was heard from Representative Tsongas; Department of Interior; and public witnesses.

INTERNATIONAL DEVELOPMENT AND FOOD ASSISTANCE ACT—FOREIGN RELATIONS AUTHORIZATION ACT

Committee on International Relations: Committee on International Relations met and ordered reported favorably to the House the following bills:

H.R. 6689, Foreign Relations Authorization Act for Fiscal Year 1978; and

H.R. 6714, International Development and Food Assistance Act for fiscal year 1978.

ERDA OVERSIGHT

Committee on International Relations: Subcommittee on International Security and Scientific Affairs held an oversight hearing on ERDA—alternative nuclear fuel-cycle technologies. Testimony was heard from Dr. George W. Cunningham and Dennis R. Spurgeon, ERDA; and Adm. Thomas Davies, Arms Control and Disarmament Agency.

SECURITY ASSISTANCE FOR AFRICA

Committee on International Relations: Subcommittee on Africa held a hearing and markup on fiscal year 1978 Security Assistance Program for Africa. Testimony was heard from Dr. Ruth S. Morganthau, Brandeis University; Dr. Robert Legvold, Tufts University; and Dr. Stephen Weissman, University of Texas.

CLEAN AIR ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House H.R. 6161 amended, Clean Air Act Amendments of 1977.

MEDICARE-MEDICAID AMENDMENTS—CONTROLLED SUBSTANCES ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment approved for full committee action the following bills:

A clean bill in lieu of H.R. 3, Medicare-Medicaid Anti-Fraud and Abuse Amendments; and

A clean bill in lieu of H.R. 5742, to amend the Controlled Substances Act to extend for 3 fiscal years the authorization of appropriations under that Act for the expenses of the Department of Justice in carrying out that Act.

FPC ADVERSE PERSONNEL ACTIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held an executive hearing on adverse personnel actions against professional staff members at the Federal Power Commission.

FEA AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power approved for full committee action a clean bill, to be introduced, authorizing appropriations for the Federal Energy Administration for fiscal year 1978, and for other purposes.

BANKRUPTCY ACT REVISION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, Bankruptcy Act revision, and will resume tomorrow.

ATTORNEYS' FEES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 3361 and related bills, awards of attorneys' fees. Testimony was heard from Senator Thurmond, and public witnesses.

COAST GUARD AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation met and appproved for full committee action a clean bill in lieu of H.R. 6212, Coast Guard authorization for fiscal year 1978.

FEDERAL DISASTER ASSISTANCE

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on H.R. 6197, to authorize additional appropriations for the Federal Disaster Assistance Program. Testimony was heard from Thomas Dunne, Administrator, Federal Disaster Relief Administration.

FLOOD CONTROL—DEEP WATER PORT ACT

Committee on Public Works and Transportation: Subcommittee on Water Resources approved for full committee action the following bills:

H.R. 5885, to authorize additional appropriations for Fiscal Year 1978 and 1979 for prosecution of projects in certain comprehensive river basin plans for flood control and navigation; and

H.R. 6401, extension of authorizations for appropriations for the administration of the Deep Water Port Act of 1974.

COMMISSION ON POSTAL SERVICE

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services held a hearing on report of the Commission on Postal Service, receiving testimony from members of the Commission.

USRA AUTHORIZATION

Committee on Rules: Granted an open rule providing for the consideration of and one hour of general debate; making the committee substitute in order as an original bill for the purpose of amendment and providing one motion to recommit with or without instructions, on H.R. 4049, authorizing additional appropriations for the United States Railway Association. Testimony was heard from Representative Metcalfe.

ACDA AMENDMENTS

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate on H.R. 6179, Arms Control and Disarmament Act Amendments of 1977. Testimony was heard from Representatives Zablocki and Winn.

LAW OF THE SEA CONFERENCE

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on the Law of the Sea Conference. Testimony was heard from officials of Vanderbilt University; Johns Hopkins University; U.S. Committee for the Oceans; National Advisory Committee on the Oceans and Atmosphere; and Marine Technology Society.

DNA RECOMBINANT MOLECULE RESEARCH

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the DNA recombinant molecule research issue. Testimony was heard from Dr. John G. Adams and Bruce J. Brennan, Pharmaceutical Manufacturers Association.

Hearings continue Tuesday, May 3.

CRIME EFFECT ON SMALL BUSINESS

Committee on Small Business: Subcommittee on Special Small Business Problems continued hearings on crime and its effect on small business, with testimony from public witnesses.

TRIS BAN

Committee on Small Business: Subcommittee on Antitrust, Consumers and Employment held a hearing on effect of the TRIS ban on small business. Testimony was heard from officials of Consumer Product Safety Commission; Representatives Stratton, Pattison of New York and Neal, and public witnesses.

TARIFF AND TRADE PROPOSALS

Committee on Ways and Means: Subcommittee on Trade concluded hearings on miscellaneous tariff and trade bills. Testimony was heard from Representatives Gibbons, Ottinger, Hillis, Drinan, and McEwen, and public witnesses.

Friday, April 29, 1977

Senate

Chamber Action

Routine Proceedings, pages 12960–13008

Bills Introduced: 10 bills and 2 resolutions were introduced, as follows: S. 1423–1432; and S. Res. 158–159. Pages 12964, 12982

Bills Reported: Reports were made as follows:

S. 482, to direct the Secretary of the Interior to purchase and hold certain lands in trust for the Zuni Indian Tribe of New Mexico, with amendments (S. Rept. 95–111);

S. 838, requesting the Court of Claims to review the finding of the Indian Claims Commission in the case affecting the Black Hills portion of the Great Sioux Reservation, South Dakota (S. Rept. 95–112).

S. Res. 158, requesting an additional $825,000 for expenses of the Committee on Energy and Natural Resources through Feb. 28, 1978, without written report (referred to Committee on Rules and Administration).

S. Res. 159, requesting an additional $1,614,300 for expenses of Committee on the Budget through Feb. 28, 1978, without written report (referred to Committee on Rules and Administration. Page 12964

Measures Passed:

Tax Reduction: By 73 yeas to 7 nays, Senate passed H.R. 3477, proposed Tax Reduction and Simplification Act, after taking action on additional amendments as follows:

Adopted:

(1) Nunn unprinted amendments Nos. 171, making technical changes in Title IV of the Social Security Act relating to the child support program; Page 12909

(2) Modified Cranston unprinted amendment No. 173, to provide a 10-percent bonus employment tax credit for employers who hire certain veterans, handicapped persons, and low-income, long-term unemployed persons; Page 12925

(3) Helms amendment No. 242, to require the IRS to discharge a tax lien against a residence if the notice of lien was not properly recorded at the time of purchase; Page 12929

(4) Huddleston amendment No. 206, to require the withholding of 20 percent of the winnings at race tracks when the odds are at least 300-to-1 and when the winnings exceed $1,000; Page 12930

(5) Allen amendment No. 243, postponing for 1 year IRS Revenue Ruling 77–85, affecting investment annuities (motion to table rejected by 26 yeas to 57 nays); Page 12932

(6) By 64 yeas to 17 nays, modified Muskie amendment No. 244, to extend for 6 quarters the Anti-Recession Assistance Program; Page 12938

(7) Moynihan amendment No. 228, urging President Carter to initiate United States-Canadian review of recent amendments to the Canadian tax code which appear to inhibit commercial relations between Canadian businesses and American broadcasters; Page 12948

(8) Mathias unprinted amendment No. 177, extending from June 14, 1977, until June 14, 1981, termination date of historic structures tax provisions embodied in the Tax Reform Act of 1976; Page 12949

(9) Huddleston unprinted amendment No. 178, to include the word "county" in the list of local governments with which the Treasury Department may enter into withholding tax agreements; Page 12949

(10) Long unprinted amendments No. 179, of a technical nature; and Page 12952

(11) Long unprinted amendment No. 181, to the title of the bill. Page 12959

Rejected:

(1) By 37 yeas to 46 nays, Tower amendment No. 245, making the modified IDC/minimum tax provision effective for the year 1976 as well as 1977 and subsequent years; Page 12914

(2) By 30 yeas to 52 nays, Moynihan amendment No. 191, to provide accelerated depreciation allowance for investments in high unemployment areas; Page 12916

(3) Dole unprinted amendment No. 172, to provide accelerated depreciation for new plants and equipment placed in high unemployment areas; Page 12924

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Long, Talmadge, Ribicoff, Harry F. Byrd, Jr., Bentsen, Haskell, Curtis, Hansen, and Dole.

Pages 12909–12941, 12943–12953, 12956–12960

Court Case Documents: Senate agreed to S. Res. 136, to authorize the furnishing of copies of certain documents for in-camera inspection by the court in the case of *Common Cause, et al.* v. *Benjamin Bailar, et al.* Pages 12904–12908

Public Works Employment: By 71 yeas to 14 nays, Senate agreed to conference report on H.R. 11, authorizing funds for public works employment programs, thus clearing the measure for action of the House. Pages 12941–12943

Amendments Submitted for Printing: Page 12982

Executive Communications: Page 12964

Unanimous-Consent Agreement—Public Health Programs: By unanimous consent, it was agreed that when Senate proceeds to consider H.R. 4975, authorizing funds for biomedical research and related programs for fiscal year 1978, debate thereon be limited to 1 hour, with 30 minutes on any amendment. Pages 13006–13007

Vice Presidential Appointments: The Vice President made the following appointments:

Senator Leahy to the Temporary Commission on Financial Oversight of the District of Columbia;

Senators Gravel and Sarbanes to the Canada-United States Interparliamentary Conference, to be held in Victoria, British Columbia, May 27–31, 1977; and

Senator Kennedy to the Thirtieth Assembly of the World Health Organization, to be held in Geneva, Switzerland, May 2–20, 1977. Pages 12955–12956

Presidential Message: Senate received a message from the President transmitting fourth annual report of the Secretary of Commerce setting forth activities during fiscal year 1976 as required by the Coastal Zone Management Act—referred to Committee on Commerce, Science, and Transportation—PM 77. Page 12963

Also, message transmitting President's proposals for an effective nuclear nonproliferation policy (PM 74), received by the Senate on Apr. 27, 1977, was referred jointly to Committees on Governmental Affairs, Foreign Relations, and Energy and Natural Resources, with certain provisos governing their consideration of this matter. Pages 13006–13007

Confirmations: Senate confirmed the following nominations:

Philip H. Alston, Jr., of Georgia, to be Ambassador to Australia;

Anne Cox Chambers, of Georgia, to be Ambassador to Belgium;

Kingman Brewster, Jr., of Connecticut, to be Ambassador to the United Kingdom of Great Britain and Northern Ireland;

Frank Peter S. Libassi, of Connecticut, to be General Counsel of the Department of Health, Education, and Welfare;

Robert Carswell, of New York, to be Deputy Secretary of the Treasury;

Daniel H. Brill, of Maryland, Roger C. Altman, of New York, William J. Beckham, Jr., of Michigan, and Joseph Laitin, of Maryland, each to be an Assistant Secretary of the Treasury;

Jerome Kurtz, of Pennsylvania, to be Commissioner of Internal Revenue;

William J. White, of Massachusetts, to be a Member of the Board of Directors of the New Community Development Corporation;

Ruth Prokop, of the District of Columbia, to be General Counsel of the Department of Housing and Urban Development;

Jay Solomon, of Tennessee, to be Administrator of General Services;

John H. Dalton, of Texas, to be President, Government National Mortgage Association;

Four Army nominations in the rank of General, one Navy in the rank of Admiral; and ten Air Force in the rank of General; and

Sundry nominations in the Army, Navy, Air Force, and Marine Corps. Page 13008

Nominations: Senate received the following nominations:

Patricia M. Derian, of Mississippi, to be Coordinator for Human Rights and Humanitarian Affairs;

Ralph Earle II, of Pennsylvania, to serve with the rank of Ambassador during his tenure of service as Alternate Chairman of the U.S. Delegation to the Strategic Arms Limitation Talks;

Frederick T. Van Dyk, of Maryland, to be an Assistant Administrator of the Agency for International Development; and

John McGrath Sullivan, of Pennsylvania, to be Administrator of the Federal Railroad Administration. Page 13008

Record Votes: Six record votes were taken today (total—128). Pages 12921, 12923, 12937, 12943, 12948, 12959

Recess: Senate met at 8:45 a.m. and recessed at 3:16 p.m. Page 13007

Committee Meetings

FARM LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued markup of S. 275, to amend and extend through 1982 provisions of the Agriculture and Consumer Protection Act of 1973, but did not complete action thereon and will meet again on Monday, May 2.

APPROPRIATIONS—CONSUMER ACTIVITIES

Committee on Appropriations: Subcommittee on Housing and Urban Development resumed hearings on proposed budget estimates for fiscal year 1978 for consumer activities, receiving testimony from David F. Peterson, Executive Director, Consumer Information Center, General Services Administration; Frank E. McLaughlin, Acting Director, Office of Consumer Affairs, Department of Health, Education, and Welfare; and S. John Byington, Chairman, U.S. Consumer Product Safety Commission.

Hearings were adjourned subject to call.

APPROPRIATIONS

Committee on Appropriations: State, Justice, Commerce, the Judiciary Subcommittee continued hearings on certain proposed budget estimates for fiscal year 1978 receiving testimony from George M. White, Architect of Capitol; Rowland F. Kirks, Director, Administrative Office of the U.S. Courts; Judge Walter E. Hoffman, Di-

rector, Federal Judicial Center; Harold M. Williams, Chairman, Securities and Exchange Commission; Richard E. Wiley, Chairman, Federal Communications Commission; and Judge Carl A. Wienman (So. District of Ohio), and Judge Robert E. Maxwell (No. District of West Virginia), on funds for the U.S. Courts of Appeals and District Courts.

Hearings were recessed subject to call.

MILITARY PROCUREMENT

Committee on Armed Services: Committee, in closed session, continued consideration of S. 1210, authorizing funds for fiscal year 1978 for military procurement, but did not complete action thereon and will meet again on Tuesday, May 3.

RURAL HOUSING

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Rural Housing held hearings on S. 1359, authorizing funds to extend rural housing programs through fiscal year 1978. Witnesses heard were Alex Mercure, Assistant Secretary of Agriculture for Rural Development; Robert Arquilla, National Association of Home Builders, Washington, D.C.; and William D. Powers and John Linfield, representing the National Rural Housing Coalition, Washington, D.C.

Hearings were recessed subject to call.

TOXIC SUBSTANCES

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology and Space began hearings on S. 1069, increasing authorizations for programs under the Toxic Substances Control Act for fiscal years 1978 and 1979, and S. 899, to establish a program to assist States in protecting and indemnifying individuals injured by chemical substances, receiving testimony from Douglas M. Costle, Administrator, Environmental Protection Agency; Carol Foreman, Assistant Secretary of Agriculture for Nutrition and Consumer Services; and Dr. Lowell T. Harmison, Special Assistant for Science, Office of the Assistant Secretary for Health, who was accompanied by several of his associates, all of the Department of Health, Education, and Welfare.

Hearings continue on Wednesday, May 4.

PRODUCT LIABILITY INSURANCE

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded hearings on S. 403, to establish programs, standards, and procedures for determining responsibilities and liabilities arising out of product-related injuries, after receiving testimony from Andre Maisonpierre, American Mutual Insurance Alliance, Washington, D.C.; Anita Johnson, Health Research Group, Washington, D.C.; Alvin D. Herrington, Wichita, Kansas; Professor Thomas F. Lambert, Jr., Suffolk University Law School, Cambridge, Massachusetts; Fred Juer, on behalf of the Multi-Association Action Committee, North Palm Beach, Florida; Robert T. Clayton, Independent Insurance Agents of America, Inc., New York City; Herbert S. Gurbst, Roth American, Inc., Wilkes-Barre, Pennsylvania; and Paul Kipp, Risk and Insurance Management Society, Inc., New York City.

WYOMING OIL AND GAS LEASES

Committee on Energy and Natural Resources: Energy Production and Supply Subcommittee held hearings on S. 259, to extend certain noncompetitive oil and gas leases in Wyoming, receiving testimony from Senator Wallop; Representative Roncalio; George L. Turcott, Associate Director, Bureau of Land Management, Department of the Interior; Marvin Keller, Casper, Wyoming, and Jack Dougherty, Houston, both representing Rainbow Resources.

Hearings were adjourned subject to call.

ELEANOR ROOSEVELT NATIONAL HISTORIC SITE

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation held hearings on S. 1125, authorizing establishment of the Eleanor Roosevelt National Historic Site in Hyde Park, New York, receiving testimony from Senators Javits and Moynihan; Robert L. Herbst, Assistant Secretary of the Interior for Fish and Wildlife and Parks; Esther Peterson, Assistant to the President for Consumer Affairs; Nancy Dubner, representing the State of New York, Rochester; J. Roger Golden, Supervisor, Hyde Park, New York; and Curtis Roosevelt, New York City, who was accompanied by Kenneth R. Toole, Staatsburg, Jean Stapleton, Hyde Park, and Rhoda Lerman, Cazanovia, all representing Eleanor Roosevelt's Val-Kill.

Hearings were adjourned subject to call.

VOICE OF AMERICA

Committee on Foreign Relations: Subcommittee on International Operations held hearings to discuss the future status of the Voice of America. Witnesses heard were Bernard H. Kamenske, Chief, News Division, and Alan L. Heil, Chief, News and Current Affairs Division, both of the U.S. Information Agency; and Kenneth Giddens, Washington, D.C.

Hearings were recessed subject to call.

NUCLEAR NON-PROLIFERATION

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services resumer hearings on S. 897, to strengthen U.S. policies on nuclear nonproliferation, and to reorganize certain nuclear export functions, receiving testimony from Dr. Lewis Dunn, Hudson Institute, Croton-on-the-Hudson, New York; Dr. George Quester, Cornell University, Ithaca, New York; Dr. Mason Willrich, Rockefeller Foundation, New York City; and Dr. Albert Carnesale, Harvard University, Cambridge, Massachusetts.

Hearings continue on Friday, May 6.

DISCRIMINATION BASED ON PREGNANCY

Committee on Human Resources: Subcommittee on Labor resumed hearings on S. 995, to prohibit discrimination based on pregnancy, or related medical conditions, receiving testimony from Bella Abzug, and Linda Dorian, representing the National Commission on the Observance of International Women's Year, Department of State; Ethel Rubin, Actuary, U.S. Civil Service Commission; Patricia K. Putman, University of Hawaii, Honolulu, who was introduced by Senator Matsunaga; Alan E. Lazarescu, representing the American Council of Life Insurance and the Health Insurance Association of America, Washington, D.C.; Jacqueline M. Nolan-Haley, American Citizens Concerned for Life, Inc., Minneapolis; and Letty Cottin Pogrebin, New York City.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 40 public bills, H.R. 6761–6800; 1 private bill, H.R. 6801; and 11 resolutions, H.J. Res. 424–426, H. Con. Res. 210–213, and H. Res. 531–534 were introduced. Pages 12901–12903

Bills Reported: Reports were filed as follows:

H.R. 6689, Foreign Relations Authorizations Act for 1978 (H. Rept. 95–231);

H.R. 4962, to extend the Defense Production Act of 1950 (H. Rept. 95–232);

H.R. 4390, to amend the act of June 3, 1960 (74 Stat. 156), authorizing the Secretary of the Interior to construct the San Luis Unit, Central Valley Project, California, amended (H. Rept. 95–233); and

H.R. 4585, to authorize appropriations for the Indian Claims Commission for fiscal year 1978 and to facilitate the transfer of cases from the Indian Claims Commission to the U.S. Court of Claims, amended (H. Rept. 95–234). Page 12901

Commission on Security in Europe: The Speaker appointed the following Members as members of the Commission on Security and Cooperation in Europe on the part of the House: Representatives Fascell (chairman), Yates, Bingham, Simon, Buchanan, and Fenwick. Page 12860

Presidential Message—Coastal Zone Management: Received and read a message from the President wherein he transmits the fourth annual report from the Secretary of Commerce giving details of the activities of the past fiscal year as required by the Coastal Zone Management Act—referred to the Committee on Merchant Marine and Fisheries. Page 12860

Strip Mining: By a yea-and-nay vote of 241 yeas to 61 nays, with 1 voting "present", Roll No. 174, the House passed H.R. 2, Strip Mining Control and Reclamation Act of 1977.

By a yea-and-nay vote of 83 yeas to 228 nays, with 1 voting "present", Roll No. 173, rejected a motion to recommit the bill to the Ad Hoc Committee on Energy with instructions to consider the bill in relation to the energy message of the President on April 20.

By a yea-and-nay vote of 309 yeas to 1 nay, Roll No. 170, agreed to a motion that the House resolve itself into the Committee of the Whole.

Agreed to the committee amendment in the nature of a substitute as amended.

Agreed To:

An amendment that bans surface mining in alluvial valleys west of the 100th meridian, exempting commercial production begun prior to January 4, 1977 (agreed to by a recorded vote of 170 ayes to 149 noes, with 1 voting "present", Roll No. 171);

An amendment as amended by a substitute that requires notice to affected property owners of a request for release of a performance bond (agreed to by a division vote of 35 ayes to 20 noes);

An amendment that would encourage the retention of the amount of spoil consistent with post-mining planning;

An amendment that guarantees due process to a coal mine operator given notice of a hearing;

An amendment that requires a pre-blasting survey upon the request of a resident within one-half mile of the permitted area;

An amendment that exempts Indian lands from the provisions of the bill;

An amendment that requires regulations for training, examination, and certification of blasters; and

An amendment that clarifies the distinction between underground and surface coal mining.

Rejected:

An amendment that sought to exempt from the ban on surface mining in alluvial valleys those operators who have made financial commitments for equipment or surface rights prior to January 4, 1977;

An amendment that sought to exempt small existing mines producing 250,000 tons or less per year from complying with the interim environmental standards for 30 months (rejected by a division vote of 22 ayes to 27 noes);

An amendment that sought to require a delay of 5 years for approval of a permit for strip mining unless the applicant demonstrates that prime farmland does not comprise more than 15 percent of the surface area to be disturbed (rejected by a division vote of 9 ayes to 41 noes);

An amendment that sought to direct the State regulatory authority to retain a portion of the total performance bond covering areas affected by surplus spoil dis-

posal for a period of up to 10 years (rejected by a division vote of 18 ayes to 26 noes);

An amendment that sought to ease the requirement to restore the surface lands to the approximate original contour (rejected by a division vote of 16 ayes to 27 noes);

An amendment that sought to strike language preserving valid existing rights on areas designated unsuitable for non-coal mining; and

An amendment that sought to earmark $300 million from Outer Continental Shelf leasing receipts for funding the abandoned mine reclamation program before utilizing reclamation fees on coal mined (rejected by a recorded vote of 86 ayes to 226 noes, with 1 voting "present", Roll No. 172). Pages 12861–12888

Committee Reports: By unanimous consent all committees were given permission to file by midnight Monday, May 16, reports on bills authorizing new budget authority. Page 12888

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of Wednesday, May 4. Agreed to adjourn from Friday to Monday. Page 12888

Adjournment: Adjourned at 3:55 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued markup of Agriculture and Consumer Protection Act, and will resume on Tuesday, May 3.

U.S. GRAIN STANDARDS ACT

Committee on Agriculture: Held a hearing on H.R. 6135, to amend the U.S. Grain Standards Act with respect to recordkeeping requirements and supervision of fees. Testimony was heard from public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on the Smithsonian Institution.

CONGRESSIONAL BUDGET

Committee on the Budget: Met and ordered reported favorably to the House a clean resolution in lieu of H. Con. Res. 195, First Budget Resolution for Fiscal Year 1978.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Library and Memorials met on pending business.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued hearings on H.R. 39, Alaska National Interest Lands Conservation Act. Testimony was heard from an Alaska Native group; an environmental organization and public witnesses.

Hearings continue Monday, May 2.

PLUTONIUM LICENSING CONTROL ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 5234 and related bills, Plutonium Licensing Control Act of 1977. Testimony was heard from representatives of the Sierra Club; Resources for the Future; Atomic Industrial Forum; and National Resources Defense Council.

Hearings continue Friday, May 6.

ALASKA CRUDE OIL

Committee on Interior and Insular Affairs: Subcommittee on Special Investigations held a hearing on Alaska crude oil, with testimony from FEA Administrator John O'Leary.

NUCLEAR REGULATORY COMMISSION AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on H.R. 3455 and S. 266, fiscal year 1978 Nuclear Regulatory Commission authorization. Testimony was heard from NRC Chairman Rowden; and a representative of Natural Resources Defense Council.

QUALITY OF SURGERY

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on quality of surgery, hearing testimony from medical personnel.

Hearings continue Monday, May 2.

REGULATE LOBBYING

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued hearings on H.R. 1180, to regulate lobbying. Testimony was heard from representatives of National Newspaper Association; League of Women Voters of the United States; Christian Science Committee on Publication; Sierra Club; Citizen Action Group; and AFL–CIO.

CIVIL RIGHTS FOR INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on H.R. 2439 and 5791, civil rights for institutionalized persons. Testimony was heard from Assistant Attorney General Drew S. Days III, Department of Justice.

BANKRUPTCY ACT REVISION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, Bankruptcy Act revision, and will resume on Monday, May 2.

Monday, May 2, 1977

Senate

Chamber Action

Routine Proceedings, pages 13051–13088

Bills Introduced: 10 bills and 2 resolutions were introduced, as follows: S. 1433–1442; and S. Res. 160–161. Pages 13055, 13059, 13079

Bills Reported: Reports were made as follows:

S. 1435, authorizing $7.5 million for the Federal Election Commission for fiscal year 1978 (S. Rept. 95–113);

S. 305, to amend the Securities and Exchange Act so as to require issuers of securities to maintain accurate records, and to prohibit certain bribes, with an amendment, together with additional views (S. Rept. 95–114);

S. 1279, to provide temporary authority to the Secretary of Commerce to facilitate emergency actions to mitigate the impacts of the 1976–1977 drought and to promote water conservation (S. Rept. 95–115);

S. Res. 143, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 5040, authorizing supplemental funding for fiscal year 1977 for certain activities of the Department of State (S. Rept. 95–116);

S. Res. 141, requesting $241,500 for expenses of the Select Committee on Nutrition through December 31, 1977, without written report, referred to Committee on Rules and Administration;

S. Res. 161, requesting an additional $2,783,198 for expenses of Committee on Governmental Affairs through February 28, 1978, without written report, referred to Committee on Rules and Administration. Page 13059

Bills Passed:

Military Reenlistment Bonuses: Senate passed with committee amendments and returned to the House H.R. 583, extending through September 30, 1978, special pay provisions for reenlistment bonuses for military personnel possessing critical skills. Pages 13051, 13052

Gratuity: Senate agreed to S. Res. 155, authorizing the payment of a gratuity to the survivor of a deceased Senate employee. Page 13052

Printing: Senate agreed to S. Res. 145, to print as a Senate document a report of the Committee on Environment and Public Works entitled "Special Bridge Replacement Program". Pages 13052, 13053

Barro Colorado Island: Senate passed with committee amendment S. 1031, increasing to $750,000 annually the authorization for the Canal Zone Biological Area (the Barro Colorado Island Facility of the Tropical Research Institute of the Smithsonian Institution). Pages 13053–13055

Printing: Senate agreed to S. Res. 160, to print additional copies of Joint Economic Committee print entitled "Toward a National Growth Policy: Federal and State Developments in 1975". Page 13055

Economic Stimulus Appropriations: By 63 yeas to 15 nays, Senate passed H.R. 4876, making appropriations for economic stimulus programs for fiscal year 1977, after agreeing to all committee amendments en bloc, with the exception of one of a technical nature, which was rejected. Senate took action on other proposed amendments as follows:

Adopted:

(1) Nelson amendment No. 123, appropriating an additional $300 million to reimburse localities for up to 55 percent of the cost of waste treatment construction projects completed between 1966 and 1972; and Page 13118

(2) Hollings unprinted amendment No. 182, appropriating an additional $225 million for expenses necessary to carry out the Community Energy Drought Act of 1977. Page 13121

Rejected:

(1) By 33 yeas to 46 nays, Schweiker amendment No. 136, reducing by 3.9 billion funding for Public Service Jobs; Page 13094

(2) Dole unprinted amendment No. 183, reducing from $4 billion to $2 billion funding for Local Public Works Program, and from $15 million to $7.5 million funding for administrative expenses for such program. Page 13123

Senate insisted on its amendments, requested conference with the House and appointed as conferees Senators McClellan, Magnuson, Proxmire, Hollings, Bayh, Chiles, Young, Case, Brooke, Mathias, and Weicker. Pages 13088–13128

Amendments Submitted for Printing: Page 13081

Executive Communications: Page 13056

Congressional Budget Resolution: Senate began consideration of S. Con. Res. 19, setting forth congressional recommendations for total budget outlays, new budget authority, and limitation on the public debt for fiscal year 1978. Under the law, debate on this matter is limited to 50 hours. Pages 13128, 13129

Presidential Communication: On Friday, April 29, after its recess, Senate received a communication from the President transmitting legislative measures to implement his national energy plan. Today, this communication was ordered to be held at the desk pending further disposition. Page 13056

Vice Presidential Appointments: Vice President appointed the following Senators to the Sixth Session of the Third United Nations Conference on the Law of the Sea, to be held in New York City, May 23–July 8: Senators Metcalf (in lieu of Jackson), Hatfield, and Javits. Page 13055

Confirmation: Senate confirmed the nomination of William F. McQuillen, of Virginia, to be a member of the Renegotiation Board. Page 13130

Nomination: Senate received the nomination of Francis J. Boyle, to be U.S. District Judge for the District of Rhode Island. Page 13130

Record Votes: Two record votes were taken today (total—130). Pages 13118, 13128

Recess: Senate met at 1 p.m. and recessed at 5:46 p.m. Page 13130

Committee Meetings

FARM LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued markup of S. 275, to amend and extend through 1982 provisions of the Agriculture and Consumer Protection Act of 1973, but did not complete action thereon and will meet again tomorrow.

ARMS LIMITATION BRIEFING

Committee on Armed Services: Subcommittee on Arms Control met in closed session with Secretary of State Cyrus Vance to discuss U.S. arms limitation policy and strategic arms limitation proposals to be presented at the upcoming negotiations with the Soviet Union.

Subcommittee recessed subject to call.

OCEANS AND ATMOSPHERE ADVISORY COUNCIL

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 1347, to establish a National Advisory Committee on Oceans and Atmosphere, after receiving testimony from Howard W. Pollack, Deputy Administrator, National Oceanic and Atmospheric Administration, Department of Commerce; and William J. Hargis, Jr., Chairman, Dr. Donald L. McKernan, Vice Chairman, and Dr. Helmut Landsberg, Member, all of the National Advisory Committee on Oceans and Atmosphere.

STRIP MINING

Committee on Energy and Natural Resources: Committee ordered favorably reported with an amendment in the nature of a substitute S. 7, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations.

NRC AUTHORIZATION

Environment and Public Works: Subcommittee on Nuclear Regulation began to mark up proposed legislation authorizing funds for fiscal year 1978 for the Nuclear Regulatory Commission, but did not complete action thereon and recessed subject to call.

LOCK AND DAM 26

Committee on Environment and Public Works: Subcommittee on Water Resources resumed hearings on the proposed replacement of Lock and Dam 26, Alton, Ill., receiving testimony from Representative Snyder; Secretary of Transportation Brock Adams; Major General Ernest Graves, Director of Civil Works, Army Corps of Engineers; Lynn A. Greenwalt, Director, Fish and Wildlife Service, Department of the Interior; and Samuel G. McNamara, Dreyer and Goedecke, Inc., Frankfurt, Kentucky.

Hearings were recessed subject to call.

SECURITY ASSISTANCE AUTHORIZATIONS

Committee on Foreign Relations: Subcommittees on Arms Control, Oceans and International Environment, and Foreign Assistance held hearings jointly to receive testimony on the proposed Glenn amendment to S. 1160, concerning a cutoff of U.S. military assistance and most economic assistance to sellers and recipients of reprocessing equipment, materials and technology to non-nuclear-weapon states setting off nuclear explosives. Witnesses heard were Paul C. Warnke, Director, Arms Control and Disarmament Agency; Lucy Wilson Benson, Under Secretary of State for Coordinating Security Assistance; and Angelo Giambusso, Deputy Assistant Administrator for International Affairs, Energy Research and Development Administration.

Hearings were recessed subject to call.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of Alan K. Campbell, of Texas, to be a Civil Service Commissioner, after testimony was received from Senators Bentsen and Moynihan; and Representatives Pickle and Hanley. The nominee testified and answered questions on his own behalf.

POSTAL SERVICE REPORT

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services held hearings to receive testimony on a report of the Commission on Postal Service. Witnesses heard were Gaylord Freeman, Chairman, James Rademacher, Vice Chairman, Paul Krebs, Rose Blakely, and Theodore Taylor, members, all of the Commission on Postal Service.

Hearings were recessed subject to call.

NOMINATION

Committee on Human Resources: Committee concluded hearings on the nomination of Richard C. Atkinson, of California, to be Director of the National Science Foundation, after the nominee, who was introduced by Senator Hayakawa, testified and answered questions on his own behalf.

SBA AUTHORIZATION

Select Committee on Small Business: Committee held hearings on proposed legislation authorizing funds for fiscal year 1978 for activities of the Small Business Administration, receiving testimony from Senator Durkin and SBA Administrator A. Vernon Weaver.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 6802–6831; 1 private bill, H.R. 6832; and 5 resolutions, H.J. Res. 427–429, and H. Res. 535–536 were introduced. Pages 13183, 13184

Bills Reported: Reports were filed as follows:

H.R. 6415, to extend and amend the Export-Import Bank Act of 1945, amended (H. Rept. 95–235); and

H.R. 6655, Housing and Community Development Act of 1977 (H. Rept. 95–236). Page 13183

Consent Calendar—Sierra National Forest: On the call of the Consent Calendar, the House passed H.R. 2527, to authorize the Secretary of Agriculture to convey certain lands in the Sierra National Forest, California, to the Madera Cemetery District. Page 13131

Suspensions: House voted to suspend the rules and pass the following:

United States territories: H.R. 6550, amended, to authorize certain appropriations for the territories of the United States, to amend certain Acts relating thereto (passed by a yea-and-nay vote of 379 yeas to 3 nays, Roll No. 175); Pages 13132–13137, 13165, 13166

San Luis Unit: H.R. 4390, amended, to amend the Act of June 3, 1960 (74 Stat. 156), authorizing the Secretary of the Interior to construct the San Luis Unit, Central Valley Project, California (passed by a recorded vote of 377 ayes to 14 noes, Roll No. 176); Pages 13137–13140, 13167, 13168

Energy: S. 36, amended, authorizing appropriations for the Energy Research and Development Administration for fiscal year 1977 (passed by a yea-and-nay vote of 360 yeas to 30 nays, Roll No. 177); Pages 13140–13153, 13167

Veterans' Administration: H.R. 5025, to amend title 38 of the United States Code in order to revise the provisions therein relating to the construction, alteration, and acquisition of Veterans' Administration medical facilities (passed by a yea-and-nay vote of 373 yeas to 19 nays, Roll No. 178); Pages 13153–13160, 13167, 13168

Income tax: H.R. 4007, amended, to amend the Internal Revenue Code of 1954 to designate the home of a State legislator for income tax purposes (passed by a yea-and-nay vote of 372 yeas to 6 nays with 15 voting "present", Roll No. 179); and Pages 13160–13163, 13168, 13169

Defense: H.R. 4962, to extend the Defense Production Act of 1950 (passed by a yea-and-nay vote of 385 yeas to 8 nays, Roll No. 180). Pages 13163–13165, 13169

Late Reports: Committee on the Budget received permission to file a report by midnigt Tuesday, May 3, on the First Congressional Budget;

Committee on Banking, Finance and Urban Affairs received permission to file a report by midnight tonight on H.R. 6655, Housing and Community Development Act of 1977; and

Committee on Interior and Insular Affairs received permission to file a report by midnight tonight on H.R. 3455, to authorize appropriations to the Nuclear Regulatory Commission. Pages 13153, 13163, 13170

Taxes: House disagreed to the amendments of the Senate to H.R. 3477, Tax Reduction and Simplification Act of 1977; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Ullman, Burke of Massachusetts, Rostenkowski, Vanik, Burleson of Texas, Conable and Duncan of Tennessee. Page 13170

Funding Resolution: By a yea-and-nay vote of 261 yeas to 131 nays, Roll No. 181, House agreed to H. Res. 489, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Congressional Operations. Pages 13170–13172

Adjournment: Adjourned at 3:35 p.m.

Committee Meetings

FEDERAL CROP INSURANCE ACT—LAND AND WATER RESOURCES CONSERVATION ACT

Committee on Agriculture: Met and ordered reported favorably to the House by unanimous voice vote S. 955, Federal Crop Insurance Act.

The committee referred back to the Subcommittee on Conservation and Credit, without objection, H.R. 75, Land and Water Resources Conservation Act of 1977.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia heard testimony from public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction heard testimony from Army, Navy, and Air Force Chaplains.

ANTISUBMARINE WARFARE

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held an oversight hearing on antisubmarine warfare. Testimony was heard from Vice Adm. Edward C. Waller, Department of the Navy; and Rear Adm. L. Baggett, Jr., Office of Chief of Naval Operations.

MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued but did not complete markup of H.R. 5692, to authorize certain construction at military installations, and will resume on Wednesday, May 4.

YOUTH EMPLOYMENT AND TRAINING

Committee on Education and Labor: Subcommittee on Employment Opportunities began markup of H.R. 6138,

Youth Employment and Training Act of 1977, and will resume tomorrow.

EDUCATION OF HANDICAPPED EXTENSION

Committee on Education and Labor: Subcommittee on Select Education held a hearing on the proposed extension of the Education of the Handicapped Act, with testimony from public witnesses.

NATIONAL SCHOOL LUNCH AND CHILD NUTRITION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held an oversight hearing on H.R. 1139, National School Lunch and Child Nutrition Act. Testimony was heard from USDA and public witnesses.

ANTIRECESSION ASSISTANCE

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources met and approved for full committee action H.R. 6810, to amend and extend Title II of the Public Works Employment Act of 1976 for antirecession assistance to State and local governments.

ENDANGERED AMERICAN WILDERNESS ACT

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on H.R. 3454, Endangered American Wilderness Act of 1977. Testimony was heard from U.S. Geological Survey and Bureau of Mines; and public witnesses.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued hearings on H.R. 39, Alaska National Interest Lands Conservation Act, with testimony from public witnesses.

Hearings continue tomorrow.

INTERNATIONAL SECURITY ASSISTANCE AND ARMS EXPORT CONTROL

Committee on International Relations: Met for markup of International Security Assistance and Arms Export Control legislation, and will resume tomorrow.

QUALITY OF SURGERY

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on quality of surgery, hearing testimony from Dr. Eugene McCarthy, Department of Public Health, Cornell University Medical Center.

NRC AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on fiscal year 1978 Nuclear Regulatory Commission authorization. Testimony was heard from representatives of GAO; ERDA; NRC; and public witnesses.

BANKRUPTCY ACT REVISION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, revision of bankruptcy laws, and will resume on Wednesday, May 4.

AQUACULTURE DEVELOPMENT

Committee on Merchant Marine and Fisheries: Subcommittees on Fisheries and Wildlife Conservation and the Environment and on Oceanography held joint hearings on H.R. 1833 and 4739, to provide for the development of aquaculture in the United States. Testimony was heard from representatives of the Department of Commerce, Interior and Agriculture.

FISHING LICENSE REIMBURSEMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.J. Res. 388, to provide reimbursement for licenses paid for by distant-water fishermen to fish off the shores of other nations. Testimony was heard from representatives of the Departments of State and Commerce and the fishing industry.

CANAL ZONE BIOLOGICAL AREA AUTHORZIATION

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal approved for full committee action H.R. 3348 amended, to increase the amount authorized to be appropriated for the Canal Zone Biological Area.

SOLAR ENERGY

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds began hearings on H.R. 3983, procurement by GAO of solar energy devices; H.R. 3982, use of solar energy in Federal buildings; and H. Res. 322, directing the Capitol Architect to conduct a feasibility study of using solar energy in the House office buildings, annexes and related structures. Testimony was heard from Representatives McCormack, Ottinger and Oberstar; FEA and public witnesses.

Hearings continue tomorrow.

PUBLIC ASSISTANCE RECOMMENDATIONS

Committee on Ways and Means: Subcommittee on Public Assistance held a hearing on public assistance legislation contained in the committee's March 15 report to the Budget Committee. Testimony was heard from Under Secretary of HEW Hale Champion; Representatives Sisk, Fraser, Bingham, Miller of California and Vento; Governor of the Virgin Islands Cyril King; Virgin Islands Delegate de Lugo; Resident Commissioner of Puerto Rico Corrada; and California State officials.

Hearings continue tomorrow.

Résumé of Congressional Activity

FIRST SESSION OF NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through April 30, 1977

	Senate	*House*	*Total*
Days in session	62	59	..
Time in session	302 hrs., 06′	223 hrs., 09′	..
Congressional Record:			
Pages of proceedings	6,822	3,852	10,674
Extension of Remarks	..	..	2,636
Public bills enacted into law	8	14	22
Private bills enacted into law	..	..	..
Bills in conference	1	1	2
Bills through conference	2	5	7
Measures passed, total	143	201	..
Senate bills	23	9	..
House bills	13	57	..
Senate joint resolutions	5	3	..
House joint resolutions	6	6	..
Senate concurrent resolutions	7	5	..
House concurrent resolutions	9	10	..
Simple resolutions	80	111	..
Measures reported, total	*107	*204	..
Senate bills	25	2	..
House bills	11	111	..
Senate joint resolutions	2	..	..
House joint resolutions	2	3	..
Senate concurrent resolutions	2	1	..
House concurrent resolutions	2	6	..
Simple resolutions	43	81	..
Special reports	27	22	..
Conference reports	2	8	..
Measures pending on calendar	15	54	..
Measures introduced, total	1,660	7,974	9,634
Bills	1,432	6,801	..
Joint resolutions	47	426	..
Concurrent resolutions	22	213	..
Simple resolutions	159	534	..
Quorum calls	16	19	..
Yea-and-nay votes	128	110	..
Recorded votes	..	45	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 112 reports have been filed in the Senate, a total of 234 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through April 30, 1977

Army nominations, totaling 5,081, disposed of as follows:	
Confirmed	5,043
Unconfirmed	38
Navy nominations, totaling 10,292, disposed of as follows:	
Confirmed	8,906
Unconfirmed	1,386
Air Force nominations, totaling 8,389, disposed of as follows:	
Confirmed	6,878
Unconfirmed	1,511
Marine Corps nominations, totaling 900, disposed of as follows:	
Confirmed	786
Unconfirmed	114
Civilian nominations, totaling 2,957, disposed of as follows:	
Confirmed	2,167
Unconfirmed	736
Withdrawn	54

Summary

Total nominations received	27,619
Total confirmed	23,780
Total unconfirmed	3,785
Total withdrawn	54

Tuesday, May, 3 1977

Senate

Chamber Action

Routine Proceedings, pages 13302–13356

Bills Introduced: Five bills and three resolutions were introduced, as follows: S. 1443–1447; S.J. Res. 48; and S. Res. 162–163. Pages 13309, 13310, 13330, 13339

Bills Reported: Reports were made as follows:

S. 11, to provide for the appointment of additional Federal circuit and district court judges, with an amendment (S. Rept. 95–117);

S. 1443, to extend until September 30, 1977, life of the Privacy Protection Study Commission (S. Rept. 95–118);

S. 773, authorizing the Wichita Indian Tribe of Oklahoma to file claims against the United States for lands taken without adequate compensation (S. Rept. 95–119);

S. Res. 163, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 11, without written report, referred to Committee on the Budget. Page 13330

Bills Passed:

Zuni Indian Lands: Senate passed with committee amendments S. 482, to direct the Secretary of the Interior to purchase and hold certain lands in trust for the Zuni Indian Tribe of New Mexico. Pages 13302–13304

Black Hills Reservation: Senate passed S. 838, requesting the Court of Claims to review the finding of the Indian Claims Commission in the case affecting the Black Hills portion of the Great Sioux Reservation, South Dakota. Pages 13304, 13305

Budget Act Waiver Resolution: Senate agreed to S. Res. 143, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 5040, authorizing supplemental funding for fiscal year 1977 for certain activities of the Department of State. Page 13306

Cora Rubin Lane: Senate agreed to S. Res. 162, expressing the best wishes of the Senate to Cora Rubin Lane, of Boise, on the occasion of her 100th birthday. Pages 13309, 13310

Bills Referred: Several House-passed bills were referred to appropriate Senate committees. Page 13330

Message From the House: Pages 13329, 13330

Amendments Submitted for Printing: Pages 13339–13341

Congressional Budget: Senate continued consideration of S. Con. Res. 19, setting forth congressional recommendations for total budget outlays, new budget authority, and limitation on the public debt for fiscal year 1978, agreeing to Muskie amendment No. 248, to reduce the deficit contemplated in the fiscal year 1977 budget to reflect the most recent estimates of actual Federal outlays and revenues for the balance of this fiscal year. The bill, as thus amended, will be considered as original text for purpose of further amendment. Pages 13310–13328

Presidential Message: Senate received a message from the President transmitting legislation to establish safeguards against conflicts of interest and abuse of the public trust by Government officials—referred to Committee on Government Affairs—PM 78. Pages 13328, 13329

Confirmation: Senate confirmed the nomination of Richard C. Atkinson, of California, to be Director of the National Science Foundation. Page 13357

Nominations: Senate received the following nominations:

L. Douglas Heck, of Oregon, to be Ambassador to the Kingdom of Nepal;

Rozanne L. Ridgway, of the District of Columbia, to be Ambassador to Finland; and

Two Army nominations in the rank of General. Page 13357

Recess: Senate met at 4 p.m. and recessed at 7:05 p.m. Page 13357

Committee Meetings

FARM LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee continued markup of S. 275, to amend and extend through 1982 provisions of the Agriculture and Consumer Protection Act of 1973, but did not complete action thereon and will meet again tomorrow.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee began hearings on proposed budget estimates for fiscal year 1978 for the District of Columbia government, receiving testimony from Mayor Walter E. Washington, Robert Williams, Secretary to the City Council, Comer S. Coppie, Director, Office of Budget and Management Systems, all of whom were accompanied by several of their associates of the District of Columbia government.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—LABOR

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Labor, receiving testimony from its Secretary, Ray F. Marshall.

Hearings were recessed subject to call.

APPROPRIATIONS—SMITHSONIAN INSTITUTION

Committee on Appropriations: Interior Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Smithsonian Institution, receiving testimony from its Secretary, S. Dillon Ripley.

Hearings were recessed subject to call.

MILITARY PROCUREMENT

Committee on Armed Services: Committee, in closed session, ordered favorably reported with amendments S. 1210, authorizing $35.9 billion for military procurement for fiscal year 1978.

COMMITTEE BUSINESS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the following bills:

S. 1311, authorizing $58,290,000 for fiscal year 1978 for the Securities and Exchange Commission (amended); and

S. 208, authorizing approximately $5.6 billion for the extension of urban mass transit assistance programs through fiscal year 1982 (amended).

Also, committee approved an original resolution requesting $635,000 for committee expenses through February 28, 1978.

MONETARY POLICY

Committee on Banking, Housing, and Urban Affairs: Committee began oversight hearings on U.S. monetary policy, receiving testimony from Arthur F. Burns, Chairman, Board of Governors of the Federal Reserve System.

Hearings continue on Tuesday, May 10.

FTC AUTHORIZATION

Committee on Commerce, Science, and Transportation: Consumer Subcommittee began hearings on S. 1288, authorizing funds for the Federal Trade Commission through fiscal year 1980, receiving testimony from Kathleen O'Reilly, Consumer Federation of America, Washington, D.C.; A. D. Albright, representing the American Council on Education, Washington, D.C.; Jack Moskowitz, United Way of America, Alexandria, Virginia; William W. Rogal, American Advertising Federation, Washington, D.C.; James P. Carty, National Association of Manufacturers, Washington, D.C.; and Beverly Moore, Washington, D.C.

Hearings continue tomorrow.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Fabian Chavez, Jr., of New Mexico, to be an Assistant Secretary of Commerce for Tourism, after receiving testimony from the nominee. Mr. Chavez, who was introduced by Senator Domenici and Representatives Lujan and Runnel, was also accompanied by Lee Wells, Acting Assistant Secretary for Tourism, Hans F. Regh, Managing Director, Office of Program Services, and Jeanne Westphal, Deputy Assistant Secretary, all of the Department of Commerce.

ENERGY PROGRAM

Committee on Energy and Natural Resources: Committee began hearings on the President's energy program receiving testimony from Dr. James R. Schlesinger, Assistant to the President for Energy.

Hearings were recessed subject to call.

ENVIRONMENTAL AUTHORIZATIONS

Committee on Environment and Public Works: Subcommittee on Resource Protection began hearings on S. 1417, authorizing funds for environmental research and development activities of the Environmental Protection Agency, receiving testimony from Barbara Blum, Deputy Administrator, who was accompanied by Dr. Wilson K. Talley, Assistant Administrator, Dr. Thomas Murphy, Deputy Assistant Administrator for Air, Water, and Land, and Dr. Donald Mount, Director, Environmental Research Laboratory, all of the Office of Research and Development, Environmental Protection Agency; and Dr. John Neuhold, Ecology Center, Utah State University, Logan.

Hearings were adjourned subject to call.

WATER RESOURCES

Committee on Environment and Public Works: Subcommittee on Water Resources approved for full committee consideration the following measures:

S. 790, to establish a revolving fund from user fees to finance a portion of the future costs of inland waterways, and to authorize the rehabilitation or reconstruction of Lock and Dam 26, Alton, Ill. (amended); and

An original bill authorizing funds for construction of 14 river basin projects in fiscal year 1978, and authorizing funds for use by the Army Corps of Engineers for water resource development projects.

Committee is expected to meet on Thursday, May 5, to consider these measures.

SECURITY ASSISTANCE AUTHORIZATIONS

Committee on Foreign Relations: Subcommittee on Foreign Assistance began markup of S. 1160, authorizing funds for security assistance programs for fiscal year 1978, but did not complete action thereon and will meet again tomorrow.

FEDERAL OFFICIAL CONDUCT

Committee on Governmental Affairs: Committee began hearings on S. 555, to establish procedures for the court appointment of a temporary special prosecutor; create an Office of Government Crimes within the Justice Department; and create an Office of Congressional

Legal Counsel, and proposed amendments thereto, and on bills to require high-level officials in all three branches of government to publicly disclose their financial interests (S. 113, 290, 383 and 673), receiving testimony from Senator Weicker, John M. Harmon, Acting Assistant Attorney General, Office of Legal Counsel, Department of Justice; and Livingston Hall, and Herbert S. Miller, both representing the American Bar Association, Washington, D.C.

Hearings continue tomorrow.

NOMINATIONS AND ENERGY

Committee on Governmental Affairs: Committee ordered favorably reported the nominations of Alan K. Campbell, of Texas, to be a Civil Service Commissioner; and Gladys Kessler, Robert Shuker, Robert Scott, Annice Wagner, and Paul Webber, each to be a Judge of the Superior Court of the District of Columbia.

Also, Committee resumed consideration of S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, but did not complete action thereon and will meet again tomorrow.

HANDICAPPED AND MINE SAFETY

Committee on Human Resources: Committee ordered favorably reported the following bills:

S. 725, authorizing funds through fiscal year 1982 for certain education programs for handicapped persons (As approved by the Committee the bill would authorize funds as follows: fiscal year 1978—$197 million; fiscal year 1979—$209 million; fiscal year 1980—$244.5 million; fiscal year 1981—$236.5 million; and fiscal year 1982—$247.5 million); and

S. 717, to promote safety and health in the mining industry (amended).

ANTITRUST ENFORCEMENT OVERSIGHT

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly began oversight hearings on the effectiveness of antitrust laws and enforcement procedures of the Department of Justice and Federal Trade Commission. Witnesses heard were Michael Pertschuk, Chairman, Federal Trade Commission; Professor Walter Adams, Michigan State University, East Lansing; Dr. Betty Bock, The Conference Board, New York City; Timothy C. Cronin, Infroex, Inc., Burlington, Mass., who was accompanied by Jack Biddle, Computer Industries Association, Rosslyn, Va.; Dean Walcutt, Certified Oil Co., Columbus, Ohio, who was accompanied by Jack Blum, Washington, D.C.; and the following panel of Federal District Court Judges: Charles B. Renfrew, San Francisco, William J. Becker, Kansas City, and William Campbell, Chicago.

Hearings continue tomorrow.

ATTORNEYS' FEES

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure approved for full committee consideration with amendments S. 270, to permit awards of reasonable attorneys' fees and other expenses for public participation in Federal proceedings.

COMMITTEE BUDGET REQUESTS

Committee on Rules and Administration: Committee met to receive testimony in behalf of requested funds for Senate committee activities, as follows:

Select Committee on Small Business (S. Res. 140—$174,500)—Senators Nelson and Weicker;

Budget (S. Res. 159—$1,614,300)—Senators Muskie and Bellmon; and

Select Committee on Intelligence (S. Res. 148—$1,210,000)—Senators Inouye and Goldwater.

Hearings were recessed subject to call.

INDIAN CLAIMS

Select Committee on Indian Affairs: Committee began hearings on S. 1377, extending the time for Indian tribes to bring actions before the Indian Claims Commission, receiving testimony from Leo Krulitz, Solicitor, Department of Interior; Peter R. Taft, Assistant Attorney General, Land and Natural Resources Division, Department of Justice; Thomas Fredericks, Native American Rights Fund, Boulder, Colo.; Reid Chambers, and Charles Hobbs, both of Washington, D.C.

Hearings were recessed subject to call.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee held a closed business meeting where agreement was reached to release a committee statement and summary of findings with respect to its investigation into CIA involvement in Micronesia. Copies of such statement are available at the committee's office in G-308, Dirksen Office Building.

Committee will meet again tomorrow in closed session to consider other committee business.

House of Representatives

Chamber Action

Bills Introduced: 48 public bills, H.R. 6833-6880; 3 private bills, H.R. 6881-6883; and 11 resolutions, H.J. Res. 430-435, H. Con. Res. 214, and H. Res. 537-540, were introduced. Pages 13299-13302

Bills Reported: Reports were filed as follows:

H. Res. 537, providing for the consideration of H.R. 6689, Foreign Relations Authorization for fiscal year 1978 (H. Rept. 95-237);

Conference report on H.R. 4876, making economic stimulus appropriations for the fiscal year ending September 30, 1977 (H. Rept. 95-238);

H. Con. Res. 214, First Concurrent Resolution on the Budget for fiscal year 1978 (H. Rept. 95-239); and

H.R. 6714, to amend the Foreign Assistance Act of 1961 to authorize development assistance programs for fiscal year 1978 to amend the Agricultural Trade Development and Assistance Act of 1954 to extend and make certain changes in the authorities of that Act (H. Rept. 95-240). Page 13299

Economic Stimulus: House disagreed to the amendments of the Senate to H.R. 4876, making economic stimulus appropriations for the fiscal year ending September 30, 1977; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Mahon, Whitten, Boland, Flood, Steed, Slack, McFall, Cederberg, Conte, and Coughlin.

Subsequently, conferees received permission to file a conference report on the measure by midnight tonight. Page 13229

Private Calendar: On the call of the Private Calendar, the House passed the following bills:

Sent to the Senate, without amendment: H.R. 1748, 2292, 2658, 2945, 3461, 1413, 1436, 2952, 3314, 3620, 3621, and 3622.

Sent to the Senate, amended: H.R. 1753, 2259, 2369, 2756, 2940, 3838, 1403, 1557, 1612, and 1613.

Passed over without prejudice: H.R. 1405, 1940, 2661, 2662, 3081, 3085, 3090, 3215, 1427, 2563, 3460, 4533, and 1445. Pages 13231-13235

Export-Import Bank: By a yea-and-nay vote of 281 yeas to 126 nays, Roll No. 182, the House voted to Suspend the Rules and pass H.R. 6415, to extend and amend the Export-Import Bank Act of 1945, amended. Pages 13235-13242

Late Report: Committee on International Relations received permission to file a report by midnight tonight on H.R. 6714, to amend the Foreign Assistance Act of 1961 to authorize development assistance programs for fiscal year 1978 to amend the Agricultural Trade Development and Assistance Act of 1954 to extend and make certain changes in the authorities of that Act. Page 13242

Public Works—Capital Development: By a yea-and-nay vote of 335 yeas to 77 nays, Roll No. 184, the House agreed to the conference report on H.R. 11, Local Public Works Capital Development and Investment Act; clearing the measure for the President.

A point of order was sustained against title II, Federal Public Works Projects Continuation. Subsequently, by a yea-and-nay vote of 108 yeas to 302 nays, Roll No. 183, rejected a motion to strike out title II. Pages 13242-13257

Committee To Sit: Objection was heard to a request that the Ad Hoc Committee on Energy be permitted to sit during proceedings under the 5-minute rule of the House for the balance of this session of Congress. Page 13257

Arms Control—Disarmament: By a yea-and-nay vote of 395 yeas to 15 nays, Roll No. 187, the House passed H.R. 6179, to extend and amend the Arms Control and Disarmament Act to authorize appropriations for fiscal year 1978.

Agreed to an amendment that adds language providing for verification of arms control agreements (agreed to by a recorded vote of 259 ayes to 148 noes, Roll No. 186).

H. Res. 530, the rule under which the bill was considered was adopted earlier by a voice vote. Pages 13257-13270

Budget Resolution: Objection was heard to a request to consider on Wednesday, May 4, the First Concurrent Resolution on the Budget. Pages 13270-13271

Railway Association Authorization: By a yea-and-nay vote of 358 yeas to 50 nays, Roll No. 188, the House passed H.R. 4049, to authorize additional appropriations for the United States Railway Association.

Agreed to the committee amendment.

H. Res. 529, the rule under which the bill was considered was adopted earlier by a yea-and-nay vote of 409 yeas, Roll No. 185. Pages 13258, 13259, 13271-13273

Committee To Sit: The Ad Hoc Committee on Energy received permission to sit during proceedings of the House under the 5-minute rule for the balance of this session of Congress. Page 13274

Presidential Message—Ethics in Government: Read a message from the President wherein he transmits to Congress a legislative proposal entitled the Ethics in Government Act of 1977—referred to the Committees on Armed Services, Judiciary, and Post Office and Civil Service, and ordered printed (H. Doc. 95-139). Pages 13274, 13275

Referral: One Senate-passed bill was referred to the appropriate House committee. Page 13299

Adjournment: Adjourned at 5:07 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued markup of extension of the Agriculture and Consumer Protection Act of 1973, and will resume tomorrow.

FIFRA EXTENSION—AGRICULTURE RESEARCH

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research met and

approved for full committee action language to be included in the general farm bill on extension of the Federal Insecticide, Fungicide and Rodenticide Act; and Agriculture research.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Army realinements.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Air Force Advanced Logistics System, hearing testimony from Air Force Chief of Staff General Jones.

REPROGRAMMINGS

Committee on Armed Services: Met and approved reprogramming actions 77-31, 77-30, 77-35, 77-37 and 77-26; the committee passed over 77-39; and disapproved 77-34.

GEORGE WASHINGTON UNIVERSITY CHARTER

Committee on the District of Columbia: Subcommittee on Judiciary held a hearing on and approved for full committee action a clean bill in lieu of H.R. 2700, to amend the Act of February 9, 1821, to restate the charter of the George Washington University. Testimony was heard from George Washington University President Elliott.

EMERGENCY ASSISTANCE FOR SCHOOLS

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held a hearing on H.R. 5996, Emergency Assistance for Schools. Testimony was heard from representatives of ERDA, Commerce, FEA, school officials, and other public witnesses.

AGE DISCRIMINATION—EDUCATION OF HANDICAPPED—CHILD ABUSE ACTS

Committee on Education and Labor: Subcommittee on Select Education met and approved for full committee action the following bills:

H.R. 6668, to amend the Age Discrimination Act of 1975;

H.R. 6692, Extension of the Education of the Handicapped Act; and

H.R. 6693 amended, Child Abuse Prevention and Treatment Act extension.

YOUTH EMPLOYMENT AND TRAINING ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities met and approved for full committee action H.R. 6138 amended, Youth Employment and Training Act of 1977.

UNIVERSAL VOTER REGISTRATION ACT

Committee on House Administration: Met for markup of H.R. 5400, Universal Voter Registration Act of 1977, and will resume tomorrow.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued hearings on H.R. 39, Alaska National Interest Lands Conservation Act, with testimony from public witnesses.

INDIAN BUSINESS DEVELOPMENT PROGRAM

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held hearings on H.R. 4992, to amend the Indian Financing Act of 1974 by revising the appropriations authorization for the Indian Business Development Program; and H.R. 2501, a private bill. Testimony was heard from representatives of Department of Interior and Department of Agriculture.

Following the hearing, the Subcommittee approved for full committee action H.R. 4992 amended (title above) and H.R. 2501, amended, a private bill.

ELEANOR ROOSEVELT NATIONAL HISTORIC SITE—REDWOOD NATIONAL PARK

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs held hearings on H.R. 5562 and related bills, to authorize the establishment of the Eleanor Roosevelt National Historic Site in the State of New York; and H.R. 3813, to establish a Redwood National Park in the State of California. Testimony was heard from Representative Bingham and Department of Interior.

Following the Hearing, the Subcommittee approved for full committee action H.R. 5562 amended (title above).

INTERNATIONAL SECURITY ASSISTANCE AND ARMS EXPORT CONTROL

Committee on International Relations: Continued markup of International Security Assistance and Arms Export Control legislation, and will resume tomorrow.

HUMAN RIGHTS IN CAMBODIA

Committee on International Relations: Subcommittee on International Organizations held a hearing on human rights in Cambodia. Testimony was heard from Professor Peter Poole, American University; Gary Porter, Institute for Policy Studies; John Barron, Reader's Digest; and David Chandler, Harvard University.

BLUE SHIELD PLANS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations met for consideration of the compulsory process regarding information in the possession of the National Association of Blue Shield Plans and all individual Blue Shield Plans in connection with the Subcommittee's inquiry into competition in the health care delivery service.

RECOMBINANT DNA RESEARCH ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment began markup of H.R. 4759, Recombinant DNA Research Act of 1977, and will resume on Tuesday, May 10.

JUDICIARY MISCELLANY

Committee on the Judiciary: Met and ordered reported favorably to the House the following bills:

H.R. 6666, Legal Services Corporation Amendments Act of 1977;

H.R. 5645, to raise the limitation on appropriations for the United States Commission on Civil Rights;

H.R. 1551, granting the consent of Congress to an amendment to the Sabine River Compact entered into by the States of Texas and Louisiana;

H.R. 3662 amended, granting the consent of Congress to the Mississippi-Louisiana Bridge construction project;

H.R. 1952, to amend the corporate name of AMVETS (American Veterans of World War II); and

Acted on private immigration bills.

ATTORNEYS' FEES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations began but did not complete markup of H.R. 3361, to permit awards of reasonable attorneys' fees and other expenses for public participation in Federal agency proceedings.

MERCHANT MARINE MISCELLANY

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House the following bills:

H.R. 4963 amended, to authorize appropriations for fiscal year 1978 for certain maritime programs of the Department of Commerce;

H.R. 4140, to extend the provisions of the Fishermen's Protective Act of 1967, relating to the reimbursement of seized commercial fishermen, until October 1, 1980;

H.R. 2817, to provide for certain additions to the Tinicum National Environmental Center;

H.R. 5493, to extend until October 1, 1980, the appropriation authorizations for the Seal Beach, Great Dismal Swamp, and San Francisco Bay National Wildlife Refuge; and

H.R. 6405, to authorize appropriations for fiscal years 1978, 1979, and 1980 to carry out State cooperative programs under the Endangered Species Act of 1973.

ADDITIONAL SUPERGRADE POSITIONS

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization held a hearing on the Administration's request for additional supergrade and executive level positions. Testimony was heard from officials of the Civil Service Commission.

FEDERAL LABOR-MANAGEMENT RELATIONS

Committee on Post Office and Civil Service: Subcommittee on Civil Service continued hearings on H.R. 13, labor-management relations in the Federal service. Testimony was heard from Representative Ford and representatives of public employee organizations.

SOLAR ENERGY

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on H.R. 3983, 3982, and H. Res. 322, relating to use of solar energy in Federal buildings. Testimony was heard from Representatives Oberstar and Pickle; and representatives of FEA; ERDA; and Office of the Architect of the Capitol.

Hearings continue tomorrow.

HIGHWAY MASS TRANSIT PROGRAMS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on legislation for the continuation of the Highway Mass Transit Program. Testimony was heard from American Road and Transportation Builders Association.

Hearings continue tomorrow.

FOREIGN RELATIONS AUTHORIZATION ACT

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate; waiving sections 401(b) and 303(a) of the Congressional Budget Act of 1974, providing that the bill be read for amendment by titles instead of by sections and providing one motion to recommit, on H.R. 6689, Foreign Relations Authorization Act for Fiscal Year 1978. Testimony was heard from Representatives Fascell, Giaimo, and Buchanan.

EARTHQUAKE HAZARDS REDUCTION ACT—NATIONAL CLIMATE PROGRAM ACT

Committee on Science and Technology: Met and ordered reported favorably to the House the following bills:

H.R. 6683, Earthquake Hazards Reduction Act of 1977; and

H.R. 6669 amended, National Climate Program Act of 1977.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere approved for full

committee action, amended, the environment and safety aspects of H.R. 6796, ERDA authorization for fiscal year 1978.

DNA RECOMBINANT MOLECULE RESEARCH

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the DNA recombinant molecule research issue. Testimony was heard from Ann Arbor Mayor Albert Wheeler, and public witnesses.

Hearings continue tomorrow.

PUBLIC ASSISTANCE RECOMMENDATIONS

Committee on Ways and Means: Subcommittee on Public Assistance continued hearings on public assistance legislation contained in the committee's March 15 report to the Budget Committee. Testimony was heard from State officials from Massachusetts, Florida and New York, and public witnesses.

Hearings continue tomorrow.

Joint Committee Meetings

ECONOMIC STIMULUS APPROPRIATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4876, making appropriations for economic stimulus programs for fiscal year 1977.

TAX REDUCTION

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of H.R. 3477, proposed Tax Reduction and Simplification Act.

Wednesday, May 4, 1977

Senate

Chamber Action

Routine Proceedings, pages 13471–13532

Bills Introduced: 12 bills and 1 resolution were introduced, as follows: S. 1448–1459; and S. Res. 164.

Pages 13484, 13497

Bills Reported: Reports were made as follows:

H.R. 4088, authorizing funds for the National Aeronautics and Space Administration for fiscal year 1978, with an amendment (S. Rept. 95–120);

S. 703, to improve the administration and operation of the Overseas Citizens Voting Rights Act of 1975, with amendments (S. Rept. 95–121);

S. Res. 164, requesting an additional $635,000 for expenses of Committee on Banking, Housing, and Urban Affairs through February 28, 1978, without written report, referred to Committee on Rules and Administration. Page 13484

Bills Passed:

Health Research: By 92 yeas to 1 nay, Senate passed H.R. 4975, to authorize funds for fiscal year 1978 for biomedical research and related programs, after agreeing to committee amendment in the nature of a substitute, to which Senate had at first taken action on proposed amendments, as follows:

Adopted:

(1) Talmadge amendment No. 210, increasing authorization level for maternal and child health program to 115 percent of fiscal year 1977 levels; and to extend 100 percent Federal financing of medicaid skilled nursing, and certain related costs; Page 13537

(2) Kennedy unprinted amendment No. 184, increasing from $252 million to $272 million authorizations for operation of community health centers; Page 13537

(3) Kennedy unprinted amendment No. 185, making certain technical and conforming changes in loan programs for health students; Page 13538

(4) Kennedy unprinted amendment No. 186, extending for 1 additional month to August 30, 1977, Committee on Mental Health and Illness of the Elderly; Page 13538

(5) Brooke unprinted amendment No. 187, increasing from $130 million to $140 million authorizations for family planning services; Page 13539

(6) Brooke unprinted amendment No. 188, increasing from $3 million to $5 million authorizations for research into sudden infant death syndrome; Page 13540

(7) Hathaway amendment No. 246, to assure that the States receive funding for programs under the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act at not less than the 1976 level. Page 13542

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Kennedy, Hathaway, Pell, Nelson, Javits, Schweiker, and Chafee. Pages 13532–13549

Congressional Budget: By 56 yeas to 31 nays, Senate agreed to S. Con. Res. 19, setting forth congressional targets for total budget outlays, new budget authority, and limitation on the public debt for fiscal year 1978, after taking action on additional proposed amendments as follows:

Adopted:

(1) By 68 yeas to 28 nays, Proxmire unprinted amendment No. 189, to increase by $500 million, to a total of $8.1 billion, limitation on new budget authority for Community and Regional Development (item 450); Page 13553

(2) By 57 yeas to 39 nays, Proxmire unprinted amendment No. 190, increasing by $6.2 billion, to a total of $179.9 billion, level of outlays for Income Security (item 600); Page 13558

(3) By 59 yeas to 37 nays, modified Cranston amendment No. 252, adding $500 million in budget authority and $400 million in outlays for Veterans' benefits and services; Page 13569

(4) Muskie unprinted amendment No. 192, of a technical nature to conform certain figures in the resolution to changes brought about by adoption of amendments; Page 13589

Rejected:

(1) By 29 yeas to 60 nays, Hayakawa unprinted amendment No. 191, to reduce by $2 billion funding for public service jobs in fiscal year 1979; and Page 13578

(2) By 35 yeas to 52 nays, Domenici unprinted amendment No. 193, restoring total figures in the resolution to the levels approved by the Committee on the Budget. Page 13590

Pages 13549–13601

Bills Referred: Numerous House-passed bills were referred to appropriate Senate committees. Page 13484

Messages From the House: Page 13479

Amendments Submitted for Printing: Pages 13497–13499

Executive Communications: Pages 13479, 13480

Export Administration—Unanimous Consent Agreement: By unanimous consent it was agreed that at 10 a.m. on Thursday, May 5, Senate will take up S. 69, to amend and extend the Export Administration Act, with time limitation for debate thereon of 2 hours; 4 hours on a series of amendments to be offered by Senator Heinz; and 1 hour on any other amendments. Page 13581

Vice Presidential Appointment: Vice President appointed Senator Hathaway to serve as Chairman to the Canada-United States Interparliamentary Conference, to be held in Victoria, British Columbia, May 27–31, 1977. Page 13582

Nominations: Senate received the following nominations:

Lester E. Edmond, of Florida, to be United States Director of the Asian Development Bank;

Ralph Anthony Dungan, of New Jersey, to be Executive Director of the Inter-American Development Bank;

Eugene Jay Finkel, of the District of Columbia, to be Alternate Executive Director of the Inter-American Development Bank;

Alan W. Wolff, of the District of Columbia, to be a Deputy Special Representative for Trade Negotiations; and

A list of nominations in the National Oceanic and Atmospheric Administration. Pages 13602, 13603

Record Votes: Seven record votes were taken today (total—137).

Pages 13548, 13568, 13575, 13589, 13591, 13601

Recess: Senate met at 12 noon and recessed at 8:38 p.m. Page 13602

Committee Meetings

FARM AND FOOD STAMP LEGISLATION

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported an original bill extending farm commodity programs through 1982, and extending the food stamp program through September 30, 1979.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the District of Columbia Government, receiving testimony from John R. Risher, Jr., Corporation Counsel, Maurice J. Cullinane, Chief of Police, and Burton W. Johnson, Fire Chief, all of the District of Columbia Government; Theodore R. Newman, Chief Judge, District of Columbia Court of Appeals; and Harold H. Greene, Chief Judge, Superior Court of the District of Columbia.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Transportation, receiving testimony in behalf of funds for the Federal Highway Administration from its Administrator, William Cox, who was accompanied by several of his associates.

Subcommittee will meet again on Wednesday, May 18.

HOUSING AND COMMUNITY DEVELOPMENT

Committee on Banking, Housing, and Urban Affairs: Committee began consideration of bills relating to housing and community development programs, including S. 741, 1246 and 1144–46, but did not complete action thereon and will meet again tomorrow.

FTC AUTHORIZATION

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded hearings on S. 1288, authorizing funds for the Federal Trade Commission through fiscal year 1980, after receiving testimony from Representative Metcalfe; Michael Pertschuk, Chair-

man, Federal Trade Commission; Mark Silbergeld, Director, Consumers Union; George E. Johnson, Johnson Products Company, Inc., Chicago; Charles E. Swanson, Encyclopedia Britannica Inc. and Affiliates, Chicago; Barry Friedman and Peter A. White, on behalf of the Chamber of Commerce of the United States, Washington, D.C.; and Caswell Hobbs and Irving Scher, American Bar Association, Washington, D.C.

TOXIC SUBSTANCES

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology and Space concluded hearings on S. 1069, increasing authorizations for programs under the Toxic Substances Control Act for fiscal years 1978 and 1979, and S. 899, to establish a program to assist States in protecting and indemnifying individuals injured by chemical substances, after receiving testimony from Representative Ruppe; Linda Billings, Sierra Club; Jacqueline Warren, Environmental Defense Fund; and Blake Earley, Environmental Action, all of Washington, D.C.; and Louis Slesin, Natural Resources Defense Council, New York City.

ERDA AUTHORIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development resumed markup of proposed legislation authorizing funds for fiscal year 1978 for the Energy Research and Development Administration, but did not complete action thereon and recessed subject to call.

LAND AND WATER CONSERVATION FUND

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation concluded hearings on H.R. 5306, to establish, in the land and water conservation fund, a special account to be used to acquire the backlog of lands previously authorized for inclusion in the national park system. Witnesses heard were Senator Wallop; David F. Hales, Acting Deputy Assistant Secretary of the Interior for Fish and Wildlife and Parks; and M. Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research and Education.

CLEAN AIR AMENDMENTS

Committee on Environment and Public Works: Committee ordered favorably reported with amendments S. 252, proposed Clean Air Act Amendments of 1977, including certain programs of the Environmental Protection Agency.

NRC AUTHORIZATION

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation approved for full committee consideration with amendments S. 1131, authorizing funds for fiscal year 1978 for the Nuclear Regulatory Commission. Subcommittee deleted funding of intervenors to the proceeding to determine whether widescale commercial use of mixed oxide fuel should be authorized, commonly called the GESMO proceeding.

FOREIGN RELATIONS AUTHORIZATIONS

Committee on Foreign Relations: Subcommittee on International Operations began markup on S. 1190, authorizing funds for fiscal year 1978 for the Department of State, USIA, Board for International Broadcasting, and ACDA, but did not complete action thereon and recessed subject to call.

SECURITY ASSISTANCE PROGRAMS

Committee on Foreign Relations: Subcommittee on Foreign Assistance approved for full committee consideration with amendments S. 1160, authorizing funds for security assistance programs for fiscal year 1978.

ENERGY

Committee on Governmental Affairs: Committee continued consideration of S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, but did not complete action thereon and will meet again tomorrow.

FEDERAL OFFICIAL CONDUCT

Committee on Governmental Affairs: Committee continued hearings on S. 555, to establish procedures for the court appointment of a temporary special prosecutor: create an Office of Government Crimes within the Justice Department; and create an Office of Congressional Legal Counsel, and proposed amendments thereto, and on bills to require high-level officials in all three branches of government to publicly disclose their financial interest (S. 113, 290, 383, and 673). Testimony was received from Fred Wertheimer, Common Cause, Washington, D.C.

Hearings continue tomorrow.

YOUTH EMPLOYMENT AND CETA

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor, approved for full committee consideration, with amendments, S. 1242, to provide employment and training opportunities for youth; and H.R. 2992, to amend and extend through fiscal year 1978 the Comprehensive Employment and Training Act.

BLACK LUNG VICTIMS

Committee on Human Resources: Subcommittee on Labor approved for full committee consideration an original bill revising and extending the program providing benefits for victims of black lung disease.

ANTITRUST ENFORCEMENT

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly continued oversight hearings on the effectiveness of antitrust laws and enforcement procedures of the Department of Justice and Federal Trade Commission. Witnesses heard were Joel Davidow, Foreign Commerce Section; Donald Flexner, and Donald Kaplan, both of Regulated Industries; Joseph H. Widmar, Trial Section; Joseph Saunders, Public Counsel Section; George Hay, Economic Policy Office; and William E. Swope, Director of Operations, all of the Antitrust Division, Department of Justice; Walter T. Winslow, and David J. Saylor, both of the Bureau of Competition, Federal Trade Commission; Alfred Dahn, New York Public Service Commission, Albany; William J. Lamont, Washington, D.C.; George Reycraft, New York City; Charles Mueller, Vero Beach, Fla.

Hearings continue tomorrow.

UNIVERSAL VOTER REGISTRATION

Committee on Rules and Administration: Committee began hearings on S. 1072, to establish a universal voter registration program receiving testimony from Senator Anderson, accompanied by Joan A. Growe, Secretary of State, Minnesota; Representative Bonker; Peter Flaherty, Deputy Attorney General, Department of Justice; Ruth Clusen, Eleanor Fitch, and Nancy Neumann, League of Women Voters, Washington, D.C.; John Hanley, Board of Election Commissioners, Chicago; Merle Kopel, International Association of Clerks, Recorders, Election Officials and Treasurers, Washington, D.C.; William Bertera, National Association of Counties, Washington, D.C.; Joye Dieffenderfer, Supervisor of Elections, Dade County, Fla.; Marie Garber, County Clerk of Elections, Montgomery County, Md.; Frederick L. Voight, Committee of Seventy, Philadelphia; Nat Bankston, Registrar of Voters, Baton Rouge Parish, Louisiana; Bernard Carey, State's Attorney, Chicago; Franklin Lunding, Jr., Illinois State Board of Elections, Chicago; and the following Secretaries of State: Mary Buchanan, Denver, Delores Tucker, Harrisburg, Gloria Schaffer, Hartford, Robert F. Burns, Providence, R.I., and James C. Kirkpatrick, Jefferson City, Mo.

Committee will hold hearings tomorrow on S. 926, to provide for public financing of primary and general elections for the U.S. Senate; and the following bills and messages which amend the Federal Election Campaign Act: S. 15, 105, 962, 966, 1320, and 1344, and the President's message dated March 22 and recommendations of the FED submitted March 31.

House of Representatives

Chamber Action

Bills Introduced: 48 public bills, H.R. 6884–6931; 4 private bills, H.R. 6932–6935; and 8 resolutions, H.J. Res. 536–538, H. Con. Res. 215, and H. Res. 541–544 were introduced. Pages 13469–13471

Reports Filed: Reports were filed as follows:

H. Res. 541, providing for the consideration of H.R. 6655, Housing and Community Development Act of 1977 (H. Rept. 95–241);

H. Res. 525, Dismissing the election contest against Richard Kelly (H. Rept. 95–242);

H. Res. 526, Dismissing the election contest against Bob Gammage (H. Rept. 95–243);

H. Res. 527, Dismissing the election contest against Abner J. Mikva (H. Rept. 95–244); and

H. Res. 528, Dismissing the election contest against Carl D. Pursell (H. Rept. 95–245). Page 13469

Member Resigns: Read and accepted a letter to the Speaker from Representative Tonry wherein he resigns as a Member of Congress from the First District of Louisiana. Page 13391

Late Reports: Committee on House Administration received permission to file by midnight tonight certain privileged reports. Page 13393

Economic Stimulus: By a yea-and-nay vote of 326 yeas to 87 nays, Roll No. 190, the House agreed to the conference report on H.R. 4876, making economic stimulus appropriations for fiscal year 1977; clearing the measure for Senate action.

Receded and concurred with amendment in Senate amendments numbered 4, 5, and 9. Pages 13393–13395

Foreign Relations Authorization: By a yea-and-nay vote of 285 yeas to 111 nays, with 1 voting "present", Roll No. 195, the House passed H.R. 6689, Foreign Relations Authorization Act for fiscal year 1978.

Rejected a motion to recommit the bill to the Committee on International Relations.

Agreed To:

An amendment as amended by a substitute that provides that any new Panama Canal treaty protect the vital interests of the United States in the Canal Zone (agreed to by a recorded vote of 220 ayes to 182 noes, Roll No. 193);

An amendment that prohibits the use of any funds for aid or reparations to Vietnam (agreed to by a recorded vote of 266 ayes to 131 noes, Roll No. 194); and

A technical amendment to have the bill comply with the appropriations process.

Rejected:

An amendment that sought to strike $90,000 for the Washington Office of the United States Ambassador to the United Nations (rejected by a recorded vote of 91 ayes to 318 noes, Roll No. 191);

An amendment that sought to reduce the United States contribution to the United Nations to a level proportionate to the population that the United States bears to total U.N. membership (rejected by a recorded vote of 149 ayes to 257 noes, Roll No. 192);

A motion that the Committee rise and report the bill back to the House with the enacting clause stricken; and

An amendment that sought to prohibit the use of any funds for the purpose of negotiating the resumption of diplomatic relations with Cuba (rejected by a division vote of 47 ayes to 103 noes).

H. Res. 537, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 391 yeas to 23 nays, Roll No. 189.

Pages 13392, 13393, 13396–13422

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 13468

Adjournment: Adjourned at 8:13 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued markup of extension of the Agriculture and Consumer Protection Act of 1973, and will resume tomorrow.

SOIL AND WATER RESOURCES CONSERVATION ACT—FARM STORAGE FACILITY LOANS

Committee on Agriculture: Subcommittee on Conservation and Credit approved for full committee action H.R. 75 amended, Soil and Water Resources Conservation Act; and

Approved language concerning Commodity Credit Corporation farm storage facility loans for inclusion in the general farm bill.

MILITARY CONSTRUCTION

Committee on Armed Services: Subcommittee on Military Installations and Facilities met and approved for full committee action a clean bill in lieu of H.R. 5692, to authorize certain construction at military installations.

ANTISUBMARINE WARFARE

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on antisubmarine warfare. Witnesses heard were Capt. D. M. Jackson, Underseas Surveillance Project, Naval Electronic Systems Command; and Capt. J. D. McLuckie, Surface Branch, Antisubmarine Warfare Division, Department of the Navy.

Hearings continue Friday, May 6.

ERDA AUTHORIZATION

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy met in executive session and approved for full committee action H.R. 6566, amended, to authorize appropriations for the use of the Energy Research and Development Administration in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974.

RENEGOTIATION REFORM ACT—CONSUMER COOPERATIVE BANK ACT

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 5959 amended, Renegotiation Reform Act of 1977; and

Began markup of H.R. 2777, National Consumer Cooperative Bank Act, and will resume tomorrow.

EDUCATION AND LABOR MISCELLANY

Committee on Education and Labor: Met and ordered reported favorably to the House the following bills:

H.R. 4287 amended, Federal Mine Safety and Health Amendments Act of 1977;

H.R. 6761 amended, to provide for the development and implementation of programs for youth camp safety;

H.R. 6774 amended, to make certain technical and miscellaneous amendments to provisions relating to higher education contained in the Education Amendments of 1976; and

H.R. 1139, National School Lunch and Child Nutrition Act, as amended.

PRESIDENT'S ENERGY GOALS

Ad Hoc Committee on Energy: Began hearings on the President's energy goals and their effect on national security. Testimony was heard from Secretary of Defense Brown, and Secretary of State Vance.

GOVERNMENT OPERATIONS MISCELLANY

Committee on Government Operations: Met and ordered reported favorably to the House the following measures:

H.R. 6258, to amend the Privacy Act of 1974 to extend the life of the Privacy Protection Study Commission to September 30, 1977;

H.J. Res. 424, to authorize the Administrator of General Services to accept land, buildings, and equipment, without reimbursement, for the John Fitzgerald Kennedy Library; and

A report entitled "Internal Revenue Service and Treasury Department Enforcement of the Foreign Bank Account Reporting Requirements of the Bank Secrecy Act."

The Committee began markup of H.R. 6804, to establish a Department of Energy, and will resume tomorrow.

UNIVERSAL VOTER REGISTRATION ACT

Committee on House Administration: Continued markup of H.R. 5400, Universal Voter Registration Act, and will resume tomorrow.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and reviewed consultant contracts.

INDIAN BUSINESS DEVELOPMENT—ELEANOR ROOSEVELT HISTORIC SITE

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 5562 amended, to authorize the establishment of the Eleanor Roosevelt National Historic Site in the State of New York; and

H.R. 4992 amended, to amend the Indian Financing Act of 1974 by revising the appropriations authorization for the Indian Business Development Program.

WATER RESOURCES RESEARCH

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources met and approved for full committee action the following bills:

H.R. 4746 as amended, to extend certain authorities of the Secretary of the Interior with respect to water resources research and saline water conversion programs; and

H.R. 6752 as amended, to amend the Water Resources Planning Act.

INTERNATIONAL SECURITY ASSISTANCE AND ARMS EXPORT CONTROL

Committee on International Relations: Met and ordered reported favorably to the House H.R. 6884, International Security Assistance and Arms Export Control Act of 1977.

SEC AUTHORIZATION—SAFE DRINKING WATER—FTC AMENDMENTS

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House the following bills:

H.R. 3722 amended, to amend the Securities Exchange Act of 1934 to authorize specified amounts to be appropriated for the Securities and Exchange Commission for fiscal years 1978–1980;

H.R. 6827, Safe Drinking Water Act Amendments of 1977; and

Began markup of H.R. 3816, Federal Trade Commission Amendments of 1977, and will resume tomorrow.

REGIONAL RAIL REORGANIZATION—RAIL PUBLIC COUNSEL AUTHORIZATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce met and approved for full committee action H.R. 5646 amended, to amend the Regional Rail Reorganization Act of 1973; and

H.R. 5798, amended, to authorize appropriations for the Office of Rail Public Counsel for fiscal year 1978.

BANKRUPTCY ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, Bankruptcy Act revision, and will resume tomorrow.

REFUGEE ACT

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law met and approved for full committee action a clean bill in lieu of H.R. 3056, Refugee Act of 1977.

BUREAU OF PRISONS PRETRIAL DETENTION PROGRAM

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on the Bureau of Prisons Pretrial Detention Program. Testimony was heard from Norman Carlson, Director, Federal Bureau of Prisons; and Frederic Moyer, Director, National Clearinghouse on Criminal Justice Planning and Architecture.

ATTORNEYS' FEES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 3361, to permit awards of reasonable attorneys' fees and other expenses for public participation in Federal agency proceedings, and will resume tomorrow.

MERCHANT MARINE MISCELLANY

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House the following bills:

H.R. 6803 amended, to provide a comprehensive system of liability and compensation for oil spill damage;

H.R. 6212 amended, to authorize appropriations for the U.S. Coast Guard for fiscal year 1978; and

H.R. 3348 amended, to increase the amount authorized to be appropriated for the Canal Zone Biological Area.

EXECUTIVE LEVEL SALARY INCREASES

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization held a hearing on H.R. 2387, to increase the salaries of the Chairman and members of the Federal Reserve Board and of the Director and Deputy Director of the Office of Management and Budget. Testimony was heard from Federal Reserve Board Governor David Lilly; and Representative Brooks.

ANNUITY BENEFITS FOR FORMER SPOUSES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued hearings on H.R. 3951, annuity benefits for former spouses. Testimony was heard from Thomas Tinsley, Civil Service Commission, and public witnesses.

SOLAR ENERGY

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on H.R. 3983, 3982 and H. Res. 322, relating to use of solar energy in Federal buildings. Testimony was heard from Department and public witnesses.

FEDERAL DISASTER ASSISTANCE AUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Water Resources met and approved for full committee action H.R. 6197 amended, to authorize additional appropriations for the Federal Disaster Assistance Program through fiscal year 1978.

HIGHWAY MASS TRANSIT PROGRAM

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on legislation for the continuation of the Highway Mass Transit Programs. Testimony was heard from American Association of State Highway Transportation officials.

Hearings continue Wednesday, May 11.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Rules: Granted an open rule providing for the consideration of and two hours of general debate; waiving clause 5, Rule XXI and waiving section 401(b) of the Congressional Budget Act of 1974, providing that the bill be read for amendment by titles instead of by sections and providing one motion to recommit, on H.R. 6655, Housing and Community Development Act of 1977. Testimony was heard from Representatives Ashley, AuCoin, Lundine and Brown of Michigan.

DNA RECOMBINANT MOLECULE RESEARCH ISSUE

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the DNA recombinant molecule research issue. Testimony was heard from public witnesses.

Hearings continue tomorrow.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy R.D. &D. met for markup of H.R. 6796, ERDA authorization for fiscal year 1978, and will resume tomorrow.

VETERANS' EDUCATION AND EMPLOYMENT ASSISTANCE

Committee on Veterans' Affairs: Subcommittee on Education and Training continued oversight hearings on the Veterans' Education and Employment Assistance Act of 1976. Testimony was heard from Representatives Quillen and Pressler and a public witness.

PUBLIC ASSISTANCE RECOMMENDATIONS

Committee on Ways and Means: Subcommittee on Public Assistance continued hearings on public assistance legislation contained in the Committee's March 15 report to the Budget Committee. Testimony was heard from representatives of National Council of State Public Welfare Programs; American Parents Committee; American Foundation for the Blind; National Senior Citizens Law Center; State officials and other public witnesses.

Hearings continue tomorrow.

Thursday May, 5, 1977

Senate

Chamber Action

Routine Proceedings, pages 13714–13765

Bills Introduced: 13 bills and 1 resolution were introduced, as follows: S. 1460–1472; and S.J. Res. 49. Page 13721

Bills Reported: Reports were made as follows:

H.R. 6370, to authorize funds for activities of the International Trade Commission for fiscal year 1978, with an amendment, together with supplemental views (S. Rept. 95–122);

S. 1468, extending for 6 months until December 31, 1977, FEA authority to issue coal conversion orders pursuant to the Energy Supply and Environmental Coordination Act (S. Rept. 95–123). Page 13720

Bills Passed:

Export Administration Act Amendments: By 90 yeas to 1 nay, Senate passed H.R. 5840, to amend and extend the Export Administration Act, after striking all after the enacting clause and inserting in lieu thereof provisions of Senate companion bill, S. 69, to which Senate had at first taken action on proposed amendments as follows:

Adopted:

(1) Committee amendment in the nature of a substitute; Page 13765

(2) Heinz unprinted amendment No. 194, providing substitute language for certain sections of title II (dealing with Foreign Boycotts) which would have the effect of permitting compliance with unilateral selections made by U.S. citizens abroad; Page 13774

(3) Dole unprinted amendment No. 196, making congressional review provisions applicable when export controls are imposed as a result of domestic shortages; and Page 13792

(4) Stevenson unprinted amendment No. 199, to the title of the bill. Page 13815

Rejected:

(1) Durkin unprinted amendment No. 195, to prohibit exporting of Alaska oil for 2 years (tabled by 66 yeas to 27 nays). Page 13783

S. 69 was then indefinitely postponed.

Pages 13765–13779, 13782–13793, 13808–13816

NSF Authorizations: Senate passed H.R. 4991, authorizing funds for the National Science Foundation for fiscal year 1978, after striking all after the enacting clause and inserting in lieu thereof provisions of Senate companion bill, S. 855, to which Senate had at first taken action on proposed amendments, as follows:

Adopted:

(1) Metzenbaum unprinted amendment No. 197, to increase funding for NSF-supported nitrogen fixation research by $2 million in fiscal year 1978 and $2.4 million in fiscal year 1979; and Page 13802

(2) Committee amendment, as amended. Page 13793

Rejected:

(1) By 31 yeas to 62 nays, Hatch amendment No. 227, to require that not less than one-quarter of 1 percent of total funds requested be paid to qualified researchers in each of the 50 States and the District of Columbia. Page 13796

Senate insisted on its amendment, requested conference with the House and appointed as conferees Senators Kennedy, Pell, Nelson, Hathaway, Schweiker, Javits, and Chafee. Pages 13793–13808

S. 855 was then indefinitely postponed.

Foreign Corrupt Practices: Senate passed with committee amendment and sent to the House S. 305, to amend the Securities and Exchange Act so as to require issuers of securities to maintain accurate records, and to prohibit certain bribes. Pages 13816–13823

Wichita Indian Lands: Senate passed without amendment and sent to the House S. 773, authorizing the Wichita Indian Tribe of Oklahoma to file claims against the United States for lands taken without adequate compensation. Pages 13823, 13824

Federal Election Commission: Senate passed without amendment and sent to the House S. 1435, authorizing $7.5 million for the Federal Election Commission for fiscal year 1978. Pages 13837–13839

Economic Stimulus Appropriations: Senate agreed to the conference report on H.R. 4876, making appropriations for economic stimulus programs for fiscal year 1977. Senate agreed to House amendments to Senate amendments Nos. 4, 5, and 9, thus clearing the measure for the President. Pages 13779–13782

Bills Referred: H.R. 6689, foreign relations authorizations, was referred to Committee on Foreign Relations; and H.R. 1413 and 1613, private bills, were referred to Committee on the Judiciary. Page 13719

Message From the House: Page 13719

Executive Communications: Pages 13719, 13720

Surface Mining Control: Committee on Energy and Natural Resources was discharged from the further consideration of H.R. 2, proposed Surface Mining Control and Reclamation Act, and the bill was held at the desk pending further disposition. Page 13839

President's Energy Program: By unanimous consent, President's communication setting forth his proposed energy program was referred jointly to Committees on Energy and Natural Resources, and Finance, with an understanding. Pages 13839, 13840

Confirmations: Senate confirmed the following nominations:

Gladys Kessler, Robert McC. Scott, Robert A. Shuker, Annice McBryde Wagner, and Paul R. Webber III, each to be an associate judge of the Superior Court of the District of Columbia; and

Alan K. Campbell, of Texas, to be a Civil Service Commissioner. Page 13840

Nominations: Senate received the following nominations:

George S. Vest, of Maryland, to be an Assistant Secretary of State;

Sander M. Levin, of Michigan, and John H. Sullivan, of Virginia, each to be an Assistant Administrator of the Agency for International Development;

Stuart E. Seigel, of the District of Columbia, to be an Assistant General Counsel in the Department of the Treasury;

John M. Harmon, of North Carolina, and James W. Moorman, of California, each to be an Assistant Attorney General;

Robert H. Mendelsohn, of California, to be an Assistant Secretary of the Interior; and

Jule M. Sugarman, of Georgia, and Ersa H. Poston, of New York, each to be a Civil Service Commissioner.

Also, Senate received the withdrawal of the nomination of George S. Vest, of Maryland, to be Ambassador to Pakistan. Page 13840

Record Votes: Three record votes were taken today (total—140). Pages 13802, 13810, 13812

Adjournment: Senate met at 9:30 a.m. and adjourned at 4:32 p.m. Page 13840

Committee Meetings

CHILD NUTRITION PROGRAMS

Committee on Agriculture, Nutrition and Forestry: Subcommittee on Nutrition began hearings on legislation to extend and revise child nutrition programs under the National School Lunch Act and Child Nutrition Act, receiving testimony from Representative Gephardt; Josephine Martin, Atlanta, Georgia, and Jean White, Sacramento, California, representing the American School Food Service Association; and Helen Ulrich, Society of Nutrition Education, Berkeley, California.

Hearings continue tomorrow.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the District of Columbia government, receiving testimony from Lorenzo W. Jacobs, Director, State Historic Preservation Office; Ben W. Gilbert, Director, Municipal Planning Office; W. R. Compton, Surveyor; Peter S. Ridley, Recorder of Deeds; and Maximilian Wallach, Superintendent, Department of Insurance, and of the District of Columbia government; James L. Denson, Chamber of Commerce of the District of Columbia; and Richard Verbuken, representing the Washington, D.C. Convention and Visitors Bureau.

Hearings continue on Tuesday, May 10.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony from Marcus A. Rowden, Chairman, Nuclear Regulatory Commission, and Richard L. Dunham, Chairman, Federal Power Commission.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Armed Services: Committee ordered favorably reported the following business items:

An original bill authorizing $3.725 billion for fiscal year 1978 for construction of certain military installations;

An original bill authorizing $2.025 billion for the Energy Research and Development Administration for national security programs for fiscal year 1978; and

The nominations of John Patrick White, of the District of Columbia, to be an Assistant Secretary of Defense; Percy A. Pierre, of the District of Columbia, to be an Assistant Secretary of the Army; and 2,193 routine nominations in the Army, Navy, Air Force, and Marine Corps.

Prior to these actions, committee held hearings on the nominations of Messrs. White and Pierre, where the nominees testified and answered questions on their own behalf.

HOUSING AND COMMUNITY DEVELOPMENT

Committee on Banking, Housing, and Urban Affairs: Committee continued consideration of bills relating to housing and community development programs, including S. 741, 1246, and 1144-46, but did not complete action and will meet again tomorrow.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following measures:

S. 126, to establish and maintain an effective earthquake hazard reduction program (with an amendment in the nature of a substitute). As approved by the committee the bill would authorize $55 million for fiscal year 1978; $70 million for fiscal year 1979; and $80 million for fiscal year 1980;

S. 922, authorizing funds for fiscal year 1978 for the U.S. Railway Association, and funds for the Office of Rail Public Counsel within the Interstate Commerce Commission (amended). As approved by the committee the bill would authorize $15 million for the U.S. Railway Association, and $2 million for the ICC Public Counsel;

S. 1019, to authorize funds for fiscal year 1978 for certain maritime programs (amended). As approved by the committee the bill would authorize approximately $551,774,000 for fiscal year 1978, with proposed funds for fiscal year 1979 deleted;

S. 1325, to provide explicit statutory authority for flow-through subsidy payments made pursuant to an experimental local air service program administered by the Civil Aeronautics Board from August 1, 1973, through July 31, 1975;

S. 1347, to establish a National Advisory Committee on Oceans and Atmosphere (amended). As approved by the committee the bill would authorize $480,000 for fiscal year 1978;

S. 1350, authorizing $58,000,000 for each of fiscal years 1978 and 1979 for the National Sea Grant College program; and

Fifty routine nominations in the National Oceanic and Atmospheric Administration.

CONSUMER CONTROVERSIES

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded hearings on S. 957, to promote methods by which controversies involving consumers may be resolved, after receiving testimony from James V. De Long, Bureau of Consumer Protection, Federal Trade Commission; Mark Budnitz, National Consumer Law Center, Inc., Boston; and Mark Green, Public Citizen-Congress Watch, Washington, D.C.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported the following measures:

S. 1125, authorizing establishment of the Eleanor Roosevelt National Historic Site in Hyde Park, New York (amended). As approved by the committee, the bill would authorize $575,000 for land acquisition, $420,000 for development, and $50,000 for erection of a memorial;

S. 393, to provide for the study of certain lands in Montana to determine their suitability for designation as wilderness, amended; and

An original bill authorizing funds for fiscal year 1978 for non-nuclear programs of the Energy Research and Development Administration.

LOCK AND DAM 26

Committee on Environment and Public Works: Committee ordered favorably reported with amendments S. 790, authorizing approximately $421 million for the reconstruction of Lock and Dam 26 at Alton, Ill.

WELFARE REFORM

Committee on Finance: Subcommittee on Public Assistance held hearings to receive testimony on the President's statement on welfare principles from Secretary Joseph A. Califano, who was accompanied by several of his associates of the Department of Health, Education, and Welfare.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the following nominations:

Wilbert J. LeMelle, of New York, to be Ambassador to the Republic of Kenya;

Ulric S. Haynes, Jr., of Indiana, to be Ambassador to the Republic of Algeria;

Mabel Murphy Smythe, of Connecticut, to be Ambassador to the Republic of Cameroon;

Spurgeon M. Keeney, Jr., of the District of Columbia, to be Deputy Director of the U.S. Arms Control and Disarmament Agency;

Ralph Earle II, of Pennsylvania, to serve with the rank of Ambassador during his tenure of service as Alternate Chairman of the U.S. Delegation to the Strategic Arms Limitation Talks; and

Frederick T. Van Dyk, of Maryland, to be an Assistant Administrator of the Agency for International Development.

Also, committee further considered actions taken on April 19 on an original bill authorizing $5.2 billion for fiscal years 1978 through 1981 for U.S. contribution to certain international financial institutions, adopted additional amendments proposed thereto, and will meet again on Tuesday, May 10, to consider further this measure.

Prior to these actions, committee held hearings on the above-listed nominations, where the nominees testified and answered questions on their own behalf.

FOREIGN RELATIONS AUTHORIZATIONS

Committee on Foreign Relations: Subcommittee on International Operations approved for full committee consideration with amendments S. 1190, authorizing funds for fiscal year 1978 for the Department of State, USIA, Board for International Broadcasting and ACDA.

NOMINATION AND ENERGY

Committee on Governmental Affairs: Committee ordered favorably reported the nomination of Lester A. Fettig, of Virginia, to be Administrator for Federal Procurement Policy; prior to which action the nominee testified and answered questions on his own behalf.

Also, committee continued consideration of S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, but did not complete action thereon and will meet again tomorrow.

FEDERAL OFFICIAL CONDUCT

Committee on Governmental Affairs: Committee contined hearings on S. 555, to establish procedures for the court appointment of a temporary special prosecutor; create an Office of Government Crimes within the Justice Department; and create an Office of Congressional Legal Counsel, and proposed amendments thereto, and on bills requiring high-level officials in all three branches of government to publicly disclose their financial interests (S. 113, 290, 383, and 673), receiving testimony from Elmer B. Staats, Comptroller General of the United States; John Moore, President and Chairman, Export-Import Bank of the United States; Alan

K. Campbell, Chairman-designate, Civil Service Commission; Edward A. Tamm, Judicial Conference of the United States, Washington, D.C.; and Jack Nard, Pittsburgh, Pa.

Hearings were recessed subject to call.

ANTITRUST ENFORCEMENT

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly continued oversight hearings on the effectiveness of antitrust laws and enforcement procedures of the Department of Justice and Federal Trade Commission. Witnesses heard were Donald I. Baker, Assistant Attorney General, Antitrust Division, Department of Justice; Owen M. Johnson, Jr., Director, Bureau of Competition, Federal Trade Commission; Harold S. Levy, AT&T, Washington, D.C.; Nicholas Katzenbach, IBM, Armonk, New York; J. G. Clarke Sr., Exxon Corporation, New York City; and Arthur Burck, Arthur Burck and Company, Palm Beach, Florida.

Hearings continue on Wednesday, May 11.

VOTER REGISTRATION AND CAMPAIGN FINANCING

Committee on Rules and Administration: Committee continued hearings on the following bills, receiving testimony as indicated:

S. 1072, to establish a universal voter registration program; Senators Cranston, Mathias, Clark and Kennedy; Fred Wertheimer, Common Cause, Washington, D.C.; Russell Hemenway, National Committee for an Effective Congress, Washington, D.C.; and Mary Crisp, Republican National Committee, Washington, D.C.

S. 926, to provide for public financing of primary and general elections for the U.S. Senate: Senators Cranston, Mathias, Clark, Kennedy, Packwood, Weicker and Biden; Mr. Wertheimer; Dr. Herbert Alexander, Citizens' Research Foundation, Princeton, N.J.; Mr. Hemenway; Richard Lorber, Providence, R.I.; Betsy Wright, Women's Campaign Fund, Washington, D.C.; Bruce Bradley, Washington, D.C.; Thomas F. McCoy, Washington, D.C.; and Ms. Crisp.

The following bills and messages which amend the Federal Election Campaign Act: S. 15, 105, 962, 966, 1320, and 1344, and the President's message dated March 22, and recommendations of the FEC submitted March 21: Senators Johnston, Anderson, Packwood, Stone, Weicker and Biden: Dr. Alexander: Mr. Hemenway; James Low, and Thomas Boggs, American Society of Association Executives, Washington, D.C.; Ms. Wright; and Mr. Bradley.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Select Committee on Small Business: Committee ordered favorably reported the following measures:

S. 1442, authorizing $954.7 million for fiscal year 1978 for activities of the Small Business Administration (amended). As approved by the committee the bill would enable the Small Business Administration to defer certain loan payments by small businesses, and strengthen SBA's authority to certify small business firms' eligibility for obtaining Government contracts;

S. 1305, to clarify the terms for loans to small businesses which have suffered physical disasters, amended;

S. 1306, authorizing $50 million through October 1, 1977, for emergency drought assistance loans to small businesses, amended; and

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1442.

Also, committee ordered reported without recommendation H.R. 692, House companion SBA authorization bill (to S. 1442).

House of Representatives

Chamber Action

Bills Introduced: 42 public bills, H.R. 6936–6977; 1 private bill, H.R. 6978; and 8 resolutions, H.J. Res. 439–443, H. Con. Res. 216, and H. Res. 545 and 546 were introduced. Pages 13706, 13707

Bills Reported: Reports were filed as follows:

Report entitled "Internal Revenue Service and Treasury Department Enforcement of the Foreign Bank Account Reporting Requirement of the Bank Secrecy Act" (H. Rept. 95–246);

H.R. 5813, to revise the basis for estimating the annual Federal payment to the District of Columbia for water and water services and sanitary sewer services furnished to the United States (H. Rept. 95–247);

H.R. 6530, to amend the District of Columbia Self-Governmental Reorganization Act with respect to the borrowing authority of the District of Columbia, amended (H. Rept. 95–248); and

H.R. 1406, 1420, 1432, 1437; all private bills (H. Repts. 95–249 to 95–252, respectively). Page 13706

Subcommittee To Sit: Subcommittee on Advanced Energy Technologies of the Committee on Science and Technology received permission to sit today during proceedings of the House under the 5-minute rule. Page 13650

Late Report: Committee on Science and Technology received permission to file a report by midnight Friday, May 6, on H.R. 6669, to establish a national climate program. Page 13651

Budget Resolution: By a yea-and-nay vote of 213 yeas to 179 nays, Roll No. 204, the House agreed to H. Con. Res. 214, First Concurrent Resolution on the Budget for fiscal year 1978.

Agreed to an amendment that increases both budget authority and outlays for veterans' benefits and services by $175 million (agreed to by a recorded vote of 282 ayes to 100 noes with 1 voting "present", Roll No. 201, after being rejected earlier by a division vote of 34 ayes to 56 noes); and

A technical amendment.

Rejected an amendment that sought to reduce budget authority for defense by $1.15 billion and outlays by $300 million (rejected by a recorded vote of 88 ayes to 315 noes, Roll No. 200).

Rejected the following 3 amendments to the previous amendment:

An amendment that sought to increase defense budget authority by $3 billion and outlays by $2 billion (rejected by a recorded vote of 176 ayes to 233 noes, Roll No. 197);

An amendment that sought to increase defense budget authority by $2 billion and outlays by $1 billion (rejected by a recorded vote of 184 ayes to 223 noes, Roll No. 198); and

An amendment that sought to increase both budget authority and outlays for defense by $1 billion (rejected by a recorded vote of 190 ayes to 214 noes, Roll No. 199).

Rejected an amendment that sought to restore defense levels to those requested by the President and to provide for a reduction in the deficit (rejected by a recorded vote of 85 ayes to 306 noes, Roll No. 202); and

Rejected an amendment in the nature of a substitute that sought to provide for reduced spending outlays, a reduced deficit, increased funding for defense, an across-the-board personal tax reduction, and an elimination of the business tax credit (rejected by a recorded vote of 150 ayes to 240 noes, Roll No. 203).

Subsequently, this action was vacated, and S. Con. Res. 19, a similar Senate agreed-to measure, was agreed to in lieu after being amended to contain the language of the House resolution.

House then insisted on its amendment and asked a conference with the Senate. Appointed as conferees: Representatives Giaimo, Wright, Leggett, Mitchell of Maryland, Derrick, Pike, Obey, Lehman, Mattox, Latta, Holt, Rousselot, and Regula. Pages 13651–13697

Adjournment: Adjourned at 6:35 p.m.

Committee Meetings

ADVISORY COMMITTEE ON FOREST SERVICE SALES—AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Considered but took no action on H.R. 6362, to establish an Advisory Committee on Forest Service Sales Procedures and provide opportunity for Congressional review; and continued markup of the Agriculture and Consumer Protection Act of 1973, and will resume tomorrow.

PEANUT PROGRAM

Committee on Agriculture: Subcommittee on Oilseeds and Rice approved for full committee action language relating to the peanut program to be included in the general farm bill.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on extension of the West Front of the Capitol.

ERDA AUTHORIZATION

Committee on Armed Services: Met and ordered reported favorably to the House H.R. 6566 as amended, to authorize appropriations for the use of the Energy Research and Development Administration.

NATIONAL CONSUMER COOPERATIVE BANK ACT

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House H.R. 2777, amended, National Consumer Cooperative Bank Act.

COUNCIL ON WAGE AND PRICE STABILITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization met and approved for full committee action a clean bill in lieu of H.R. 3184, to amend the Council on Wage and Price Stability Act to extend its termination date.

EDUCATION AND LABOR MISCELLANY

Committee on Education and Labor: Met and ordered reported favorably to the House the following bills:

H.R. 6138 as amended, Youth Employment and Training Act of 1977;

H.R. 6692, Extension of the Education of the Handicapped Act;

H.R. 6693 amended, Child Abuse Prevention and Treatment Act extension; and

H.R. 6668 amended, to amend the Age Discrimination Act of 1975.

PRESIDENT'S ENERGY PROPOSAL

Ad Hoc Committee on Energy: Continued hearings on the President's proposal on energy with testimony from James Schlesinger, Assistant to the President for Energy.

ANTIRECESSION ASSISTANCE

Committee on Government Operations: Met and ordered reported favorably to the House the following measures:

H.R. 6810 amended, to amend and extend title II of the Public Works Employment Act of 1976 providing for antirecession assistance to State and local governments; and

Report entitled "Federal Banking Agency Enforcement of the Truth in Lending Act".

The committee continued markup of H.R. 6804, to establish a Department of Energy, and will resume tomorrow.

UNIVERSAL VOTER REGISTRATION ACT

Committee on House Administration: Met and ordered reported favorably to the House by vote of 17 to 8, H.R. 5400 as amended, Universal Voter Registration Act of 1977.

SECURITY AT NUCLEAR POWERPLANTS

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on security at nuclear powerplants. Testimony was heard from Edson Case, Director, Reactor Regulation Division, NRC; Monte Canfield, Director, Energy and Minerals Division, GAO; Dr. Arthur Tamplin, Natural Resources Defense Council; and representatives of Atomic Industrial Forum.

EMERGENCY CONTROLS ON INTERNATIONAL ECONOMIC TRANSACTIONS

Committee on International Relations: Subcommittee on International Economic Policy and Trade continued hearings on emergency controls on international economic transactions. Testimony was heard from Homer Moyer, Acting General Counsel, Department of Commerce; and Irving Jaffe, Deputy Assistant Attorney General.

U.N. 33D COMMISSION ON HUMAN RIGHTS

Committee on International Relations: Subcommittee on International Organizations held a review hearing on the United Nations 33d Commission on Human Rights. Testimony was heard from Allard Lowenstein, U.S. Representative to the U.N. 33d Commission on Human Rights.

PEACE CORPS AUTHORIZATION

Committee on International Relations: Subcommittee on International Development met and approved for full committee action a bill, to be introduced, authorizing appropriations for the Peace Corps for fiscal year 1978.

FEA AUTHORIZATION—CONTROLLED SUBSTANCES AUTHORIZATION

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House the following bills:

H.R. 6794, Federal Energy Administration Authorization Act of 1977; and

H.R. 5742, to amend the Controlled Substances Act to extend for three fiscal years the authorization of appropriations under that Act for the expenses of the Department of Justice in carrying out that Act.

The committee continued markup but did not complete action on H.R. 3816, Federal Trade Commission Amendments of 1977.

FPC ADVERSE PERSONNEL ACTIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held an executive hearing on adverse personnel actions against professional staff members at the Federal Power Commission.

BANKRUPTCY ACT REVISION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, Bankruptcy Act revision, and will resume on Monday, May 9.

BUREAU OF PRISONS PRETRIAL DETENTION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued oversight hearings on Bureau of Prisons Pretrial Detention Program. Testimony was heard from U.S. District Court Judge Daughlin Waters, Los Angeles; William Nagel, National Moratorium on Prison Construction; and James McGaha, Friend Committee on National Legislation, Los Angeles.

VICTIMS OF CRIME ACT

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on H.R. 3686 and related bills, Victims of Crime Act. Testimony was heard from Ronald L. Gainer, Deputy Assistant Attorney General.

Following the hearing, the Subcommittee began markup of H.R. 3686 (title above), and will resume tomorrow.

ATTORNEYS' FEES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 3361, to permit awards of reasonable attorneys' fees and other expenses for public participation in Federal agency proceedings, and will resume tomorrow.

MERCHANT MARINE MISCELLANY

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House the following bills:

H.R. 3849, to establish qualifications for individuals appointed to the National Advisory Committee on Oceans and Atmosphere and to authorize appropriations for the committee for fiscal year 1978;

H.R. 4301, to authorize appropriations for the National Sea Grant Program Act during fiscal year 1978; and

H.R. 6206 amended, to authorize appropriations for fiscal years 1978, 1979, and 1980 to carry out the Commercial Fisheries Research and Development Act of 1964.

ELECTRONIC COMMUNICATIONS SYSTEMS

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services held a hearing on electronic communications systems. Testimony was heard from representatives of Aspen Institute and George Washington University.

ADDITIONAL LAW JUDGES—ADDITIONAL SUPERGRADES

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization held hearings on H.R. 5723, additional administrative law judge positions; and continued hearings on the Administration request for additional supergrade and executive level positions. Testimony was heard from representatives of Federal Administrative Law Judges Conference; Representative Burke of Massachusetts; and public witnesses.

Following the hearing, the subcommittee approved for full committee action the following measures:

H.R. 6326 amended, to clarify existing authority for employment of personnel in the White House office and the executive residence at the White House;

H.R. 2387 amended, to increase the salaries of the Chairman and members of the Federal Reserve Board and of the Director and Deputy Director of the Office of Management and Budget;

A bill to be introduced to create 100 additional administrative law judges for the Civil Service Commission:

A bill to be introduced to authorize 15 supergrade positions at the administrative office of the U.S. courts;

And approved an Administration request relating to executive level employees at the Federal Reserve Board.

The Subcommittee considered H.R. 5723, additional administrative law judge positions, but postponed action for 45 days.

SOLAR ENERGY USE IN HOUSE OFFICE BUILDINGS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds met and approved for full committee action H. Res. 322, directing the Architect of the Capitol to conduct a feasibility study of using solar energy in connection with the heating, cooling, and hot water systems or subsystems of the House Office Buildings, annexes and related structures.

AIRPORT PROTECTION AND NOISE REDUCTION

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on H.R. 4539, Airport Protection and Aircraft Noise Reduction Act, with testimony from Secretary of Transportation Brock Adams.

DNA RECOMBINANT MOLECULE RESEARCH

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the DNA recombinant molecule research issue with testimony from public witnesses.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Fossil and Nuclear R.D. & D. met and approved for full committee action H.R. 6796, ERDA authorization for fiscal year 1978.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. began markup of H.R. 6796, ERDA authorization for fiscal year 1978, and will resume tomorrow.

PUBLIC ASSISTANCE RECOMMENDATIONS

Committee on Ways and Means: Subcommittee on Public Assistance continued hearings on public assistance legislation contained in the Committee's March 15 report to the Budget Committee. Testimony was heard from State officials and public witnesses.

MEDICARE-MEDICAID AMENDMENTS

Committee on Ways and Means: Subcommittee on Health met and approved for full committee action H.R. 3 amended, Medicare-Medicaid Anti-Fraud and Abuse Amendments of 1977.

Friday, May 6, 1977

Senate

Chamber Action

The Senate was not in session today. It will next meet at 2 p.m. on Monday, May 9.

Committee Meetings

CHILD NUTRITION PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Nutrition concluded hearings on legis-

lation to extend and revise child nutrition programs under the National School Lunch Act and Child Nutrition Act, after receiving testimony from Carol Tucker Foreman, Assistant Secretary of Agriculture for Food and Consumer Services, who was accompanied by several of her associates.

HOUSING AND COMMUNITY DEVELOPMENT

Committee on Banking, Housing, and Urban Affairs: Committee continued consideration of bills relating to housing and community development programs, including S. 741, 1246, and 1144-46, but did not complete action thereon and will meet again on Monday, May 9.

SAN LUIS WATER PROJECT

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources concluded hearings on S. 1358 and H.R. 4390, authorizing funds for fiscal year 1978 for construction of certain systems of the San Luis unit, Central Valley water project, California, after receiving testimony from Senator Cranston; R. Keith Higginson, Commissioner, Bureau of Reclamation, Department of the Interior; and David Weiman, Washington, D.C.

PEACE CORPS AUTHORIZATION

Committee on Foreign Relations: Subcommittee on Foreign Assistance approved for full committee consideration with amendments S. 1235, authorizing funds for fiscal year 1978 for activities of the Peace Corps, prior to which action, subcommittee concluded hearings on the bill after receiving testimony from Sam Brown, Director of ACTION; Thomas J. Scanlon, Benchmarks, Inc., Washington, D.C.; and Harlan Cleveland, Aspen Institute for Humanistic Studies, Princeton.

Full committee is scheduled to consider this measure on Tuesday, May 10.

NUCLEAR NONPROLIFERATION

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services resumed hearings on S. 897, to strengthen U.S. policies on nuclear nonproliferation, and to reorganize certain nuclear export functions, receiving testimony from Dr. Joseph Nye, Deputy Undersecretary of State for Security Assistance, Science and Technology; Robert Fri, Acting Director, Energy Research and Development Administration; and Marcus Rowden, Chairman, and Richard Kennedy, Commissioner, both of the Nuclear Regulatory Commission.

Hearings continue on Wednesday, May 11.

ENERGY DEPARTMENT

Committee on Governmental Affairs: Committee continued consideration of S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, but did not complete action thereon and will meet again on Monday, May 9.

COMMITTEE BUSINESS

Committee on Human Resources: Committee approved the following measures:

S. 602, to extend through fiscal year 1982 programs under the Library Services and Construction Act (amended). As approved by the committee, the bill would authorize $287 million for fiscal year 1978, and $292 million for each of fiscal years 1979 through 1982;

S. 1170, to extend through fiscal year 1978 the surplus commodity food program for senior citizens, and revising such program to allow States the option of receiving cash in lieu of such commodities;

S. 1321, to extend until November 28, 1977, the deadline for transmittal by the Commission on Civil Rights of its report on unreasonable discrimination based on age in federally financed programs.

Also, committee agreed to a committee resolution urging the Committee on the Judiciary to hold hearings to examine the exploitation of children in pornographic materials.

Committee will meet again on Tuesday, May 10, to consider other pending legislation.

VOTER REGISTRATION AND CAMPAIGN FINANCING

Committee on Rules and Administration: Committee concluded hearings, after receiving testimony, on the following measures:

S. 1072, to establish a universal voter registration program;

S. 926, to provide for public financing of primary and general elections for the U.S. Senate; and

The following bills and messages which amend the Federal Election Campaign Act: S. 15, 105, 962, 966, 1320, and 1344, and the President's message dated March 22, and recommendations of the FEC submitted March 31. Witnesses heard were Senator Thurmond; former Senators Buckley and McCarthy; Robert O. Tiernan, Thomas E. Harris, and Joan D. Aikens, Federal Election Commissioners; James March, Assistant Secretary of State for Ohio, Columbus; Dr. Richard Smolka, Washington, D.C.; Prof. Roy Shotland, Georgetown University, Washington, D.C.; Anne Campbell, Association of Democratic State Chairpersons; James Killeen, County Clerk, Wayne County, Mich.; Jeanne Percesepe, U.S. Labor Party, Washington, D.C.; Barbara Frazier, Citizens for a Fair Election; Thomas Schwarz, City of New York Bar Association; W. F. Thomas, Sr., and Mel Rappleyea, Sr., representing the Virginia Electoral Board Association and Voting Registrars Association of Virginia; E. Stanley Rittenhouse, Liberty Lobby, Washington, D.C.; Loren Smith, Washington, D.C.; and Kristen Svore, Project Leap, Chicago.

Committee is scheduled to begin markup of these items on Wednesday, May 11.

TIMBER SET-ASIDES

Select Committee on Small Business: Committee held hearings to investigate problems in development of timber set-asides and to receive testimony on problems of small business timber operators. Witnesses heard were Senator Stevens; A. Vernon Weaver, Administrator, Small Business Administration; Rexford A. Resler, Associate Chief, Forest Service, Department of Agriculture; Robert Robertson, National Association of Independent Lumbermen, Washington, D.C., accompanied by: John Schnabel, Schnabel Lumber Co., Haines, Alaska, Wayne Gaskins, Western Forest Industries Association, Portland, Oreg., John Sund, Mitkof Lumber Co., Petersburg, Alaska, Leonard Netzorg, Western Forest Industries Association, Portland, Oreg.; John K. Gram, Public Timber Purchasers Group, Portland, Oreg., accompanied by: D. L. Finney, Ketchikan Pulp Co., Ketchikan, Alaska, John B. Crowell, Louisiana Pacific Corp., Portland, Oreg., and Donald J. Plummer, Brand-S Corp., Portland.

Hearings recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 6979-6997; 2 private bills, H.R. 6998 and 6999; and 8 resolutions, H.J. Res. 444-448, and H. Res. 547-549, were introduced.

Pages 13914, 13915

Bills Reported: Reports were filed as follows:

H.R. 2817, to provide for certain additions to the Tinicum National Environmental Center (H. Rept. 95-253);

H.R. 6206, Commercial Fisheries Research and Development Act Authorization, amended (H. Rept. 95-254);

H.R. 1428, amended, 1750, amended, 1936, amended, 2253, 2553, 3217, 3313, and 4246, amended, all private bills (H. Repts. 95-255 to 95-262, respectively);

Conference report on H.R. 3477, Tax Reduction and Simplification Act of 1977 (H. Rept. 95-263);

H.R. 5562, to authorize the establishment of the Eleanor Roosevelt National Historic Site in the State of New York (H. Rept. 95-264);

H.R. 6205, to authorize appropriations for fiscal years 1978, 1979, and 1980 to carry out the Atlantic Tunas Convention Act of 1975 (H. Rept. 95-265);

H.R. 6669, to establish a national climate program, amended (H. Rept. 95-266);

H.R. 6668, to extend the Age Discrimination Act of 1975 to extend the date upon which the U.S. Commission on Civil Rights is required to file its report (H. Rept. 95-267);

H.R. 6692, to extend certain programs under the Education of the Handicapped Act (H. Rept. 95-268); and

H.R. 6774, to make certain technical amendments to provisions relating to higher education contained in the Education Amendments of 1976 (H. Rept. 95-269).

Page 13914

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of May 11. Page 13885

Housing: House concluded all general debate on H.R. 6655, to amend certain Federal laws pertaining to community development, housing, and related programs; and began reading the bill for amendment when the Committee of the Whole rose.

Proceedings under the 5-minute rule are scheduled to continue on Tuesday, May 10.

H. Res. 541, the rule under which the bill was considered was adopted earlier by a yea-and-nay vote of 280 yeas to 4 nays, Roll No. 205. Pages 13887-13900

Late Reports: Committees on Merchant Marine and Fisheries, and Education and Labor received permission to file certain reports by midnight tonight; and conferees received permission to file a conference report by midnight tonight on H.R. 3477, Tax Reduction and Simplification Act of 1977. Pages 13901-13911

Referral: One Senate-passed bill was referred to the appropriate House committee. Page 13914

Adjournment: Adjourned at 1:05 p.m.

Committee Meeting

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued markup of extension of the Agriculture and Consumer Protection Act of 1973, and will resume on Monday, May 9.

SALT II

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy met in executive session for a briefing on SALT II by Paul C. Warnke, Chief U.S. SALT Negotiator.

ANTISUBMARINE WARFARE

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on antisubmarine warfare with testimony from Vice Adm. Edward C. Waller, and Rear Adm. L. Baggett, Jr.

DEPARTMENT OF ENERGY

Committee on Government Operations: Met and ordered reported favorably to the House H.R. 6804, amended, to establish a Department of Energy.

ENDANGERED AMERICAN WILDERNESS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands continued hearings on H.R. 3454, Endangered American Wilderness Act. Testimony was heard from Representative Sisk and representatives of USDA and Oregon Environmental Council.

MOTOR VEHICLE INFORMATION AND COST SAVINGS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on the National Highway Traffic Safety Administration's Motor Vehicle Information and Cost Savings Act with testimony from public witnesses.

VICTIMS OF CRIME ACT

Committee on the Judiciary: Subcommittee on Criminal Justice met and approved for full committee action a clean bill in lieu of H.R. 3686, Victims of Crime Act.

ATTORNEYS' FEES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and approved for full committee action a clean bill in lieu of H.R. 3361, to permit awards of reasonable attorneys' fees and other expenses for public participation in Federal agency proceedings.

ERDA AUTHORIZATION

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. met and approved for full committee action H.R. 6796, as amended, ERDA authorization for fiscal year 1978.

Joint Committee Meeting

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the April employment/unemployment situation, receiving testimony from Julius Shiskin, Commissioner of Labor Statistics, Department of Labor.

Hearings were recessed subject to call.

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Monday, May 9, 1977

Senate

Chamber Action

Routine Proceedings, pages 13982–14047

Bills Introduced: Two bills and one resolution were introduced, as follows: S. 1473–1474; and S.J. Res. 50. Pages 13995, 13996

Bills Reported: Reports were made as follows:

S. 725, authorizing funds through fiscal year 1982 for certain education programs for handicapped persons, with an amendment (S. Rept. 95–124) (Submitted during adjournment of the Senate on May 6); and

S. 1474, authorizing funds for military construction for fiscal year 1978, together with additional views (S. Rept. 95–125);

S. Res. 165, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1279, to provide temporary authority to the Secretary of Commerce to facilitate emergency actions to mitigate the impacts of the 1976–1977 drought and to promote water conservation, without written report. referred to Committee on the Budget. (Submitted during adjournment of the Senate on May 6.) Page 13995

Bills Passed:

Privacy Protection Study Commission: Senate passed without amendment and sent to the House S. 1443, to extend until September 30, 1977, life of the Privacy Protection Study Commission. Pages 13987, 13988

Overseas Citizens Voting Rights: Senate passed with committee amendments and sent to the House S. 703, to improve the administration and operation of the Overseas Citizens Voting Rights Act of 1975. Pages 13988–13992

Senate Cloture Rule: Senate debated motion to proceed to consider S. Res. 5, to amend the standing rules of the Senate primarily with respect to certain procedures subsequent to the invoking of cloture. Pages 14047–14057

Congressional Budget: Senate disagreed to the House amendment to S. Con. Res. 19, setting forth congressional targets for total budget outlays, new budget authority, and limitation on the public debt for fiscal year 1978, agreed to conference with the House, and appointed as conferees Senators Muskie, Magnuson, Hollings, Cranston, Chiles, Abourezk, Bellmon, McClure, Domenici, and Heinz. Page 13984

Messages From the House: Page 13993

Amendment Submitted for Printing: Pages 13997–14000

Executive Communications: Page 13993

Presidential Message: Senate received a message from the President transmitting report of the Board of Trustees of the Social Security Trust Funds, and announcing a series of proposals designed to eliminate the short-term financing problem and to improve the overall equity of the Social Security system—referred to Committee on Finance—PM–79. Pages 13992, 13993

Confirmations: Senate confirmed the following nominations:

Lester A. Fettig, of Virginia, to be Administrator for Federal Procurement Policy;

Wilbert J. LeMelle, of New York, to be Ambassador to the Republic of Kenya;

Mabel Murphy Smythe, of Connecticut, to be Ambassador to the Republic of Cameroon;

Ulric St. Clair Haynes, Jr., of Indiana, to be Ambassador to the Republic of Algeria;

Frederick T. Van Dyk, of Maryland, to be an Assistant Administrator of the Agency for International Development;

Ralph Earle, II, of Pennsylvania, to serve with the rank of Ambassador during his tenure of service as Alternate Chairman of the U.S. Delegation to the Strategic Arms Limitation Talks;

Spurgeon M. Keeney, Jr., of the District of Columbia, to be Deputy Director of the U.S. Arms Control and Disarmament Agency;

Percy Anthony Pierre, of the District of Columbia, to be an Assistant Secretary of the Army;

John Patrick White, of California, to be an Assistant Secretary of Defense;

Three Army nominations in the rank of General, one Navy in the rank of Admiral, and four Air Force in the rank of General;

Sundry nominations in the Army, Navy, Air Force, Marine Corps and National Oceanic and Atmospheric Administration. Pages 14057, 14058

Recess: Senate met at 2 p.m. and recessed at 4:59 p.m. until 4 p.m. Page 14057

Committee Meetings

HOUSING AND COMMUNITY DEVELOPMENT

Committee on Banking, Housing, and Urban Affairs: Committee continued consideration of bills relating to housing and community development programs, including S. 741, 1246, and 1144–46, but did not complete action thereon and will meet again tomorrow.

TELEVISION BROADCAST POLICIES

Committee on Commerce, Science, and Transportation: Subcommittee on Communications began oversight hearings on the broadcasting industry, including network licensing, advertising, and violence on TV. Witnesses heard were Robert T. Howard, NBC Television Network; Everett H. Erlick, American Broadcasting Companies, Inc.; John A. Schneider, CBS Broadcast Group; and Donald H. McGannon, Westinghouse Broadcasting Company, Inc., all of New York City; and Professor Glen Robinson, University of Virginia School of Law, Charlottesville.

Hearings continue tomorrow.

ALASKA OIL PRICING

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation held hearings to receive testimony on the Federal Energy Administration's pricing policy recommendations for Alaska crude oil. Witnesses heard were John F. O'Leary, Administrator, who was accompanied by several of his associates of the Federal Energy Administration; Richard D. Morgenstern, Senior Economist Congressional Budget Office, Thomas K. Williams, Alaska Department of Revenue, Anchorage; William J. Lamont, an Attorney of Washington, D.C., representing the State of California; Dr. M. Mortada, Mortada International, Houston; John H. Lichtblau, Petroleum Industry Research Foundation, New York City; Charles R. Sitter, Exxon Company, Houston; Frank E. Mosier, Standard Oil Company of Ohio, Cleveland; Herbert H. Zachow, Atlantic Richfield Corporation, Los Angeles; and W. J. Price, Chevron, USA, Inc., San Francisco.

Hearings were recessed subject to call.

ENERGY DEPARTMENT

Committee on Governmental Affairs: Committee ordered favorably reported with amendments S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy. As approved by the committee, the bill would transfer to DOE the following authorities and functions: the Federal Energy Administration, the Energy Research and Development Administration, the Federal Power Commission; the authorities of the Southeastern, Southwestern, Bonneville, and Alaska Power Administrations; and the Bureau of Mines authorities as they relate to fuel supply, demand analysis and data gathering. Also, the bill would create a three-member board, independent of the Secretary of Energy, to act on major oil, gas, and electric pricing questions.

INDUSTRIAL WORKERS

Committee on Human Resources: Labor Subcommittee held hearings to receive testimony on a recent report

of the National Institute for Occupational Safety and Health concerning the monitoring of industrial workers' exposure to carcinogens. Witnesses heard were Dr. John F. Finklea, Director, National Institute for Occupational Safety and Health, and Dr. Guy R. Newell, Acting Director, National Cancer Institute, both of whom were accompanied by their associates of the Department of Health, Education, and Welfare.

Hearings were recessed subject to call.

ATTORNEYS' FEES

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure held hearings on S. 270, to permit awards of reasonable attorney's fees and other expenses for public participation in Federal proceedings, receiving testimony from Dr. Harvey Averck, Associate Director, National Science Foundation; Curtis Clinkscales, National Alliance for Senior Citizens, Washington, D.C.; and Frederick Poole, American Farm Bureau, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 28 public bills, H.R. 7000–7027; 8 private bills, H.R. 7028–7035; and 11 resolutions, H.J. Res. 449–452, H. Con. Res. 217, and H. Res. 550–555 were introduced. Pages 13980, 13981

Bills Reported: Reports were filed as follows:

H.R. 5959, to revise and extend the Renegotiation Act of 1951, amended (H. Rept. 95–270);

H.R. 4992, to amend the Indian Financing Act of 1974 by revising the appropriations authorization for the Indian business development program (95–271);

H.R. 6566, to authorize appropriations for the use of the Energy Research and Development Administration in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, amended (H. Rept. 95–272);

H.J. Res. 424, to authorize the Administrator of General Services to accept land, buildings, and equipment, without reimbursement, for the John Fitzgerald Kennedy Library (H. Rept. 95–273);

H.R. 6884, to amend the Foreign Assistance Act of 1961 to authorize international security assistance programs for fiscal year 1978, and to amend the Arms Export Control Act to make certain changes in the authorities of that Act (H. Rept. 95–274); and

H.R. 6810, to amend and extend title II of Public Law 94–369, to establish a new title to the State and Local Fiscal Assistance Act of 1972, amended (H. Rept. 95–275). Page 13980

Suspensions: House voted to suspend the rules and pass the following:

Eleanor Roosevelt: H.R. 5562, to authorize the establishment of the Eleanor Roosevelt National Historic Site in the State of New York, as amended (without section 5, relating to payments in lieu of taxes for National Park System lands) (passed by a yea-and-nay vote of 337 yeas to 43 nays, Roll No. 206). Earlier, a motion to suspend the rules and pass H.R. 5562 (including section 5) was withdrawn; Pages 13933–13936, 13946, 13947

Education of the handicapped: H.R. 6692, to extend certain programs under the Education of the Handicapped Act, as amended (passed by a yea-and-nay vote of 376 yeas to 2 nays, Roll No. 207); Pages 13937–13941, 13947

Age discrimination: H.R. 6668, to amend the Age Discrimination Act of 1975 to extend the date upon which the United States Commission on Civil Rights is required to file its report under such Act, as amended (passed by a yea-and-nay vote of 379 ayes, Roll No. 208); and Pages 13941, 13942, 13947

Higher education: H.R. 6774, to make certain technical and miscellaneous amendments to provisions relating to higher education contained in the Education Amendments of 1976, as amended (passed by a yea-and-nay vote of 382 yeas to 1 nay, Roll No. 209). Pages 13942–13946, 13948, 13949

Late Reports: Committee on Government Operations received permission to file reports by midnight tonight on H.R. 6810, to amend and extend title II of Public Law 94–369, to establish a new title to the State and Local Fiscal Assistance Act of 1972, and H.J. Res. 424, to authorize the Administrator of General Services to accept land, buildings, and equipment, without reimbursement, for the John Fitzgerald Kennedy Library; and

Committee on International Relations received permission to file a report by midnight tonight on H.R. 6884, to amend the Foreign Assistance Act of 1961 to authorize international security assistance programs for fiscal year 1978, and to amend the Arms Export Control Act to make certain changes in the authorities of that Act. Page 13949

Bills Re-referred: Committee on Interior and Insular Affairs was discharged from the further consideration of H.R. 4447 and H.R. 6820, bills to authorize and direct the Secretary of Health, Education, and Welfare to convey certain lands to D–Q University on fee simple absolute. Subsequently, the bills were referred to the Committee on Education and Labor. Page 13949

Funding Resolution: By a yea-and-nay vote of 246 yeas to 143 nays, Roll No. 210, the House agreed to H. Res. 334, providing for the continuation of the appointment of a special counsel to represent the House and the Committee on Interstate and Foreign Commerce in certain judicial proceedings. Pages 13949–13952

Late Report: Committee on Armed Services received permission to file a report by midnight tonight on H.R. 6566, to authorize appropriations for the use of the Energy Research and Development Administration in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974. Page 13953

Contested Elections: House agreed to the following resolutions dismissing certain election contests:

H. Res. 525, dismissing the election contest against Richard Kelly;

H. Res. 526, dismissing the election contest against Bob Gammage. By a yea-and-nay vote of 126 yeas to 260 nays with 2 voting "present", Roll No. 211, rejected a motion to recommit the resolution to the Committee on House Administration;

H. Res. 527, dismissing the election contest against Abner J. Mikva (agreed to by a yea-and-nay vote of 272 yeas to 107 nays with 3 voting "present", Roll No. 212). Rejected a motion to recommit the resolution to the Committee on House Administration; and

H. Res. 528, dismissing the election contest against Carl D. Russell (agreed to by a yea-and-nay vote of 371 yeas to 8 nays with 2 voting "present", Roll No. 213). Pages 13953–13962

Presidential Message—Social Security: Received and read a message from the President wherein he transmits proposals for reforms in the Social Security system—referred to the Committee on Ways and Means and ordered printed (H. Doc. 95–148). Pages 13962, 13963

Budget Resolution: The Speaker appointed Representative Simon as a conferee on S. Con. Res. 19, setting forth the congressional budget for the United States Government for the fiscal year 1978, vice Representative Mitchell of Maryland resigned. Page 13963

Referral: One Senate-passed measure was referrred to the appropriate House committee. Page 13980

Adjournment: Adjourned at 4:12 p.m.

Committee Meetings

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued markup of extension of the Agriculture and Consumer Protection Act of 1973, and will resume tomorrow.

ADVISORY OPINIONS

Select Committee on Ethics: Met and adopted four advisory opinions.

OIL AND GAS LEASES EXTENSION

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining met and approved for full committee action H.R. 2502 as amended, to extend certain oil and gas leases by a period sufficient to allow the drilling of an ultradeep well.

MOTOR VEHICLE INFORMATION AND COST SAVINGS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on the National Highway Traffic Safety Administration's Motor Vehicle Information and Cost Savings Act. Testimony was heard from Joan Claybrook, National Highway Traffic Safety Administration, DOT; Dr. Norman Shutler, EPA; and Richard Foster, Bureau of Consumer Protection, FTC.

QUALITY OF SURGERY

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the quality of surgery. Testimony was heard from Dr. James H. Sammons, President, AMA; Dr. John M. Morris, Yale University School of Medicine; and Dr. Kenneth Ryan, Harvard University School of Medicine.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power began hearings on H.R. 6831, National Energy Act. Testimony was heard from representatives of FEA, GSA, FTC, ERDA, FPC, Commerce and Labor departments, and Congress Watch.

Hearings continue tomorrow.

MARINE MAMMAL PROTECTION ACT AUTHORIZATION—FISHING FEES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment met and approved for full committee action the following bills:

H.R. 4740 amended, to increase the appropriations authorization for fiscal year 1978 and authorize appropriations for fiscal year 1978 to carry out the Marine Mammal Protection Act; and

H.J. Res. 388, amended, to partially reimburse certain U.S. distant-water fishermen for fishing fees imposed on them by foreign nations.

OCS LANDS ACT AMENDMENTS

Ad Hoc Select Committee on Outer Continental Shelf: Continued hearings on H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977. Testimony was

heard from a panel of State officials; and representatives of industry and industry-related organizations.

Hearings continue tomorrow.

POSTAL SERVICE

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services continued hearings on report of the Commission on Postal Service. Testimony was heard from Clyde duPont, Chairman, Commission on Postal Rates.

Hearings continue Friday, May 13.

WATER RESOURCES PROJECTS

Committee on Public Works and Transportation: Subcommittee on Water Resources met and approved for full committee action four water resources projects of the Corps of Engineers for Jekyll Island, Georgia; Flathead & Clark Fork River Basins, Montana; Fairport Harbor, Ohio; and Upper Baker, Skagit River, Washington.

DUTY FREE—DUTY SUSPENSIONS

Committee on Ways and Means: Subcommittee on Trade met and approved for full committee action 23 miscellaneous tariff and trade bills.

Tuesday, May 10, 1977

Senate

Chamber Action

Routine Proceedings, pages 14139–14204

Bills Introduced: Eight bills and three resolutions were introduced, as follows: S. 1475–1482; S.J. Res. 51; and S. Res. 166–167. Pages 14149, 14160–14163, 14213

Bills Reported: Reports were made as follows:

Annual report of Judiciary Subcommittee on Constitutional Amendments covering its activities in 1976 (S. Rept. 95–126);

S. 252, proposed Clean Air Act Amendments of 1977, with amendments (S. Rept. 95–127);

S. 7, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, with an amendment, together with additional and minority views (S. Rept. 95–128);

H.R. 5970, authorizing funds for military procurement for fiscal year 1978, with an amendment (S. Rept. 95–129); and

S. 126, to establish and maintain an effective earthquake hazard reduction program, with an amendment (S. Rept. 95–130). Page 14149

Resolution Agreed To:

Printing: Senate agreed to S. Res. 167, to print as a Senate document report entitled "Senate Delegation Report on American Foreign Policy and Non Proliferation Interests in the Middle East." Page 14213

Senate Cloture Rule: Senate continued to debate motion to proceed to consider S. Res. 5, to amend the standing rules of the Senate primarily with respect to certain procedures subsequent to the invoking of cloture. Pages 14204–14213

Bills Held at Desk: H.R. 5562, Eleanor Roosevelt Historic Site; and H.R. 6774, higher education amendments, were received and ordered to be held at the desk. Pages 14139, 14140

Bill Placed on Calendar: H.R. 6692, education of the handicapped, was received and placed on Senate Calendar. Page 14149

House Passed Bill Referred: H.R. 6668, report on age discrimination, was referred to Committee on Human Resources. Page 14149

Message From the House: Pages 14139, 14140

Amendments Submitted for Printing: Pages 14163, 14164

Executive Communications: Pages 14148, 14149

Recess: Senate met at 4 p.m. and recessed at 6:53 p.m. Page 14213

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Defense subcommittee held hearings on the status of the termination of the Air Force Advanced Logistic System, receiving testimony from the following Air Force officials: General David C. Jones, Chief of Staff, General Felix M. Rogers, Commander, Logistics Command, Everett T. Keech, Assistant Secretary, Financial Management, Major General Robert L. Edge, Assistant Chief of Staff, and Brig. General Frederick L. Maloy, Director of Data Automation.

Hearings continue tomorrow.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the District of Columbia Government, receiving testimony from Albert P. Russo, Deputy Director, Department of Human Resources, who was accompanied by several of his associates of the District of Columbia government.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Transportation, receiving testimony in behalf of funds for their respective activities from Bruce M. Flohr, Deputy Administrator, Federal Railroad Administration; and Representative Shuster, Chairman, National Transportation Policy Study Commission.

Subcommittee will meet again on Tuesday, May 17, to hear Secretary of Transportation Adams.

HOUSING AND COMMUNITY DEVELOPMENT

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported an original bill authorizing approximately $14.8 billion for housing and community development assistance programs for fiscal years 1978 through 1980. As approved by the committee, the bill would authorize approximately $6.4 billion for fiscal year 1978 for housing and community development assistance programs; and $4.15 billion for fiscal year 1979, and $4.3 billion for fiscal year 1980 for community development assistance programs.

MONETARY POLICY

Committee on Banking, Housing, and Urban Affairs: Committee resumed oversight hearings on U.S. monetary policy, receiving testimony from Dr. Albert M. Wojnilower, The First Boston Corporation, New York City; Professor James Tobin, Yale University, New Haven, Connecticut; Professor William Poole, Brown University, Providence, Rhode Island; and Professor Allan Sinai, Massachusetts Institute of Technology, Cambridge.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following measures:

S. 957, to provide financial assistance to the States to maintain systems which will fairly and expeditiously resolve controversies involving consumers (with an amendment in the nature of a substitute). As approved by the committee, the bill would authorize $15 million for fiscal year 1978, and $25 million for fiscal year 1979 to carry out such programs;

S. 1069, to increase authorizations for programs administered under the Toxic Substances Control Act ($50 million for fiscal year 1978 and $100 million in 1979);

S. 1439, increasing from 7 to 8 the authorized number of Assistant Secretary of Commerce Positions;

S. 263, to provide for interim regulatory reform of the Interstate Commerce Commission, Federal Trade Commission, Federal Power Commission, Federal Communications Commission, Civil Aeronautics Board, Federal Maritime Commission, and Consumer Product Safety Commission (with an amendment in the nature of a substitute); and

Six original bills authorizing funds for regulatory agencies for fiscal years 1978 through 1981 as follows:

[*In millions*]

Agency	1978	1979	1980	1981
FCC	$70	$74	$78	$ 82
FPC	$44.5	$44.6	$48.3	$ 50.4
FTC	$65	$70	$75	$ 80
CAB	$23.8	$24.9	$26.0	$ 27.2
ICC	$71.2	$80.5	$90.9	$102.8
FMC	$ 8.9	$ 9.2	$ 9.5	$ 9.8

TELEVISION BROADCAST POLICIES

Committee on Commerce, Science, and Transportation: Subcommittee on Communications continued oversight hearings on the broadcasting industry, including network licensing, advertising, and violence on TV. Witnesses heard were Richard E. Wiley, Chairman, Federal Communications Commission; Vincent T. Wasilewski, National Association of Broadcasters, Washington, D.C.; Herman W. Land, Association of Independent Television Stations, Inc., New York City; Jonathan Blake, representing the Association of Maximum Service Telecasters, Inc., Washington, D.C.; Henry Harris, representing the National Cable Television Association, Atlanta, Georgia; and Richard C. Block, Council for UHF Broadcasting, Washington, D.C.;

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Environment and Public Works: Committee ordered favorably reported the following measures:

S. 846, authorizing $35 million for the saline water conversion program and $10 million for other water research programs for both of fiscal years 1978 and 1979, amended;

S. 891, authorizing $2.5 million for each of fiscal years 1978 through 1980 for the administration of the Deep Water Port Act (amended);

An original bill authorizing $11.9 million for fiscal year 1978 for the Water Resource Council;

An original bill authorizing $11.3 million for fiscal year 1978 for programs under the Ocean Dumping Act; and

An original bill authorizing $80 million for fiscal year 1978 for programs administered under the Safe Water Drinking Act, and authorizing such sums as may be necessary for fiscal year 1979.

Committee will meet again tomorrow to consider other pending legislation.

PENSION PLANS

Committee on Finance: Subcommittee on Private Pension Plans for Employee Fringe Benefits began hearings jointly with Select Committee on Small Business on S. 285, to insure that large managers of tax-exempt private pension assets diversify their investments to include the stocks of a larger number of corporations in their portfolios, and S. 901, to eliminate dual Treasury and Labor Department jurisdiction over the administration of the Employee Retirement Income Security Act, receiving testimony from Dr. Laurence N. Woodworth, Assistant Secretary of the Treasury for Tax Policy; Francis X. Burhardt, Assistant Secretary for Labor and Management Relations, and Steven J. Sacher, Associate Solicitor, both of the Department of Labor.

Subcommittee will meet again tomorrow.

FOREIGN RELATIONS AUTHORIZATIONS

Committee on Foreign Relations: Committee began consideration of S. 1190, authorizing funds for fiscal year 1978 for the Department of State, USIA, Board for International Broadcasting, and ACDA, but did not complete action thereon and will meet again tomorrow to consider this and other pending legislation.

CONSUMER AGENCY AND NOMINATION

Committee on Governmental Affairs: Committee ordered favorably reported with amendments S. 1262, to establish an independent consumer agency to protect and serve the interest of consumers; and

The nomination of Manuel P. Plotkin, of Illinois, to be Director of the Census.

ACCOUNTING AND AUDITING

Committee on Governmental Affairs: Subcommittee on Reports, Accounting, and Management resumed hearings to review the processes by which accounting and auditing practices and procedures, promulgated or approved by the Federal Government, are established. Witnesses heard were John C. Biegler, Price Waterhouse and Co., New York City; Robert Half, Robert Half Personnel Agencies, Inc., New York City; Theodore Barry, Theodore Barry and Associates, Los Angeles; William R. Mette, Jr., Alexander Grant and Co., Chicago; Harry Erwin, Russell Brown and Co., Little Rock, Arkansas; Irving Kellogg, Kellogg and Andelson, Los Angeles; and Normal H. Stavisky, Stavisky, Shapiro and Whyte, Boston.

Hearings continue on Thursday, May 12.

COMMITTEE BUSINESS

Committee on Human Resources: Committee ordered favorably reported the following measures:

S. 469, to establish a commission to study proposals for establishing the National Academy of Peace and Conflict Resolution;

S. 701, authorizing $500 million for each fiscal year through 1981 to assist educational institutions in meeting emergency energy costs, with amendments;

S. 961, to implement a plan designed to overcome barriers in the interstate adoption of children, and to extend the Child Abuse Prevention and Treatment Act (with amendments). As approved by the committee, the bill would authorize $20 million for implementing a plan for interstate adoption of children for fiscal year 1978, and such sums as may be necessary for such activities through fiscal year 1981; and $25 million for each of fiscal years 1978 and 1979 for Child Abuse Prevention and Treatment Act programs;

S. 1242, to provide employment and training opportunities for youth, with amendments; and

H.R. 2992, authorizing such sums as may be necessary through fiscal year 1978 for programs under the Comprehensive Employment and Training Act.

INTELLIGENCE

Select Committee on Intelligence: Subcommittee on Charters and Guidelines held a closed business meeting, but made no announcements and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 44 public bills, H.R. 7036–7079; 4 private bills, H.R. 7080–7083; and 6 resolutions, H.J. Res. 453 and 454, and H. Res. 556–559 were introduced.

Pages 14136–14138

Bills Reported: Reports were filed as follows:

H. Res. 556, providing for the consideration of H.R. 6714, to amend the Foreign Assistance Act of 1961 (H. Rept. 95–276);

H.R. 1551, granting the consent of Congress to an amendment to the Sabine River Compact entered into by the States of Texas and Louisiana (H. Rept. 95–277);

H.R. 1952, to amend the corporate name of AMVETS (American Veterans of World War II), amended (H. Rept. 95–278);

H.R. 3662, granting the consent of Congress to the Mississippi-Louisiana Bridge construction Compact, amended (H. Rept. 95–279);

Report entitled "The Truth in Lending Act: Federal Banking Agency Enforcement and the Need for Statutory Reform" (H. Rept. 95–280);

H.R. 1139, to extend through fiscal year 1982 certain child nutrition programs under the National School Lunch Act and the Child Nutrition Act of 1966, amended (H. Rept. 95–281);

H.R. 2931, to establish uniformity in Federal employee health benefits and coverage provided pursuant to contract, amended (H. Rept. 95–282);

H.R. 3447, to grant an annuitant the right to elect within 1 year after remarriage whether such annuitant's new spouse shall be entitled, if otherwise qualified, to a survivor annuity, and to eliminate the annuity reduction made by an unmarried annuitant to provide a survivor annuity to an individual having an insurable interest in cases where such individual predeceases the annuitant (H. Rept. 95–283); and

H.R. 4319, to provide that employees who retire after 5 years of service, in certain instances, may be eligible to retain their life and health insurance benefits (H. Rept. 95–284). Page 14136

Journal: By a yea-and-nay vote of 381 yeas to 12 nays, Roll No. 214, approved the Journal of yesterday's proceedings. Page 14086

Committee To Sit: Committee on Agriculture received permission to sit during proceedings under the 5-minute rule of the House today. Page 14087

Export Administration Act: House disagreed to the amendments of the Senate to H.R. 5840, to amend the Export Administration Act of 1969 in order to extend the authorities of that Act and improve the administration of export controls under that Act, and to strengthen the antiboycott provisions of that Act; and asked a conference with the Senate. Appointed as conferees: Representatives Zablocki, Fascell, Rosenthal, Hamilton, Bingham, Ryan, Solarz, Broomfield, Buchanan, and Whalen.

By a yea-and-nay vote of 240 yeas to 166 nays, Roll No. 215, agreed to a motion to instruct House conferees to insist on section 110 language in the House bill (regarding the exportation of Alaskan oil to Japan).

Pages 14087–14091

Suspensions: House voted to suspend the Rules and pass the following bills:

Tinicum environmental center: H.R. 2817, to provide for certain additions to the Tinicum National Environmental Center (passed by a yea-and-nay vote of 374 yeas to 32 nays, Roll No. 216).

Pages 14091–14093, 14096, 14097

Tunas convention: H.R. 6205, to authorize appropriations for fiscal years 1978, 1979, and 1980 to carry out the Atlantic Tunas Convention Act of 1975 (passed by a recorded vote of 407 ayes to 2 noes, Roll No. 217);

Pages 14093, 14094, 14097, 14098

Commercial fisheries research: H.R. 6206, to authorize appropriations for fiscal years 1978, 1979, and 1980 to carry out the Commercial Fisheries Research and Development Act of 1964, amended (passed by a yea-and-nay vote of 402 yeas to 9 nays, Roll No. 218).

Pages 14094–14096, 14098

Housing: House continued consideration of H.R. 6655, the Housing and Community Development Act of 1977; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, May 11.

Took the following action in the Committee of the Whole:

Agreed To:

An amendment that includes Minority Enterprise Small Business Investment Companies as eligible to funding under the Community Development Block Grant Program;

An amendment designed to clarify that Community Development Block Grant funds cannot be used by recipients for local services such as fire, police, or sanitation, if those services were financed by local revenues during the preceding year;

An amendment that requires the Secretary of HUD give special consideration to small communities in the distribution of discretionary funds, provided the communities are expected to lose hold-harmless funding and have maintained a comprehensive community development program;

An amendment that authorizes the Secretary of HUD to allow recipients of block grants to use funds as security for rehabilitation loans;

An amendment designed to continue funding for small urban cities that the population falls below 50,000 until the decennial census indicates that the population of such city is below 50,000;

An amendment that calls for consideration of the factor of "impact on a unit's growth of National policy or direct Federal program decisions" in allocation and distribution of funds;

An amendment that calls for consideration of the extent to which the unit's activity or program of activities is necessary to alleviate a serious threat to health or safety in the allocation and distribution of funds;

An amendment that changes block grant authorization language to give priority first to basic block grants, then to urgent community needs, and then to urban development action grants; and

An amendment that requires the availability of a citizen participation plan in submitting an application for urban development action grants.

Rejected:

An amendment that sought to strike out the new alternate formula for allocation of Community Development Block Grants, restating the formula in present law (rejected by a recorded vote of 149 ayes to 261 noes, Roll No. 219);

An amendment that would require an applicant to

spend its Community Development Block grant on poverty in the same proportion that poverty was used as a factor to calculate its grant; and

An amendment that proposed a new formula for allocation of Community Development Block Grants: 60 percent, poverty; 20 percent, age of housing; and 20 percent, growth lag. Pages 14098–14126

Unemployment Compensation: The Speaker appointed Representative Oakar, on the part of the House; and Richard Crossier of Holden, Massachusetts and Edward Sullivan of Belmont, Massachusetts, both from private life, to serve as members of the National Commission on Unemployment Compensation.

Page 14126

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 14138

Adjournment: Adjourned at 5:41 p.m.

Committee Meetings

ALTERNATIVES IN RETIREMENT

Select Committee on Aging: Subcommittee on Retirement Income and Employment held a hearing on alternatives to retirement. Testimony was heard from representatives of Employment and Training Division, Department of Labor; Administration on Aging, HEW; Civil Service Commission; and Social Security Administration.

Hearings continue tomorrow.

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued markup of extension of the Agriculture and Consumer Protection Act of 1973, and will resume tomorrow.

MILITARY CONSTRUCTION

Committee on Armed Services: Met and ordered reported favorably to the House by vote of 28 to 0, H.R. 6990, to authorize certain construction at military installations.

UNIFORMED SERVICES UNIVERSITY OF HEALTH SCIENCES

Committee on Armed Services: Subcommittee on Investigations met for consideration of a draft report on the Uniformed Services University of the Health Sciences.

COMMITTEE BUSINESS

Committee on Armed Services: Subcommittee on Military Personnel met for discussion of the legislative schedule for the current session of Congress.

COUNCIL ON WAGE AND PRICE STABILITY

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House H.R. 6951 amended, to amend the Council on Wage and Price Stability Act to extend its termination date.

ELEMENTARY AND SECONDARY GENERAL ISSUES

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held a hearing on general issues in elementary and secondary education. Testimony was heard from representatives of Office of Education.

Hearings continue tomorrow.

OCCUPATIONAL SAFETY AND HEALTH ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Occupational Safety and Health Act of 1970. Testimony was heard from Representative Skubitz and a panel representing concerned farm wives.

Hearings continue Thursday, May 12.

ENERGY CONSERVATION

Ad Hoc Committee on Energy: Met for briefing by members of Dr. Schlesinger's staff on energy conservation.

AGENCY FOR CONSUMER PROTECTION—FEDERAL DOMESTIC ASSISTANCE PROGRAMS

Committee on Government Operations: Met and ordered reported favorably to the House the following bills:

H.R. 6805 amended, to establish an Agency for Consumer Protection; and

H.R. 6257 amended, to provide for the efficient and regular distribution of current information on Federal domestic assistance programs.

FEDERAL ELECTION COMMISSION AUTHORIZATION

Committee on House Administration: Held a hearing on H.R. 6936, to amend the Federal Election Campaign Act of 1971 to extend the authorization of appropriations contained in such Act. Testimony was heard from FEC Commissioners Robert Tiernan and Joan Aikens.

Following the hearing, the Committee ordered reported favorably to the House by unanimous voice vote H.R. 6936 (title above).

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Services met on pending business.

INDIAN CLAIMS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held hearings on H.R. 2664, to amend the Indian Claims Act of August 13, 1946; and H.R. 3377, to authorize the Wichita Indian Tribe of Oklahoma, and its affiliated bands and groups of Indians, to file with the Indian Claims Commission any of their claims against the United States for lands taken without adequate compensation. Testimony was heard from Representatives Steed and Abdnor; Ray Butler, Acting Commissioner, Bureau of Indian Affairs; Craig Decker, Assistant Chief for Indian Claims, Lands Division, Department of Justice; and public witnesses.

PEACE CORPS AUTHORIZATION

Committee on International Relations: Met and ordered reported favorably to the House by voice vote H.R. 6967, to authorize appropriations for the Peace Corps for fiscal year 1978.

CONRAIL PAYMENTS—RAIL PUBLIC COUNSEL AUTHORIZATION

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House the following bills:

H.R. 5646 amended, to require ConRail to make premium payments under certain medical and life insurance policies, to provide that ConRail shall be entitled to a loan under section 211(h) of such Act in an amount required for such premium payments, and to provide that such premium payments shall be deemed to be expenses of administration of the respective railroads in reorganizations; and

H.R. 5798, to authorize appropriations for the Office of Rail Public Counsel for fiscal year 1978.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 6831, National Energy Act, with testimony from public witnesses.

Hearings continue tomorrow.

VICTIMS OF CRIME ACT

Committee on the Judiciary: Began markup of H.R. 7010, Victims of Crime Act, and will resume tomorrow.

OCS LANDS ACT AMENDMENTS

Ad Hoc Select Committee on Outer Continental Shelf: Continued hearings on H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977. Testimony was heard from Red Adair, Oil Well, Fires, and Blowouts Control Company; officials of oil and gas companies; Glenn Paulsen, Assistant Commissioner, New Jersey Department of Environmental Protection, and a panel of environmentalists.

Hearings continue tomorrow.

POSTAL REORGANIZATION ACT AMENDMENTS

Committee on Post Office and Civil Service: Subcommittee on Postal Personnal and Modernization continued hearings on H.R. 19, Postal Reorganization Act Amendments. Testimony was heard from Representative Simon; and representatives of American Postal Workers Union; National Association of Letter Carriers; and Mail Handlers Division, Laborers International Union.

FEDERAL SERVICE LABOR-MANAGEMENT ACT

Committee on Post Office and Civil Service: Subcommittee on Civil Service continued hearings on H.R. 13 and related bills, Federal Service Labor-Management Act of 1977. Testimony was heard from representatives of PATCO; NFFE; NAATS; and International Federation of Professional and Technical Engineers.

PUBLIC WORKS MISCELLANY

Committee on Public Works and Transportation: Met and ordered reported favorably to the House the following measures:

H. Res. 322, directing the Capitol architect to conduct a study of using solar energy in the House office buildings, annexes, and related structures;

H.R. 6010 as amended, to amend the Federal Aviation Act of 1958, Title XIII, to expand the types of risks which the Secretary of Transportation may insure and reinsure;

H.R. 5885 amended, to authorize appropriations for prosecution of projects in certain comprehensive river basin plans for flood control and navigation;

H.R. 6401 amended, to authorize appropriations for the administration of the Deepwater Port Act of 1974; and

H.R. 6197, amended, to authorize additional appropriations for the Disaster Assistance Program through fiscal year 1978.

The Committee also approved three section 201 water projects; and 21 survey resolutions.

INTERNATIONAL DEVELOPMENT AND FOOD ASSISTANCE ACT

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate; waiving all points of order against section 206 of the bill for failure to comply with clause 5, Rule XXI, providing that the bill be read for amendment by titles instead of by sections on H.R. 6714, International Development and Food Assistance Act of 1977. Testimony was heard from Chairman Zablocki and Representatives Solarz and Winn.

ERDA AUTHORIZATION

Committee on Science and Technology: Began markup of H.R. 6796, ERDA authorization for fiscal year 1978, and will resume tomorrow.

VETERANS' SPECIALLY ADAPTED HOUSING

Committee on Veterans' Affairs: Subcommittee on Housing held a hearing on H.R. 5936, to assist veterans with a permanent and total service-connected disability due to the loss or loss of use of one upper and one lower extremity to acquire specially adapted housing. Testimony was heard from officials of Veterans' Administration and veterans' organizations.

PRESIDENT'S SOCIAL SECURITY PROPOSALS

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the President's social security proposals with testimony from HEW Secretary Califano.

Hearings continue tomorrow.

Joint Committee Meeting

CONGRESSIONAL BUDGET

Conferees met to resolve the differences between the Senate- and House-passed versions of S. Con. Res. 19, setting forth congressional targets for total budget outlays, new budget authority, and limitation on the public debt for fiscal year 1978, but did not reach final agreement thereon and will meet again tomorrow.

Wednesday, May 11, 1977

Senate

Chamber Action

Routine Proceedings, pages 14254–14322, 14325, 14326

Bills Introduced: 17 bills and 4 resolutions were introduced, as follows: S. 1483–1499; S.J. Res. 52; S. Con. Res. 53; and S. Res. 168–169.

Pages 14260, 14263, 14264, 14290

Bills Reported: Reports were made as follows:

S. 853, to extend for two years until September 30, 1979, the Defense Production Act, (S. Rept. 95–131);

S. Res. 165, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1279, drought assistance-water conservation bill (S. Rept. 95–132);

S. Res. 163, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 11, to provide for the appointment of additional circuit and district court judges (S. Rept. 95–133);

Conference Report on S. Con. Res. 19, setting forth congressional targets for total budget outlays, new budget authority, and limitation on the public debt for fiscal year 1978 (S. Rept. 95–134) (filed after recess of the Senate); and

S. Res. 169, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 7, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, without written report, referred to Committee on the Budget. Page 14263

Measures Passed:

Aircraft Registration: Senate passed and returned to the House H.R. 735, to permit citizens of foreign countries who have been lawfully admitted for permanent residence in the United States to register aircraft in the United States, after agreeing to committee amendment and Robert C. Byrd unprinted amendment No. 200 (for Magnuson) to clarify the power of the Secretary of Transportation to condition registration of an aircraft on reasonable inspection by FAA personnel in the United States. Page 14255

Coal Conversion Orders: Senate passed and sent to the House S. 1468, extending for 6 months until December 31, 1977, FEA authority to issue coal conversion orders pursuant to the Energy Supply and Environmental Coordination Act. Pages 14256–14258

Motion Picture Academy: Senate agreed to S. Res. 168, to honor the Academy of Motion Picture Arts and Sciences on its fiftieth anniversary. Page 14260

State Department Authorizations: Senate passed and returned to the House H.R. 5040, authorizing supplemental appropriations for fiscal year 1977 for certain activities of the Department of State, after agreeing to committee amendments en bloc, and to Sparkman unprinted amendments Nos. 201, of a clarifying nature.

Pages 14336–14338

Drought Assistance-Water Conservation: Senate passed and sent to the House S. 1279, to provide temporary authority to the Secretary of Commerce to facilitate emergency actions to mitigate the impacts of the 1976–1977 drought, and to promote water conservation, after agreeing to committee amendments en bloc and to two other proposed amendments as follows:

(1) Domenici unprinted amendment No. 202, changing from September 30, 1978, to April 30, 1978, the period of time available for completion of projects funded under the program; and Page 14345

(2) Burdick unprinted amendment No. 203 (for Cranston) making funds available for certain drought impact projects conducted during fiscal year 1977.

Page 14347
Pages 14344–14347

Budget Act Waiver: Senate agreed to S. Res. 165, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1279, drought assistance-water conservation bill.

Page 14344

Budget Act Waiver: Senate agreed to S. Res. 163, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 11, to provide for the appointment of additional circuit and district court judges. Page 14349

Senate Cloture Rule: Senate continued to debate motion to proceed to consider S. Res. 5, to amend the standing rules of the Senate primarily with respect to certain procedures which may be taken subsequent to the invoking of cloture. Robert C. Byrd submitted a motion to amend Senate Rule III, and, when objection was heard to his request for its immediate consideration, the motion went over for one day under the rule.

Also during consideration of this matter today Senate, by 75 yeas to 7 nays, agreed to motion to direct the Sergeant at Arms to request the presence of absent Senators. Pages 14322–14336, 14339–14343, 14347–14349

Export Administration Act Amendments: Senate insisted on its amendment to H.R. 5840, to amend and extend the Export Administration Act, agreed to conference with the House and appointed as conferees Senators Proxmire, Sparkman, Williams, McIntyre, Cranston, Stevenson, Brooke, Tower, Garn, and Heinz.

Page 14336

Bills Referred: H.R. 6206, fisheries research and development funds, and H.R. 6205, Atlantic Tuna Convention Act, were referred to Committee on Commerce, Science, and Transportation; and H.R. 2817, Tinicum National Environmental Center, was referred to Committee on Environment and Public Works.

Page 14263

Message From the House: Page 14261

Amendments Submitted for Printing: Page 14294

Executive Communications: Page 14261

Vice Presidential Appointments: Vice President appointed Senators Williams and Javits to the Sixty-Third Conference of the International Labor Organization to be held in Geneva, Switzerland, June 1–22, 1977.

Page 14258

Record Vote: One record vote was taken today (total—141). Page 14323

Recess: Senate met at 12 noon and recessed at 6:49 p.m.

Page 14349

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Defense subcommittee continued hearings on the status of the termination of the Air Force Advanced Logistic System, receiving testimony from Everett T. Keech, Assistant Secretary for Financial Management, and Lloyd K. Mosemann, Deputy Assistant Secretary for Logistics, both of the Air Force; William B. Ritt, Office of the Director of Data Automation, and John P. Bartley, Office of the Director of Supply Management Policy, both of the Department of Defense.

Hearings were recessed subject to call.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the District of Columbia Government, receiving testimony from Douglas N. Schneider, Jr., Director, Department of Transportation, and Therman E. Evans, President, Board of Education, both of the District of Columbia Government; Theodore C. Lutz, General Manager, Washington Metropolitan Area Transit Authority; and William R. Stratton, Chairman, Washington Metropolitan Area Transit Commission.

Subcommittee will meet again tomorrow.

INTELLIGENCE BUDGET

Committee on Armed Services: Committee met in closed session to receive the recommendations of the Select Committee on Intelligence relating to the defense budget.

TELEVISION BROADCAST POLICIES

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded oversight hearings on the broadcasting industry, including network licensing, advertising, and violence on TV. After receiving testimony from Senators Proxmire and Thurmond; William Bradbury, KCBY-TV, Coos Bay, Oregon; Dr. Michael Rothenberg, University of Washington, Seattle; Gordon Van G. Sauter, CBS, New York City; Archa O. Knowlton, General Foods, White Plains, New York; Robert Choate, Media and Merchandizing, Washington, D.C.; Loring Mandel, Writer's Guild-East, Huntington, New York; Theodore Carpenter, National Citizen's Committee for Broadcasting, Washington, D.C.; Kathleen Bonk, NOW, Washington, D.C.; Ulysses W. Boykin, WGPR-TV, Detroit; and Pluria Marshall, National Black Media Coalition, Washington, D.C.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of Leslie Jay

Goldman, of Illinois, to be an Assistant Administrator of the Federal Energy Administration, after receiving testimony from John F. O'Leary, Administrator, Federal Energy Administration. The nominee, who was introduced to the committee by Senator Stevenson, testified and answered questions on his own behalf.

SURFACE MINING IMPACT

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources received testimony from C. Hoff Stauffer, Jr., ICF Inc., Washington, D.C., in connection with a report on the impact of surface mining which his firm prepared for the Environmental Protection Agency and the Council on Environmental Quality.

Hearings were adjourned subject to call.

COMMITTEE BUSINESS

Committee on Environment and Public Works: Committee ordered favorably reported the following measures:

S. 1316, authorizing funds for fiscal year 1978 through 1980 to carry out State cooperative programs under the Endangered Species Act (amended). As approved by the committee the bill would authorize $9 million for the Department of the Interior, and $3 million for the Department of Commerce, to be available in fiscal years 1978 through 1980;

S. 1237, authorizing additional funds for lands acquisition for the Tinicum National Environmental Center in Pennsylvania, the San Francisco Bay Refuge in California, and the Great Dismal Swamp Refuge in Virginia (amended). As approved by the committee the bill would authorize (a) $11.1 million through fiscal year 1980 for Tinicum National Environmental Center, with authority to acquire the Wanamaker Avenue tract; (b) $11.3 million for the San Francisco Bay Refuge through fiscal year 1980, and (c) $25.5 million through fiscal year 1980 for the Great Dismal Swamp Refuge;

S. 1417, authorizing funds for environmental research and development activities of the Environmental Protection Agency (amended). As approved by the committee the bill would authorize $185,330,000 for fiscal year 1978; and

An original bill authorizing funds for fiscal year 1978 for noise pollution control programs. As approved by the committee the bill would authorize $10.9 million for programs under the Act and $2.4 million for research and development programs.

Committee will meet again tomorrow to consider other committee business.

PENSION PLANS

Committee on Finance: Subcommittee on Private Pension Plans for Employee Fringe Benefits continued hearings jointly with Select Committee on Small Business on S. 285, to insure that large managers of tax-exempt private pension assets deversify their investments to include the stocks of a larger number of corporations in their portfolios, and S. 901, to eliminate dual Treasury and Labor Department jurisdiction over the administration of the Employee Retirement Income Security Act, receiving testimony from Donald Alexander, Washington, D.C.; William Chadwick, Los Angeles; Richard Fay, Washington, D.C.; David Morgenthaler, Cleveland; Richard Hanschen, Dallas; Reid Dennis, Menlo Park, California; and Steward Greenfield, Darien, Connecticut.

Hearings were recessed subject to call.

FOREIGN AFFAIRS AUTHORIZATIONS

Committee on Foreign Relations: Committee ordered favorably reported the following measures:

H.R. 6689, authorizing funds for fiscal year 1978 for the Department of State, USIA, and Board for International Broadcasting (with an amendment in the nature of a substitute). As approved by the committee the bill would authorize approximately $1.3 billion for the Department of State, $292 million for USIA, and $6.4 million for the Board for International Broadcasting; and

H.R. 6179, authorizing funds for fiscal year 1978 for the Arms Control and Disarmament Agency, (with an amendment in the nature of a substitute). As approved by the committee the bill would authorize $16.6 million for fiscal year 1978.

Committee held hearings on the following nominations where the nominees testified and answered questions on their own behalf: Charles W. Bray, III, of Maryland, to be Deputy Director of USIA; George S. Vest, of Maryland, to be an Assistant Secretary of State; L. Douglas Heck, of Oregon, to be Ambassador to the Kingdom of Nepal; Rozanne L. Ridgway, of the District of Columbia, to be Ambassador to Finland; William H. Sullivan, of Rhode Island, to be Ambassador to Iran; Ralph A. Dungan, of New Jersey, to be Executive Director of the Inter-American Development Bank; Lester E. Edmond, of Florida, to be U.S. Director of the Asian Development Bank; and Eugene J. Finkel, of the District of Columbia, to be Alternate Executive Director of the Inter-American Development Bank. Testimony on the nomination of Mr. Sullivan was received from Richard Falk, Milbank Professor of International Law, Princeton University; Marcus Raskin, Institute for Policy Studies, Washington, D.C.; and Thomas M. Ricks, on behalf of Support Committee to Send a Legal Medical Team to Iran, Philadelphia.

COMMITTEE BUSINESS

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy met in a closed business meeting, but made no announcements and recessed subject to call.

NUCLEAR NONPROLIFERATION

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation, and Federal Services resumed hearings on S. 897, to strengthen U.S. policies on nuclear nonproliferation, and to reorganize certain nuclear export functions, receiving testimony from Dr. Joseph Dietrich, Windsor, Connecticut; Carl Walske, Atomic Industrial Forum, Washington, D.C.; Alexander Trowbridge and James Buckham, Allied General, Morristown, New Jersey; and L. M. Favret, Babcock and Wilcox, Barberton, Ohio.

Hearings continue on Friday, May 13.

ANTITRUST ENFORCEMENT

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly resumed oversight hearings on the effectiveness of antitrust laws and enforcement procedures of the Department of Justice and Federal Trade Commission. Witnesses heard were Griffin B. Bell, Attorney General, Department of State; Ralph Nader and Mark Green, Washington, D.C.; Anthony Troy, Attorney General of Virginia, Richmond; J. D. MacFarlane, Attorney General of Colorado, Denver; Professor Willard F. Mueller, University of Wisconsin, Madison; and Professor J. Fred Weston, University of California at Los Angeles, Los Angeles.

Hearings will continue tomorrow.

UNIVERSAL VOTER REGISTRATION

Committee on Rules and Administration: Committee began to mark up S. 1072, to establish a universal voter registration program, but did not complete action thereon and will meet again tomorrow.

VETERANS HEALTH FACILITIES

Committee on Veterans' Affairs: Committee ordered favorably reported with an amendment in the nature of a substitute H.R. 3695, authorizing funds for grants to States for construction of veterans health care facilities. As approved by the committee, the bill would authorize $15 million for each of fiscal years 1978 and 1979 for such grants, and would incorporate certain sections of Senate companion bill, S. 1189.

House of Representatives

Chamber Action

Bills Introduced: 39 public bills, H.R. 7084–7122; 4 private bills, H.R. 7123–7126; and 13 resolutions, H.J. Res. 455–457, H. Con. Res. 218 and 219, and H. Res. 560–567 were introduced. Pages 14418–14420

Bills Reported: Reports were filed as follows:

H. Res. 560, providing for the consideration of H.R. 6810, Countercyclical-Antirecession Assistance to State and Local Governments (H. Rept. 95–285);

H.R. 6683, Earthquake Hazards Reduction Act of 1977 (H. Rept. 95–286);

H.R. 4301, to authorize appropriations for the National Sea Grant Program Act during fiscal year 1978, amended (H. Rept. 95–287);

H.R. 3722, to amend the Securities Exchange Act of 1934 to authorize specified amounts to be appropriated for the Securities and Exchange Commission for fiscal years 1978–1980, amended (H. Rept. 95–288);

H.R. 3455, to authorize appropriations for the Nuclear Regulatory Commission, amended (H. Rept. 95–289);

H.R. 6990, to authorize certain construction at military installations (H. Rept. 95–290); and

Conference report on S. Con. Res. 19, First Concurrent Resolution on the Budget for fiscal year 1978 (H. Rept. 95–291). Page 14418

Journal: By a yea-and-nay vote of 386 yeas to 12 nays, with 3 voting "present", Roll No. 220, the House approved the Journal of the proceedings on Tuesday, May 10. Page 14350

Committees To Sit: Committee on Interstate and Foreign Commerce and the Committee on Agriculture received permission to sit today during proceedings of the House under the 5-minute rule. Page 14350

Housing: By a yea-and-nay vote of 369 yeas to 20 nays, Roll No. 223, the House passed H.R. 6655, Housing and Community Development Act of 1977.

Agreed To:

An amendment that permits citizens to have an opportunity to participate in monitoring the implementation of the community development program;

An amendment that provides that 25 percent of urban development action grant money go to communities with populations under 50,000 (agreed to by a recorded vote of 279 ayes to 129 noes, Roll No. 221);

An amendment that assures that HUD-assisted housing is made available for low-income handicapped persons;

An amendment that prohibits insuring mortgages after the date of enactment if it would increase the proportion of insured mortgages in a subdivision above 40 percent;

An amendment that increases the FHA insurance loan ceiling for mobile homes;

An amendment that extends the number of years for which a FHA-insured mobile home mortgage could run;

An amendment that sets the level of assistance for public housing at 196.2 million;

An amendment that directs the Secretary to review the financial operations of the Federal Home Loan Mortgage Corporation;

An amendment that expands the homeownership counselling program for prospective owners under any FHA program;

An amendment that prohibits high-rise elevator projects for families with children unless there is no practical alternative;

An amendment that would require an adequate accessibility to newly constructed section 8 rental housing for handicapped people;

An amendment that adds language limiting the level of premiums for property insurance to those advisory rates set by State licensed rating organizations;

An amendment that requires HUD to give advance notice to elected representatives, in the House or Senate, from the affected areas, of its plans to build or rehabilitate low-income housing projects;

An amendment that prohibits reconstruction, repair, or improvement of a structure covered by Federal flood plain insurance if the cost of such repair exceeds 80 percent of the market value;

An amendment that permits local officials to levy property taxes on all property subject to a lien held by the United States;

An amendment that limits the liability of the Farmers Home Administration to structural defects in newly constructed housing;

An amendment that would make the administrative determination by the Secretary on any claim against construction defects conclusive and not subject to judicial review (agreed to by a division vote of 25 ayes to 12 noes); and

An amendment as amended that would require lending institutions to notify prospective purchasers in a HUD designated special hazard area of the availability of Federal disaster relief in the event of a disaster caused by flood (agreed to by a recorded vote of 220 ayes to 169 noes, Roll No. 222).

Rejected:

An amendment that sought to strike language limiting to 1977, the period in which the Secretary could commit to insure mortgages on lands subject to ownership claims by Indian tribes;

An amendment that sought to strike language permitting the Secretary to insure mortgages on lands subject to ownership claims by Indian tribes (rejected by a division vote of 12 ayes to 37 noes);

An amendment that sought to strike language expanding the rental payment assistance subsidy (rejected by a division vote of 14 ayes to 21 noes);

An amendment that sought to authorize additional funds to local public housing agencies for crime prevention in low-income housing projects (rejected by a division vote of 10 ayes to 28 noes); and

An amendment that sought to extend the period in which a homeowner may apply for assistance to correct construction defects from 18 months to 36 months.

The Clerk was authorized to correct section numbers, punctuation, and cross references in the engrossment of the bill. Pages 14351–14390

Late Report: Conferees received permission to file by midnight tonight a conference report on S. Con. Res. 19, First Concurrent Resolution on the Budget for fiscal year 1978. Pages 14390, 14411–14417

Biomedical Research: House agreed to the amendment of the Senate to the text of H.R. 4975, to amend the Public Health Service Act to authorize appropriations for fiscal year 1978 for biomedical research and related programs, with an amendment. The House agreed to the amendment of the Senate to the title of the bill.

The House then insisted on its amendment and asked a conference with the Senate. Appointed as conferees: Representatives Staggers, Rogers, Satterfield, Carter, and Broyhill.

Pages 14390–14397

Adjournment: Adjourned at 9 p.m.

Committee Meetings

ALTERNATIVES TO RETIREMENT

Select Committee on Aging: Subcommittee on Retirement, Income and Employment continued hearings on alternatives to retirement. Testimony was heard from representatives of American Institutes for Research; Kirschner Associates; National Council on Aging; AARP/NRTA; National Senior Citizens Law Center; and other public witnesses.

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Continued markup of extension of the Agriculture and Consumer Protection Act of 1973, and will resume tomorrow; and

Ordered reported, H.R. 7073, to extend the Federal Insecticide, Fungicide, and Rodenticide Act.

NATIONAL GARDENING ACT—PROMOTION OF RAISINS—QUALITY OF FILBERTS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition held hearings on the following bills:

H.R. 3476, National Gardening Act of 1977;

H.R. 6266 and related bills, to permit marketing orders to include provisions concerning marketing promotion of raisins; and

H.R. 2381, to improve the quality of unshelled and shelled filberts for marketing in the United States.

Testimony was heard from Representatives Brown of California, Krebs and AuCoin; USDA and public witnesses.

ANTISUBMARINE WARFARE

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on local antisubmarine warfare and ASW research and development. Testimony was heard from Capt. J. D. McLuckie, Surface Branch, Antisubmarine Warfare Division, Department of the Navy.

Hearings continue tomorrow.

CLOSE AIR SUPPORT

Committee on Armed Services: Subcommittee on Research and Development met in executive session for briefing on Close Air Support by Col. Bernard S. Pergerson, Chief Test Coordination Office, Department of the Army; and Col. Donald L. Miller, Chief, Tactical Forces Division, USAF Headquarters.

ELEMENTARY AND SECONDARY GENERAL ISSUES

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on general issues in elementary and secondary education. Testimony was heard from Dr. Verne Duncan, State Superintendent for Public Instruction, State of Oregon; and public witnesses.

ADVISORY OPINIONS

Select Committee on Ethics: Met and issued three advisory opinions.

ENERGY CONSERVATION AND TRANSPORTATION

Ad Hoc Committee on Energy: Met for briefing on energy conservation and transportation by staff of Dr. Schlesinger.

HUD'S FISCAL AND ACCOUNTING SYSTEMS

Committee on Government Operations: Subcommittee on Manpower and Housing held a hearing on HUD's fiscal and accounting systems. Testimony was heard from D. L. Scantlebury, Director, Financial and General Management Studies, GAO; and William Medina, Assistant Secretary for Administration-Designate, HUD.

MARSHALL PLAN 30TH ANNIVERSARY

Committee on International Relations: Subcommittees on International Operations, International Organizations, and on Europe and the Middle East held a hearing on H.J. Res. 436, relating to the 30th anniversary of the Marshall Plan. Testimony was heard from Senator Humphrey; General Lyman L. Lemnitzer, Supreme Commander of NATO; Dr. Forrest C. Pogue, former director, Marshall Foundation; and W. Averell Harriman, former U.S. Ambassador to the U.S.S.R. and England.

Following the hearing, the subcommittee approved for full committee action HJ. Res. 436 amended (title above).

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 2501 amended, to provide for the amendment of the public survey records to eliminate a conflict between the official cadastral survey and a private survey of the so-called Wold Tract within the Medicine Bow National Forest, Wyoming.

H.R. 4746 amended, to extend certain authorities of the Secretary of the Interior with respect to water resources research and saline water conversion programs; and

H.R. 6752 amended, to amend the Water Resources Planning Act, as amended.

FTC AMENDMENTS

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House H.R. 3816 amended, Federal Trade Commission Amendments of 1977.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 6831, National Energy Act. Testimony was heard from a panel representing industry; Donna Shalala, Assistant Secretary for Policy Development, HUD; State officials; and representatives of FEA; Bureau of Standards; and Federal Trade Commission.

Hearings continue tomorrow.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment and Ways and Means Subcommittee on Health began joint hearings on H.R. 6575, Hospital Cost Containment Act of 1977. Testimony was heard from HEW Secretary Califano; Representatives Giaimo, Sisk, Jordan, and Abdnor; National Governors Conference; National Conference of State Legislators; and public witnesses.

Hearings continue tomorrow.

CANCER-CAUSING FLAME RETARDANT CHEMICALS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on cancer-causing flame retardant chemicals with testimony from public witnesses.

Hearings continue Friday, May 13.

VICTIMS OF CRIME ACT

Committee on the Judiciary: Met and ordered reported favorably to the House H.R. 7010 amended, Victims of Crime Act of 1977; and

Began markup of H.R. 3361, awards of attorneys' fees, and will resume tomorrow.

CIVIL RIGHTS FOR INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued hearings on H.R. 2439 and 5791, civil rights for institutionalized persons. Testimony was heard from representatives of the American Bar Association; National Legal Aid and Defender Association; and National Association of Attorneys General.

Hearings continue Friday, May 13.

LEAA'S COMMUNITY ANTI-CRIME PROGRAM

Committee on the Judiciary: Subcommittee on Crime held a hearing on LEAA's community anti-crime program. Testimony was heard from James Gregg, Acting Director, and other LEAA officials; and public witnesses.

DEEP SEABED HARD MINERALS ACT

Committee on Merchant Marine and Fisheries: Held a hearing on H.R. 3350, Deep Seabed Hard Minerals Act, with testimony from Secretary of Commerce Kreps.

MERCHANT MARINE MISCELLANY

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House the following bills:

H.R. 4297 amended, to amend the Marine Protection, Research and Sanctuaries Act of 1972 to authorize appropriations to carry out the provisions of such Act for fiscal year 1978; and

H.R. 4740 amended, to increase the appropriations authorized for fiscal year 1978 and authorize appropriations for fiscal year 1978 to carry out the Marine Mammal Protection Act of 1972.

The Committee considered but took no action on H.J. Res. 388, to partially reimburse certain United States distant water fishermen for fishing fees imposed on them by foreign nations; and H.R. 6401 discharged subcommittee from consideration and approved the bill as amended by the Committee on Public Works and Transportation.

OCS LAND ACT AMENDMENTS

Ad Hoc Select Committee on Outer Continental Shelf: Continued hearings on H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977, with testimony from State officials and public witnesses.

Hearings continue tomorrow.

POST OFFICE MISCELLANY

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House the following bills:

H.R. 7012 amended, Agriculture Census Amendments of 1977;

H.R. 2387 amended, to increase the salaries of the Chairman and members of the Federal Reserve Board and of the Director and Deputy Director of the Office of Management and Budget;

H.R. 6974, to provide for an increase in the number of positions which may be placed in grades 16, 17, and 18 of the General Schedule by the Director of the Administrative Office of the United States Courts; and

H.R. 6975, to increase the number of hearing examiner positions which the Civil Service Commission may establish and place at GS-16 of the General Schedule.

HIGHWAY MASS TRANSIT PROGRAMS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on legislation for continuation of the Highway Mass Transit Programs. Testimony was heard from FEA Administrator John O'Leary and public witnesses.

Hearings continue tomorrow.

INTERGOVERNMENTAL ANTIRECESSION ASSISTANCE ACT

Committee on Rules: Granted an open rule providing for the consideration of and two hours of general debate; waiving section 402(a) of the Congressional Budget Act, making the committee amendment in order as an original bill for the purpose of amendment and providing one motion to recommit with or without instructions, on H.R. 6810, Intergovernmental Antirecession Assistance Act of 1977. Testimony was heard from Chairman Brooks and Representatives Fountain, Horton and Wydler.

ERDA AUTHORIZATION

Committee on Science and Technology: Continued markup of H.R. 6796, ERDA authorization for fiscal year 1978, and will resume tomorrow.

ENERGY SHORTAGES IMPACT ON SMALL BUSINESS

Committee on Small Business: Subcommittee on Energy, Environment, Safety and Research continued hearings on impact of weather-related energy shortages on small business. Testimony was heard from representatives of ERDA and Department of Commerce.

KOREAN INVESTIGATION

Committee on Standards of Official Conduct: Met and acted on motions pertinent to the Korean influence investigation.

VETERANS' EDUCATION AND EMPLOYMENT ASSISTANCE ACT

Committee on Veterans' Affairs: Subcommittee on Education and Training continued hearings on Veterans' Education and Employment Assistance Act; and H.R. 917 and 2102, increases in veterans' educational rates. Testimony was heard from representatives of Veterans' Administration, and veterans' organizations.

PUBLIC ASSISTANCE RECOMMENDATIONS

Committee on Ways and Means: Subcommittee on public assistance met for markup of public assistance legislation contained in the Committee's March 15 report to the Budget Committee, and will resume tomorrow.

Joint Committee Meeting

CONGRESSIONAL BUDGET

Conferees agreed to file a conference report on the differences between the Senate and House-passed versions of S. Con. Res. 19, setting forth congressional targets for total budget outlays, new budget authority, and limitation on the public debt for fiscal year 1978. As agreed to by the conferees, the revised figures for fiscal year 1978 would be $460.95 billion for total outlays; $503.45 for new budget authority; $396.3 billion for total revenues; and $784.9 billion for the public debt. The revised figures for the fiscal year 1977 budget would be $409.2 billion for total outlays; $470.2 billion for new budget authority; $356.6 billion for total revenues; and $701.3 billion for the public debt.

Thursday, May 12, 1977

Senate

Chamber Action

Routine Proceedings, pages 14521–14567

Bills Introduced: Four bills and three resolutions were introduced, as follows: S. 1500–1503; and S. Res. 170–172. Pages 14534, 14544, 14545

Bills Reported: Reports were made as follows:

S. 904, to provide for the efficient and regular distribution of current information on Federal domestic assistance programs, with amendments (S. Rept. 95-135);

S. 837, granting the consent of Congress to the Mississippi-Louisiana Bridge Construction Compact (S. Rept. 95-136);

S.J. Res. 24, to request the President to issue annually a proclamation designating the first Sunday in September after Labor Day as "National Grandparents Day" (S. Rept. 95-137);

S. 1305, to clarify the terms for loans to small businesses which have suffered physical disasters, with an amendment (S. Rept. 95-138);

S. 425, authorizing the President to present a special gold medal to Lt. Gen. Ira C. Eaker, USAF (retired) (S. Rept. 95-139);

S. 469, to establish a Commission to study proposals for establishing the National Academy of Peace and Conflict Resolution (S. Rept. 95-140) (referred to Committee on Foreign Relations for not to exceed 30 calendar days);

S. 701, authorizing $500 million for each fiscal year through 1981 to assist educational institutions in meeting emergency energy costs, with amendments (S. Rept. 95-141);

H.R. 3437, making technical amendments to the Vocational Education Act, with amendments (S. Rept. 95-142); and

S. 602, to extend through fiscal year 1982 programs under the Library Services and Construction Act, with an amendment (S. Rept. 95-143).

S. Res. 170, requesting an additional $3,229,693 for expenses of Committee on the Judiciary through February 28, 1978, without written report, referred to Committee on Rules and Administration;

S. Res. 171, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1305, to reform disaster relief procedures in the Small Business Administration, without written report, referred to Committee on the Budget. Page 14532

Bill Passed:

Earthquake Hazards: Senate passed with committee amendment and sent to the House S. 126, to establish and maintain an effective earthquake hazard reduction program. Pages 14521–14529

Senate Cloture Rule: Senate continued to debate motion to proceed to consider S. Res. 5, to amend the standing rules of the Senate primarily with respect to certain procedures which may be taken subsequent to the invoking of cloture. Sen. Robert C. Byrd, on behalf of Committee on Rules and Administration, modified the committee substitute amendment by substituting new language therefor. Pages 14529, 14530, 14567

Consecutive Referral: By unanimous consent it was agreed that S. 469, National Academy of Peace and Conflict Resolution Commission Act of 1977, reported today by Committee on Human Resources, be referred to Committee on Foreign Relations for a period not to exceed 30 calendar days. Page 14567

Message From the House: Page 14532

Executive Communications: Page 14532

Committee Authority To Meet: All committees are authorized to meet during the session of the Senate on Friday, May 13. Page 14567

Confirmations: Senate confirmed the nominations of Manuel P. Plotkin, of Illinois, to be Director of the Census; David V. Vrooman, to be U.S. Attorney for the District of South Dakota; and Leslie Jay Goldman, of Illinois, to be an Assistant Administrator of the Federal Energy Administration. Page 14568

Recess: Senate met at 4 p.m. and recessed at 6:39 p.m. Page 14568

Committee Meetings

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for fiscal year 1978 for the District of Columbia Government, receiving testimony from Herbert L. Tucker, Director, Department of Environmental Services; Harry C. Ways, Chief, Washington Aqueduct; and Bowles C. Ford, Rental Accommodation Office, all of the District of Columbia Government; and numerous public witnesses.

Subcommittee recessed subject to call.

FAIR DEBT COLLECTION PRACTICES

Committee on Banking, Housing, and Urban Affairs: Consumer Affairs subcommittee began hearings on S. 918, S. 656, and S. 1130, and H.R. 5294, to amend the Consumer Protection Act so as to prohibit abusive practices by independent debt collectors. Witnesses heard were Senators Biden and Garn; Representatives Annunzio, Wylie, and Fenwick; Patricia A. Miller, Beltsville, Maryland; Karen Berger, Queens Legal Services Corporation, Long Island City, New York; Robert Hobbs, National Consumer Law Center, Boston; Kathleen F. O'Reilly, Consumer Federation of America, Washington, D.C.; John L. Spafford, Associated Credit Bureaus, Inc., Houston; James E. Simmermon, Credit Bureau Services, New Kensington, Pennsylvania; G. Doug Edwards, Credit Bureau of Paducah, Kentucky; John W. Johnson, American Collectors Association, Inc., Minneapolis; and William F. Hearne, Jr., American Collectors Association, Minneapolis.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following measures:

S. 1288, authorizing funds for the Federal Trade Commission through fiscal year 1981 (with an amendment in the nature of a substitute). As appproved by the committee the bill would authorize $65 million for fiscal year 1978, $70 million for fiscal year 1979, $75 million for fiscal year 1980, and $80 million for fiscal year 1981;

S. 790, authorizing approximately $421 million for the reconstruction of Lock and Dam 26 at Alton, Illinois (amended);

S. 891, authorizing $2.5 million for each of fiscal years 1978 through 1980 for the administration of the Deep Water Port Act (with an amendment in the nature of a substitute);

S. 1184, extending until October 1, 1979, programs authorizing the Federal government to insure U.S. fishermen from financial losses resulting from the seizure of their vessels on the high seas;

S. 1250, authorizing funds for fiscal year 1978 for activities of the Coast Guard (with an amendment in the nature of a substitute). As approved by the committee the bill would authorize $1,247,061,000;

S. 1425, authorizing funds for fiscal years 1978 and 1979 for programs under the Marine Protection, Research and Sanctuaries Act (amended). As approved by the committee the bill would authorize $1 million for each of fiscal years 1978 and 1979;

H.R. 6205, authorizing funds for fiscal years 1978 through 1980 to carry out the Atlantic Tunas Convention Act;

H.R. 6206, to increase funding for Federal-State efforts in research and development under the Commercial Fisheries Research and Development Act, and to extend such act through fiscal year 1980;

An original bill authorizing $15 million for fiscal year 1978 to carry out programs under the Marine Mammal Protection Act; and

An original bill authorizing funds for programs administered under the Toxic Substances Control Act—$104 million for fiscal year 1978, $154 million for fiscal year 1979, and $54 million for fiscal year 1980—authorizing $4 million for each of fiscal years 1977 through 1979 for programs to assist States in protecting and indemnifying individuals injured by chemical substances; and to provide a method of effectively responding to toxic chemical contaminations.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

S. 1341, authorizing funds for fiscal year 1978 for the Energy Research and Development Administration (amended). As approved by the committee the bill would authorize $349.5 million for operating expenses, $31.75 million for capital equipment not related to construction, and $47.1 million for plant construction;

H.R. 4390, authorizing $131,050,000 for fiscal year 1978 for continuation of construction of distribution systems and drains on the San Luis Unit, Central Valley project, California (amended);

S. 891, authorizing funds for operation of the Office of Deepwater Ports in the Department of Transportation (amended). As approved by the committee the bill would authorize $2.5 million per year for fiscal years 1978 through 1980;

H.R. 5306, to establish in the land and water conservation fund a special account to be used to acquire the backlog of lands previously authorized for inclusion in the National Park System (amended). As approved by the committee the bill would provide $450 million to be distributed between fiscal years 1978 and 1979; and

The nomination of Leslie Jay Goldman, of Illinois, to be an Assistant Administrator of the Federal Energy Administration.

Also, committee discussed S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, but did not complete action thereon and will meet again on Tuesday, May 17, to consider this and other committee business.

COMMITTEE BUSINESS

Committee on Environment and Public Works: Committee ordered favorably reported the following measures:

An original bill authorizing funds for water resource development projects of the Army Corps of Engineers for fiscal year 1978 and until such projects are completed, and authorizing funds for modifications and new construction of river basin projects for fiscal year 1978. (As approved by the committee the bill would authorize $165 million for water resource development projects and $443 million for river basin projects); and

S. 1131, authorizing funds for fiscal year 1978 for the Nuclear Regulatory Commission (amended). As approved by the committee the bill would authorize $299,640,000.

Also, committee approved four public building prospectuses as follows: Anchorage, Atlanta, and two in Washington, D.C.

WELFARE REFORM

Committee on Finance: Subcommittee on Public Assistance received testimony from Secretary of Labor F. Ray Marshall on the President's statement on welfare principles.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following measures:

S. 1235, authorizing funds for fiscal year 1978 for activities of the Peace Corps (amended). As approved by the committee the bill would authorize $84.8 million;

S. 1160, authorizing funds for security assistance programs for fiscal year 1978 (amended). As approved by the committee the bill would authorize funds as follows: $1.875 billion for support assistance programs; $678.5 million for foreign military sales credits; $236 million for grant military assistance; $300 million for aid to Portugal; $30 million for education and training programs; $37.2 million for special requirements; $37 million for international narcotics programs; and $5 million for the contingency fund; and

The nominations of Ralph A. Dungan, of New Jersey, to be Executive Director of the Inter-American Development Bank; Lester E. Edmond, of Florida, to be United States Director of the Asian Development Bank; and Eugene J. Finkel, of the District of Columbia, to be Alternate Executive Director of the Inter-American Development Bank.

VIETNAM NEGOTIATIONS

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs, in closed session, received testimony on the current status of diplomatic negotiations with Vietnam from Richard Holbrooke, Assistant Secretary of State for East Asia and Pacific Affairs.

Subcommittee recessed subject to call.

COMMITTEE BUSINESS

Committee on Governmental Affairs: Committee ordered favorably reported the following measures:

S. 555, to establish procedures for the court appointment of a temporary special prosecutor, create an Office of Government Crimes within the Justice Department; and create an Office of Congressional Legal Counsel—amended—(a) to create an Office of Government Ethics within the Civil Service Commission, and (b) to require the disqualification of former officers and employees of the executive branch from appearing in cases before their former agencies;

S. 1060, to restate the charter of George Washington University; (amended)

S. 1063, to allow the issuance of revenue bonds by the District of Columbia for the building of university facilities;

S. 1062, to place on a calendar year basis the fiscal year of the District of Columbia Armory Board;

S. 1061, to continue authority of the D.C. Government to borrow from the U.S. Treasury;

S. 1103, to allow the several States to sue for taxes in the D.C. Superior Court; and

S. 1322, to revise the basis for estimating the annual Federal payment to the District of Columbia for water services and sanitary sewer services furnished to the United States.

ACCOUNTING AND AUDITING

Committee on Government Affairs: Subcommittee on Reports, Accounting, and Management resumed hearings to review the processes by which accounting and auditing practices and procedures, promulgated or ap-

proved by the Federal Government, are established. Witnesses heard were Walter E. Hanson, an accountant of New York City; Rudolph J. Passero, National Society of Public Accountants, Washington, D.C., Charles T. Horngren, American Accounting Association, Stanford, California; T. R. Lilley, Financial Analysts Federation, New York City; Charles C. Hornbostel, Financial Executives Institute, New York City; and William M. Young, Jr., National Association of Accountants, New York City.

Hearings continue on Wednesday, May 18.

COMMITTEE BUSINESS

Committee on Human Resources: Committee ordered favorably reported the following measures:

S. 1303, authorizing $225 million for fiscal year 1978 and such sums as may be necessary for fiscal years 1979 through 1982 for the Legal Services Corporation, with amendments;

S. 1350, authorizing $58,000,000 for each of fiscal years 1978 and 1979 for the National Sea Grant College program; and

An original bill proposing reform in the administration of the black lung benefits program.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 1021, to amend and extend through fiscal year 1980 programs under the Juvenile Justice and Delinquency Prevention Act and authorize funds to establish temporary shelter care facilities for runaway youth (amended). As approved by the committee the bill would authorize $150 million for fiscal year 1978, $175 million for fiscal year 1979, and $200 million for fiscal year 1980 for Juvenile Justice programs, and $25 million for each of fiscal years 1978 through 1980 for runaway youth program;

S. 1232, authorizing funds for fiscal years 1978 and 1979 for programs under the Drug Abuse Prevention and Control Act. As appproved by the committee the bill would authorize $182 million for fiscal year 1978 and such sums as may be necessary for fiscal year 1979;

S. 837, granting the consent of Congress to the Mississippi-Louisiana Bridge Construction Compact to promote the construction of a bridge connecting Mississippi and Louisiana at or near Natchez and Vidalia, and to establish a joint interstate authority to assist in these efforts;

S. 810, granting a 14 year extension—through 1991—of the patent to the United Daughters of the Confederacy;

S.J. Res. 24, requesting the President to designate the first Sunday of September after Labor Day of each year as "National Grandparents Day";

The following four private immigration bills: S. 58, 215, 464, and 556; and

The nominations of Anthony G. Dirienzo, Jr., to be U.S. Marshal for the District of Connecticut; and David V. Vrooman, to be U.S. Attorney for the District of South Dakota.

Committee indefinitely postponed action on the following ten private immigration bills: S. 54, 154, 157, 220, 281, 339, 346, 501, 552, and 739.

Committee discussed S. 1231, to increase the authorization for the Civil Rights Commission for fiscal year 1978, and S. 270, to permit awards of reasonable attorneys' fees and other expenses for public participation in Federal proceedings, but did not complete action thereon and recessed subject to call.

ANTITRUST ENFORCEMENT

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly continued oversight hearings on the effectiveness of antitrust laws and enforcement procedures of the Department of Justice and Federal Trade Commission. Witnesses heard were C. Fred Bergsten, Assistant Secretary of the Treasury for International Affairs; Professor Donald Turner, Harvard Law School, Cambridge; Edwin Zimmerman, Washington, D.C.; Professor Thomas Kauper, University of Michigan, Ann Arbor; Miles Kirkpatrick, Washington, D.C.; Dean Ernest Gellhorn, Arizona State University, Tempe; Professor Robert Pitofsky, Georgetown Law Center, Washington, D.C.; Professor F. M. Scherer, Northwestern University, Evanston, Illinois; and Professor George J. Benston, University of Rochester, Rochester, New York.

Hearings were recessed subject to call.

UNIVERSAL VOTER REGISTRATION

Committee on Rules and Administration: Committee ordered favorably reported with amendments S. 1072, to establish a universal voter registration program. As approved by the committee, the bill would (a) strengthen election day registration procedures; (b) assure that financial assistance will be made available to local units of government responsible for administering elections and provide additional funds for originating the registration program; (c) expand the purposes for which funds may be used by the states to include assistance to handicapped and elderly voters, purchase additional voting machines and prevent election irregularities; and (d) increase the civil enforcement powers of the Federal Election Commission, and require states to institute post election procedures to audit election day registrations.

INTELLIGENCE FUNDS

Select Committee on Intelligence: Committee, in closed session, ordered favorably reported an original bill authorizing funds for fiscal year 1978 for Government intelligence activities.

House of Representatives

Chamber Action

Bills Introduced: 35 public bills, H.R. 7127–7161; 1 private bill, H.R. 7162; and 8 resolutions, H.J. Res. 458–463, H. Con. Res. 220, and H. Res. 568 were introduced. Pages 14519, 14520

Bills Reported: Reports were filed as follows:

H.R. 10, Federal Employees' Political Activities Act of 1977, amended (H. Rept. 95–292);

S. 955, to amend the Federal Crop Insurance Act (H. Rept. 95–293);

H.R. 6161, to amend the Clean Air Act (H. Rept. 95–294);

H.R. 2501, to provide for the amendment of the public survey records to eliminate a conflict between the official cadastral survey and a private survey of the so-called Wold Tract within the Medicine Bow National Forest, Wyoming (H. Rept. 95–295);

H.R. 6967, to authorize appropriations for the Peace Corps for fiscal year 1978 (H. Rept. 95–296);

H.R. 3849, to establish qualifications for individuals appointed to the National Advisory Committee on Oceans and Atmosphere and to authorize appropriations for the Committee for fiscal year 1978 (H. Rept. 95–297);

H.R. 5742, Controlled Substances Act Extension (H. Rept. 95–298);

H. Res. 322, which directs the Architect of the Capitol to conduct a feasibility study and report on using solar energy in connection with heating, cooling and hot water systems of the House Office Building complex (H. Rept. 95–299);

H.R. 5885, authorizing additional appropriations for prosecution of projects in certain comprehensive river basin plans for flood control, navigation (H. Rept. 95–300);

H.R. 6010, to amend title XIII of the Federal Aviation Act of 1958 to expand the types of risks which the Secretary of Transportation may insure or reinsure (H. Rept. 95–301);

H.R. 6197, to amend the Disaster Relief Act of 1974 to provide for authorization of appropriations thereunder through fiscal year 1978 (H. Rept. 95–302); and

H.R. 6401, to authorize appropriations for the administration of the Deepwater Port Act of 1974 (H. Rept. 95–303). Page 14519

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as the Speaker pro tempore for today. Page 14460

Bill Re-referred: Committee on Public Works and Transportation was discharged from further consideration of H.R. 6305, to direct the Attorney General to provide for the construction of a correctional center in Los Angeles County, Calif. Subsequently, the bill was referred to the Committee on the Judiciary. Page 14461

Late Reports: Committee on Public Works and Transportation received permission to file reports by midnight tonight on the following measures: H. Res. 322, which directs the Architect of the Capitol to conduct a feasibility study and report on using solar energy in connection with the heating, cooling, and hot water systems of the House Office Building complex;

H.R. 6010, to amend title XIII of the Federal Aviation Act of 1958 to expand the types of risks which the Secretary of Transportation may insure or reinsure;

H.R. 6401, to authorize appropriations for the administration of the Deepwater Port Act of 1974;

H.R. 6197, to amend the Disaster Relief Act of 1974 to provide for authorization of appropriations thereunder through fiscal year 1978; and

H.R. 5885, authorizing additional appropriations for prosecution of projects in certain comprehensive river basin plans for flood control, navigation. Page 14461

Foreign Aid: By a yea-and-nay vote of 252 yeas to 158 nays, Roll No. 228, the House passed H.R. 6714, International Development and Food Assistance Act of 1977.

By a yea-and-nay vote of 288 yeas to 119 nays, Roll No. 227, agreed to a motion to recommit the bill to the Committee on International Relations with instructions to report it back forthwith with an amendment that prohibits the use of funds for any form of aid or trade with Vietnam or Cuba. Earlier, in the Committee of the Whole, the same amendment was rejected.

On the request for a separate vote, by a yea-and-nay vote of 229 yeas to 178 nays, Roll No. 226, agreed to an amendment that makes tobacco and tobacco products ineligible for title I sales. Earlier, in the Committee of the Whole, the amendment was agreed to by a division vote of 49 ayes to 26 noes.

Agreed to:

An amendment that prohibits the use of funds for involuntary sterilizations (agreed to by a division vote of 30 ayes to 11 noes);

An amendment that reduces by $25,750,000 the funding for voluntary contributions to international organizations and programs (agreed to by a recorded vote of 233 ayes to 171 noes, Roll No. 225). Previously, the amendment was rejected by a division vote of 18 ayes to 31 noes; and

An amendment that adds to the bill the language of existing law of congressional veto of the President's use of the 75 percent allocation of food aid for underprivileged countries in affluent countries.

H. Res. 556, the rule under which the bill was considered was agreed to earlier by a yea-and-nay vote of 380 yeas to 14 nays, Roll No. 224. Pages 14461–14494

Antirecession Assistance: House concluded all general debate on H.R. 6810, Intergovernmental Antirecession Assistance Act of 1977; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Friday, May 13.

H. Res. 560, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 390 yeas to 3 nays, Roll No. 229. Pages 14494–14507

Printing Resolution: House agreed to H. Res. 568, to provide for the printing of additional copies of a report of the Committee on Interstate and Foreign Commerce. Page 14507

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 14518

Adjournment: Adjourned at 5:15 p.m.

Committee Meetings

GRAIN STANDARDS

Committee on Agriculture: Met and ordered favorably reported H.R. 6135, amended, to amend the U.S. Grain Standards Act.

SOIL AND WATER CONSERVATION

Committee on Agriculture: Met and ordered favorably reported H.R. 75, amended, Soil and Water Resources Conservation Act.

AGRICULTURE AND CONSUMER PROTECTION ACT

Committee on Agriculture: Concluded markup and agreed to introduce a clean bill on extension of the Agriculture and Consumer Protection Act.

DISTRIBUTION OF SEEDS AND PLANTS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition held a hearing on H.R. 2776, to authorize the Secretary of Agriculture to distribute seeds and plants for use in home gardens. Testimony was heard from Representatives Burke of Massachusetts and Carney; USDA, and public witnesses.

DIRECTED-ENERGY WEAPONS

Committee on Armed Services: Met in executive session for briefing on directed-energy weapons by Dr. Jack Vorona, Deputy Director for Scientific and Technological Intelligence, Defense Intelligence Agency.

ANTISUBMARINE WARFARE

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on local antisubmarine warfare and ASW research and development. Testimony was heard from Vice Adm. Edward C. Waller, Director, Antisubmarine Warfare and Ocean Surveillance Programs, Navy Department; and Rear. Adm. L. Baggett, Jr., Antisubmarine Warfare Division, Office of Chief of Naval Operations.

COLLEGE TUITION TAX CREDITS

Committee on the Budget: Task Force on Tax Expenditures, Government Organization and Regulation held a hearing on college tuition tax credits. Testimony was heard from Senators Schweiker and Roth; Representatives Mikva, Corcoran, Coughlin and Crane; and representatives of National Student Lobby, and Coalition of Independent College and University Students.

COAL CONVERSION

Ad Hoc Committee on Energy: Met for briefing on coal conversion by staff of Dr. Schlesinger.

EFFECT OF PRESIDENT'S ENERGY PROGRAM

Ad Hoc Committee on Energy: Held a hearing on the effect on the United States and the world economy of the President's energy program. Testimony was heard from Treasury Secretary Blumenthal; Chairman of the Council of Economic Advisers Schultze; and OMB Director Lance.

INTERNATIONAL ACTIVITIES OF ERDA

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held a hearing on international activities of the Energy Research and Development Administration. Testimony was heard from officials of ERDA; and Dr. Herbert Luckow, Director, Agrotherm Project, West Germany.

COMMITTEE BUSINESS

Committee on Government Operations: Subcommittee on Government Information and Individual Rights met for discussion of subcommittee plans for forthcoming Justice Department hearings.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and reviewed consultant contracts.

DEEP SEABED HARD MINERALS ACT

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining continued hearings on H.R. 3350 and 3652, mining of hard mineral resources in the deep seabed. Testimony was heard from Ambassador Elliot L. Richardson; Joan Davenport, Assistant Secretary of Interior; and Howard Pollack, Deputy Administrator, NOAA.

MARSHALL PLAN 30TH ANNIVERSARY

Committee on International Relations: Met and ordered reported favorably to the House H.J. Res. 436 as amended, relating to the 30th anniversary of the Marshall Plan.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Continued hearings on H.R. 6831, National Energy Act. Testimony was heard from Dr. James Schlesinger, Assistant to the President for Energy; and a panel representing petroleum companies; and natural gas supply and producer committees panel.

Hearings continue tomorrow.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment and Ways and Means Subcommittee on Health continued joint hearings on H.R. 6575, Hospital Cost Containment Act. Testimony was heard from Representative Pepper and public witnesses.

Hearings continue tomorrow.

UNLAWFUL CORPORATE PAYMENTS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance met and approved for full committee action H.R. 3815, amended, Unlawful Corporate Payments Act.

ATTORNEYS' FEES

Committee on the Judiciary: Met and voted to recommit to the Subcommittee on Administrative Law and Governmental Relations H.R. 3361, relating to awards of attorneys' fees.

BANKRUPTCY ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 6, Bankruptcy Act revision, and will resume on Monday, May 16.

OCS LANDS ACT AMENDMENTS

Ad Hoc Select Committee on Outer Continental Shelf: Continued hearings on H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977. Testimony was heard from Delaware Governor du Pont; and representatives of Shipbuilders Council of America; Mobil Oil Co; Atlantic Richfield Co.; Domestic Petroleum Council, Inc.; drilling contractors panel; and oil industry related organizations; Ocean City Mayor Kelley; and other public witnesses.

HIGHWAY MASS TRANSIT PROGRAMS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on legislation for the continuation of the Highway Mass Transit Programs. Testimony was heard from Members of Congress; and a panel representing National Association of Counties.

Hearings continue Tuesday, May 17.

NATIONAL SCHOOL LUNCH AND CHILD NUTRITION AMENDMENTS

Committee on Rules: Granted an open rule providing 1 hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment, waiving all points of order against the substitute for failure to comply with the provisions of clause 7, Rule XVI and clause 5 of Rule XXI and providing one motion to recommit with or without instructions on H.R. 1139, National School Lunch Act and Child Nutrition Amendments of 1977. Testimony was heard from Chairman Perkins.

BLACK LUNG BENEFITS REFORM ACT

Committee on Rules: Held a hearing but postponed further action pending testimony from an additional Member who was ill and not able to be present on H.R. 4544, Black Lung Benefits Reform Act. Testimony was heard from Chairman Perkins and Representatives Simon, Erlenborn, and Sarasin. A statement for the record was submitted by Representative Wampler.

ERDA AUTHORIZATION

Committee on Science and Technology: Met and ordered reported favorably to the House H.R. 6796 as amended, to authorize appropriations to the Energy Research and Development Administration for fiscal year 1978.

EFFECT OF MOVIE RATINGS ON INDEPENDENT PRODUCERS

Committee on Small Business: Subcommittee on Special Small Business Problems continued hearings on the effect of movie ratings on independent producers. Testimony was heard from Earl Owensby, producer, EO Productions, Shelby, N.C.; and Jonathan Dana, producer, Los Angeles, Calif.

Hearings continue Tuesday, May 17.

VENTURE AND EQUITY CAPITAL

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities held a hearing on small business access to equity and venture capital. Testimony was heard from SBA Administrator A. Vernon Weaver; and public witnesses.

Hearings continue Wednesday, March 18.

VETERANS' MISCELLANY

Committee on Veterans' Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 1862, Veterans' Disability Compensation and Survivor Benefits Act of 1977;

H.R. 6501, to provide increased awards of service-connected compensation to certain veterans who have suffered the loss or loss of use of paired extremities; and

H.R. 6502, to provide an automobile assistance allowance and to provide automotive adaptive equipment to veterans of World War I.

CONVENTION ON CULTURAL PROPERTY IMPLEMENTATION ACT

Committee on Ways and Means: Subcommittee on Trade considered but took no action on H.R. 5643, Convention on Cultural Property Implementation Act; and

Passed over H.R. 139, duty increase on hand tools.

PROBLEMS WITH IRS

Committee on Ways and Means: Subcommittee on Oversight held a hearing on problems of small business and lower income tax payers with IRS. Testimony was heard from public witnesses.

Friday, May 13, 1977

Senate

Chamber Action

Routine Proceedings, pages 14650–14720

Bills Introduced: Sixteen bills and two resolutions were introduced, as follows: S. 1504–1519; S. Con. Res. 24; and S. Res. 173. Pages 14696, 14706

Bills Reported: Reports were made as follows:

H.R. 4390, authorizing funds for fiscal year 1978 to continue construction of distribution systems and drains on the San Luis Unit, Central Valley project, California, with amendments (S. Rept. 95–144);

S. 891, to authorize funds for the administration of the Deepwater Port Act of 1974 through fiscal year 1980, with an amendment (S. Rept. 95–145);

H.R. 6205, authorizing funds for fiscal years 1978 through 1980 to carry out the Atlantic Tunas Convention Act of 1975 (S. Rept. 95–146);

H.R. 6206, authorizing funds for fiscal years 1978 through 1980 to carry out the Commercial Fisheries Research and Development Act of 1964, with an amendment (S. Rept. 95–147);

S. 1125, authorizing the establishment of the Eleanor Roosevelt National Historic Site in Hyde Park, New York, with an amendment (S. Rept. 95–148);

S. 1170, to strengthen and extend through fiscal year 1978 the surplus commodity food program for senior citizens, with an amendment (S. Rept. 95–149);

S. 1321, to extend until November 28, 1977, the deadline for transmittal by the Commission on Civil Rights of its report on unreasonable discrimination based on age in federally financed programs (S. Rept. 95–150);

S. 1232, authorizing funds for fiscal years 1978 and 1979 for programs under the Drug Abuse Prevention and Control Act (S. Rept. 95–151);

S. 810, to extend for fourteen years, through 1991, the patent of the United Daughters of the Confederacy (S. Rept. 95–152);

S. 1511, authorizing funds for fiscal year 1978 for noise pollution control programs (S. Rept. 95–153);

S. 1512, to extend authorizations for the Federal disaster assistance program (S. Rept. 95–154);

S. 464, 556, 58, and 215, private relief bills (S. Repts. 95–155 through 95–158, respectively);

H.R. 5262, to provide for increased participation by the United States in the International Bank for Reconstruction and Development, the International Development Association, the International Finance Corporation, the Asian Development Bank, and the Asian Development Fund, with an amendment (S. Rept. 95–159); and

S. 1019, authorizing funds for the fiscal years 1978 and 1979 for certain maritime programs of the Department of Commerce, with amendments (S. Rept. 95–160). Pages 14695, 14696

Bills Passed:

NASA Authorizations: Senate passed with committee amendment and returned to the House H.R. 4088, authorizing funds for the National Aeronautics and Space Administration for fiscal year 1978. Pages 14673–14679

Defense Production Act: Senate passed without amendment and sent to the House S. 853, to extend for two years, until September 30, 1979, the Defense Production Act. Pages 14679–14681

Daughters of the Confederacy: Senate passed without amendment and sent to the House S. 810, to extend for fourteen years, through 1991, the patent of the United Daughters of the Confederacy. Page 14686

General Eaker: Senate passed without amendment and sent to the House S. 425, authorizing the President to present on behalf of the Congress a special gold medal to Lt. Gen. Ira S. Eaker, USAF (retired). Pages 14681, 14682

Military Procurement Authorizations: Senate passed and sent to the House S. 1474, authorizing funds for construction at certain military installations for fiscal year 1978, after agreeing to three amendments proposed thereto as follows:

(1) Thurmond (for Tower) unprinted amendment No. 204, to permit Secretary of the Army to exchange certain land at Ft. Bliss, Texas; Page 14684

(2) Inouye unprinted amendment No. 205, authorizing an additional $1.3 million for completion of visitors center facilities at the U.S.S. Arizona memorial, in Pearl Harbor; and Page 14684

(3) Cranston unprinted amendment No. 206, to permit the use of certain property in San Francisco for public park and recreational uses. Page 14685

Pages 14682–14694

Congressional Budget: Senate agreed to the conference report on S. Con. Res. 19, setting forth congressional targets for total budget outlays, new budget authority, and limitation on the public debt for fiscal year 1978. By 54 yeas to 23 nays, Senate agreed to Muskie motion that Senate recede from its disagreement to the House amendment, and concur therein with an amendment embodying language agreed to by the conferees. This action clears the measure for further action of the House. Pages 14654–14673, 14682

ERDA Authorizations: Senate agreed to the House amendment with amendments to S. 36, authorizing funds for Energy Research and Development Administration for energy R&D programs not related to the development of nuclear energy, which amendments (embodied in Bumpers amendment No. 208) would make clear that the $3 million in fiscal year 1977 for the National Center for Bioenergy Conversion only represents initial costs for this project. Pages 14694, 14695

Bill Referred: H.R. 6655, omnibus housing bill, was referred to Committee on Banking, Housing, and Urban Affairs. Page 14696

Bill Held at Desk: H.R. 6714, International Development and Food Assistance Act, was received and ordered held at the Desk. Page 14720

Message From the House: Page 14695

Confirmations: Senate confirmed the following nominations:

Anthony G. Dirienzo, Jr., to be U.S. marshal for the District of Connecticut;

Lester E. Edmond, of Florida, to be U.S. Director of the Asian Development Bank;

Ralph A. Dungan, of New Jersey, to be Executive Director of the Inter-American Development Bank; and

Eugene Jay Finkel, of the District of Columbia, to be Alternate Executive Director of the Inter-American Development Bank. Page 14745

Nominations: Senate received the following nominations:

Arthur A. Hartman, of New Jersey, to be Ambassador to France;

James G. Lowenstein, of the District of Columbia, to be Ambassador to Luxembourg;

Robert H. Miller, of Washington, to be Ambassador to Malaysia;

Philip H. Alston, Jr., of Georgia, Ambassador to Australia, to serve concurrently as Ambassador to Nauru;

Henry W. Shlaudeman, of California, to be Ambassador to Peru;

Lawrence S. Eagleburger, of Virginia, to be Ambassador to Yugoslavia;

Donald C. Bergus, of New Jersey, to be Ambassador to the Republic of the Sudan;

Adrian S. Fisher, of the District of Columbia, for the rank of Ambassador while serving as the United States Representative to the Conference of the Committee on Disarmament;

Andrew W. Danielson, to be United States Attorney for the District of Minnesota;

James R. Britton, to be United States Attorney for the District of North Dakota;

Jamie C. Boyd, to be United States Attorney for the Western District of Texas;

John C. Merkel, Jr., to be United States Attorney for the Western District of Washington;

Albert S. Hinds, to be United States Marshal for the Eastern District of Illinois;

Harold C. Warren, to be United States Marshal for the District of North Dakota;

Rodolfo A. Garza, to be United States Marshal for the Western District of Texas;

One Navy nomination in the rank of Admiral, two Air Force in the rank of General, twenty-one Marine Corps in the rank of General; and numerous nominations in the Army, Navy, Air Force, and Coast Guard. Pages 14722–14725

Record Vote: One record vote was taken today (total—142). Page 14682

Adjournment: Senate met at 9:45 a.m. and adjourned at 2:53 p.m. Page 14722

Committee Meetings

FAIR DEBT COLLECTION PRACTICES

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Consumer Affairs continued hearings on S. 918, S. 656, S. 1130, and H.R. 5294, to amend the Consumer Protection Act so as to prohibit abusive practices by independent debt collectors. Witnesses heard were Representative Wiggins; Lewis H. Goldfarb, Acting Assistant Director for Special Statutes, Federal Trade Commission; Allan Finkel, General Counsel, Office of Consumer Affairs, Department of Health, Education, and Welfare; Dr. David Caplovitz, Graduate School of the City University of New York; Jay I. Ashman, Assistant Attorney General, State of Vermont, Montpelier; Joseph V. Morello, Assistant District Attorney, New York County (Manhattan); Richard A. Gross, Assistant Attorney General and Deputy Chief, Consumer Protection Division, Commonwealth of Mas-

sachusetts, Boston; Thomas Tahuk, Office of Consumer Services, Minneapolis; John Conlan, Miami, representing Consumer Bankers Association; Dennis J. Kelly, American Credit and Collection Institute, Inc., St. Paul, Minnesota; Julia Boyd, Director, Credit Operations, Woodward and Lothrop, Washington, D.C.; and Philip Rosenthal, Virginia Collectors Association, Alexandria, Virginia.

Hearings were recessed subject to call.

MINORITY BUSINESS PROGRAM

Committee on Government Affairs: Subcommittee on Federal Spending Practices and Open Government held hearings to investigate the Small Business Administration's minority business program. Witnesses heard were John Scruggs, Assistant Regional Director, and William Matlock, Deputy Assistant Regional Director, both for Procurement Assistance Small Business Administration, Atlanta.

Hearings were recessed subject to call.

NUCLEAR NONPROLIFERATION

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation, and Federal Services resumed hearings on S. 897, to strengthen U.S. policies on nuclear nonproliferation, and to reorganize certain nuclear export functions, receiving testimony from Russell Peterson, New Directions; Eldon Greenberg, Center for Law and Social Policy; and Dennis Hayes, Worldwatch Institute, all of Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Human Resources: Committee concluded hearings on the nominations of Peter G. Bourne, of the District of Columbia, to be Director, and Lee I. Dogoloff, of Maryland, to be Deputy Director, both of the Office of Drug Abuse Policy, after the nominees testified and answered questions on their own behalf. Senator Eagleton introduced Mr. Dogoloff. Senator Nunn introduced Mr. Bourne, and testimony on his nomination was received from Glen D. King, International Association of Chiefs of Police, Dr. Ned Rosinsky, U.S. Labor Party, Robert M. Bartel, Liberty Lobby and George C. Richardson, National Committee to Declare War on Drugs, all of Washington, D.C.

MEALS FOR THE ELDERLY

Committee on Human Resources: Subcommittee on Aging held hearings on S. 519 and S. 1283, to authorize funds for programs to provide home-delivered meals for the elderly. Witnesses heard were Senators McGovern and Dole; Dr. Arthur S. Flemming, Commissioner, Administration on Aging, Department of Health, Education, and Welfare; John Martin, member, Federal Council on Aging, Washington, D.C.; Lou Glasse, New York State Office for the Aging, Albany; Edward Keenan, Montgomery County, Pennsylvania, Office on Older Adults; Thomas Abbott, Troy, N.Y., representing the National Association of Title VII Project Directors; and Peggy F. Sheeler, National Association of Meal Programs, Baltimore.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 34 public bills, H.R. 7163–7196; 2 private bills, H.R. 7197 and 7198; and 7 resolutions, H.J. Res. 464, H. Con. Res. 221–223, and H. Res. 569–571, were introduced. Pages 14648, 14649

Bills Reported: Reports were filed as follows:

H. Res. 569, providing for the consideration of H.R. 1139, to amend the National School Lunch Act (H. Rept. 95–304);

H.R. 3348, to increase the amount authorized to be appropriated for the Canal Zone Biological Area, amended (H. Rept. 95–305);

H.R. 4746, to extend certain authorities of the Secretary of the Interior with respect to water resources research and saline water conservation programs, amended (H. Rept. 95–306);

H.R. 6752, to amend the Water Resources Planning Act, amended (95–307);

H.R. 6823, to authorize appropriations for the United States Coast Guard for fiscal year 1978, amended (H. Rept. 95–308);

H.R. 6936, to amend the Federal Election Campaign Act of 1971 to extend the authorization of appropriations contained in such Act (H. Rept. 95–309);

H.R. 3666, to amend the Legal Services Corporation Act to provide authorization of appropriations for additional fiscal years (H. Rept. 95–310);

H.R. 2777, to provide for consumers a further means of minimizing the impact of inflation and economic depression by narrowing the price spread between costs to the producer and the consumer of needed goods, services, facilities, and commodities through the development and funding of specialized credit sources for, and technical assistance to, self-help, not-for-profit cooperatives, amended (H. Rept. 95–311);

H.R. 4287, to promote safety and health in the mining industry, and to prevent recurring disasters in the mining industry, amended (H. Rept. 95–312);

H.R. 6111, to amend the Juvenile Justice and Delinquency Prevention Act of 1974, amended (H. Rept. 95–313);

H.R. 6138, to provide employment and training opportunities for youth, amended (H. Rept. 95–314);

H.R. 6761, to provide for the development and implementation of programs for youth camp safety, amended (H. Rept. 95–315);

H.R. 6951, to amend the Council on Wage and Price Stability Act to extend its termination date, amended (H. Rept. 95–316);

H.R. 5493, to extend until October 1, 1980, the appropriation authorizations for the Seal Beach, Great Dismal Swamp, and San Francisco Bay Wildlife Refuges (H. Rept. 95–317);

H.R. 5400, to establish a universal voter registration program, amended (H. Rept. 95–318); and

H.R. 4140, to extend the provisions of the Fishermen's Protective Act of 1967, relating to the reimbursement of seized commercial fishermen, until October 1, 1980 (H. Rept. 95–319). Pages 14647, 14648

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of May 18. Page 14602

Former Members: It was made in order for the Speaker to declare a recess anytime on Thursday, May 19, for the purpose of receiving former Members of Congress. Page 14602

Antirecession Assistance: By a yea-and-nay vote of 243 yeas to 94 nays, Roll No. 232, the House passed H.R. 6810, Intergovernmental Antirecession Assistance Act of 1977.

By a yea-and-nay vote of 322 yeas, Roll No. 230, agreed to a motion that the House resolve itself into the Committee of the Whole.

Agreed to the committee amendment as amended by:

A technical amendment relating to the determination of local unemployment rates; and

An amendment that sets aside an amount equal to one percent of the allocated funds for Puerto Rico, Guam, American Samoa, and the Virgin Islands.

Rejected:

An amendment that sought to distribute funds by a formula that takes into account state and local tax effort (rejected by a recorded vote of 127 ayes to 216 noes with 1 voting "present," Roll No. 231). Earlier, a point of order against the amendment for proposing a formula that was not germane to the bill was overruled; and

An amendment that sought to change the name of the bill to the "Special Fiscal Assistance to Certain State and Local Governments Act of 1977 (rejected by a division vote of 26 ayes to 48 noes).

Agreed to amend the title of the bill. Page 14602

Late Reports: Committee on House Administration received permission to file a report by midnight tonight on H.R. 5400, to establish a universal voter registration program; and

Committee on Merchant Marine and Fisheries received permission to file the following reports by midnight Saturday, May 14: H.R. 5493, to extend until October 1, 1980, the appropriation authorization for the Seal Beach, Great Dismal Swamp, and San Francisco Bay National Wildlife Refuges; H.R. 4297, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to authorize appropriations to carry out the provisions of such Act for fiscal year 1978; and H.R. 4140, to extend the provisions of the Fishermen's Protective Act of 1967, relating to the reimbursement of seized commercial fishermen, until October 1, 1980. Page 14626

Adjournment: Adjourned at 2:53 p.m.

Committee Meetings

OIL AND GAS PRICING

Ad Hoc Committee on Energy: Met for briefing on oil and gas pricing by staff of Dr. Schlesinger.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 6831, National Energy Act. Testimony was heard from Governor Boren of Oklahoma; Governor Briscoe of Texas; and a panel of producing State regulatory agencies, consumers, pipelines and distribution companies.

Hearings continue Monday, May 16.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment and Ways and Means Subcommittee on Health concluded joint hearings on H.R. 6575, Hospital Cost Containment Act of 1977. Testimony was heard from representatives of American Medical Association; American Hospital Association; and other public witnesses.

CANCER CAUSING FLAME RETARDANT CHEMICALS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on cancer causing flame retardant chemicals.

Hearings continue Monday, May 16.

CIVIL RIGHTS FOR INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued hearings on H.R. 2439 and 5791, civil rights for institutionalized persons. Testimony was heard from Alvin Bronstein, American Civil Liberties Union; and Paul R. Friedman, Esq., Mental Health Law Project. Washington, D.C.

Hearings continue Wednesday, May 18.

TUNA-PORPOISE FISHING PROBLEM

Committee on Merchant Marine and Fisheries: Held a hearing on H.R. 6970 and related billls, to amend the Marine Mammal Protection Act of 1972 with respect to the taking of marine mammals incidental to the

course of commercial fishing operations. Testimony was heard from representatives of the Marine Mammal Commission; Department of Commerce; the fishing industry, labor, environmental groups and other public witnesses.

Hearings continue Monday, May 16.

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Monday, May 16, 1977

Senate

Chamber Action

Routine Proceedings, pages 14825–14902

Bills Introduced: 19 bills and 1 resolution were introduced as follows: S. 1521–1539; S. Con. Res. 25.

Pages 14874, 14875, 14877

Bills Reported: Reports were made as follows:

Filed on May 13: S. 1520, authorizing funds for fiscal year 1978 for bilateral development assistance and voluntary contributions to international organizations and programs (S. Rept. 95–161);

Filed on May 14: H.R. 5306, to establish in the land and water conservation fund a special account to be used to acquire the backlog of lands previously authorized for inclusion in the National Park System, with amendments (S. Rept. 95–162);

S. 393, to provide for a study of certain lands to determine their suitability for designation as wilderness with amendments (S. Rept. 95–163);

S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, with an amendment (S. Rept. 95–164);

S. 1021, to amend and extend through fiscal year 1980 programs under the Juvenile Justice and Delinquency Prevention Act, and to authorize funds to establish temporary shelter care facilities for runaway youth, with an amendment (S. Rept. 95–165);

Filed today: H.R. 3695, authorizing funds for grants to States for construction of veterans health care facilities, with an amendment (S. Rept. 95–166);

S. 961, to implement a plan designed to overcome barriers in the interstate adoption of children, and to extend the Child Abuse Prevention and Treatment Act, with amendments (S. Rept. 95–167);

S. 1235, authorizing funds for fiscal year 1978 for activities of the Peace Corps, with amendments (S. Rept. 95–168);

S. 1262, to establish an independent consumer agency to protect and serve the interest of consumers, with amendments (S. Rept. 95–169);

S. 555, to establish procedures for the court appointment of a temporary special prosecutor; to create an Office of Government Crimes within the Justice Department; and create an Office of Congressional Legal Counsel, with an amendment (S. Rept. 95–170);

S. 1072, to establish a universal voter registration program, with an amendment, together with minority views (S. Rept. 95–171);

S. 1303, authorizing $225 million for fiscal year 1978 and such sums as may be necessary for fiscal years 1979 through 1982 for the Legal Services Corporation, with an amendment (S. Rept. 95–172);

S. 1242, to provide employment and training opportunities for youth, with an amendment (S. Rept. 95–173);

H.R. 2992, authorizing such sums as may be necessary through fiscal year 1978 for programs under the Comprehensive Employment and Training Act (S. Rept. 95–174);

S. 1523, authorizing approximately $14.8 million for housing and community development assistance programs for fiscal years 1978 through 1980, together with additional views (S. Rept. 95–175);

S. 682, to expand and strengthen regulations concerning vessel safety standards, and to establish a research and monitoring program on ocean pollution, with an amendment (S. Rept. 95–176);

S. 1522, authorizing $15 million for fiscal year 1978 to carry out programs under the Marine Mammal Protection Act (S. Rept. 95–177);

S. 1184, extending until October 1, 1979, programs authorizing the Federal Government to insure U.S. fishermen from financial losses resulting from the seizure of their vessels on the high seas, with an amendment (S. Rept. 95–178);

S. 1340, authorizing funds for fiscal year 1978 for non-nuclear programs of the Energy Research and Development Administration, with an amendment (S. Rept. 95–179);

S. 275, to amend and extend through 1982 provisions of the Agriculture and Consumer Protection Act of 1973, with an amendment (S. Rept. 95–180);

S. 717, to promote safety and health in the mining industry, with an amendment (S. Rept. 95–181);

S. 1311, authorizing $58,290,000 for fiscal year 1978 for the Securities and Exchange Commission, with an amendment (S. Rept. 95–182);

S. 208, authorizing approximately $5.6 billion for the extension of urban mass transit assistance programs through fiscal year 1982, with an amendment (S. Rept. 95–183);

S. 1442, authorizing $954.7 million for fiscal year 1978 for activities of the Small Business Administration, with an amendment (S. Rept. 95–184);

S. 1237, authorizing additional funds for lands acquisition for the Tinicum National Environmental Center in Pennsylvania, the San Francisco Bay Refuge in California, and the Great Dismal Swamp Refuge in Virginia, with amendments (S. Rept. 95–185);

S. 1316, authorizing funds for fiscal years 1978 through 1980 to carry out State cooperative programs under the Endangered Species Act, with an amendment (S. Rept. 95–186);

S. 846, authorizing $35 million for the saline water conversion program and $10 million for other water research programs for both of fiscal years 1978 and 1979, with amendments (S. Rept. 95–187);

S. 1417, authorizing funds for environmental research and development activities of the Environmental Protection Agency, with an amendment (S. Rept. 95–188);

S. 1527, authorizing $11.3 million for fiscal year 1978 for programs administered under the Ocean Dumping Act (S. Rept. 95–189);

S. 1528, authorizing $80 million for fiscal year 1978 for programs administered under the Safe Drinking Water Act (S. Rept. 95–190);

S. 1529, authorizing funds for water resource development projects of the Army Corps of Engineers for fiscal year 1978 and until such projects are completed, and authorizing funds for modifications and new construction of river basin projects for fiscal year 1978 (S. Rept. 95–191);

S. 1530, authorizing $11.9 million for fiscal year 1978 for the Water Resource Council (S. Rept. 95–192);

H.R. 6179, authorizing funds for fiscal year 1978 for the Arms Control and Disarmament Agency, with an amendment (S. Rept. 95–193);

H.R. 6689, authorizing funds for fiscal year 1978 for the Department of State, USIA, and Board for International Broadcasting, with an amendment (S. Rept. 95–194);

S. 1160, authorizing funds for security assistance programs for fiscal year 1978, with an amendment (S. Rept. 95–195);

S. 1131, authorizing funds for fiscal year 1978 for the Nuclear Regulatory Commission, with amendments (S. Rept. 95–196);

S. 1288, authorizing funds for the Federal Trade Commission through fiscal year 1981, with an amendment (S. Rept. 95–197);

S. 922, authorizing funds for fiscal year 1978 for the U.S. Railway Association, and for the Office of Rail Public Counsel within the Interstate Commerce Commission, with amendments (S. Rept. 95–198);

S. 1325, to provide explicit statutory authority for flow-through subsidy payments made pursuant to an experimental local air service program administered by the Civil Aeronautics Board from August 1, 1973, through July 31, 1975 (S. Rept. 95–199);

S. 1250, authorizing funds for fiscal year 1978 for activities of the Coast Guard (S. Rept. 95–200);

S. 263, to provide for interim regulatory reform of the Interstate Commerce Commission, Federal Trade Commission, Federal Power Commission, Federal Communications Commission, Civil Aeronautics Board, Federal Maritime Commission, and Consumer Product Safety Commission, with an amendment (S. Rept. 95–201);

S. 1531, authorizing funds for programs administered under the Toxic Substances Control Act (S. Rept. 95–202);

S. 1532, authorizing funds through fiscal year 1981 for the Federal Maritime Commission (S. Rept. 95–203);

S. 1533, authorizing funds through fiscal year 1981 for the Federal Trade Commission (S. Rept. 95–204);

S. 1534, authorizing funds through fiscal year 1981 for the Interstate Commerce Commission (S. Rept. 95–205);

S. 1535, authorizing funds through fiscal year 1981 for the Federal Power Commission (S. Rept. 95–206);

S. 1536, authorizing funds through fiscal year 1981 for the Federal Communications Commission (S. Rept. 95–207);

S. 1537, authorizing funds through fiscal year 1981 for the Civil Aeronautics Board (S. Rept. 95–208);

S. 1538, proposing reform in the administration of the black lung benefits program (S. Rept. 95–209);

S. 957, to provide financial assistance to the States to maintain systems which will fairly and expeditiously resolve controversies involving consumers, with an amendment (S. Rept. 95–210);

S. 1347, to establish a National Advisory Committee on Oceans and Atmosphere, with amendments (S. Rept. 95–211);

S. 1339, to authorize funds to the Energy Research and Development Administration for national defense programs for fiscal year 1978, with an amendment (S. Rept. 95–212);

S. 1350, authorizing funds for each of fiscal years 1978 and 1979 for the National Sea Grant College program (S. Rept. 95–213);

S. 1539, authorizing funds for fiscal year 1978 for intelligence activities of the U.S. Government (S. Rept. 95–214);

S. 790, authorizing funds for the reconstruction of Lock and Dam 26 at Alton, Illinois, with amendments, together with additional views (S. Rept. 95–215).

H.R. 692, authorizing funds for fiscal year 1978 for activities of the Small Business Administration, without recommendation and without written report.

Pages 14872–14874

Bills Passed

Mississippi-Louisiana Bridge: Senate passed without amendment and sent to the House S. 837, granting the consent of Congress to the Mississippi-Louisiana Bridge Construction Compact. Page 14828

National Grandparents Day: Senate passed without amendment and sent to the House S.J. Res. 24, to request the President to issue annually a proclamation designating the first Sunday in September after Labor Day as "National Grandparents Day". Page 14829

Vocational Education: Senate passed with committee amendments and returned to the House H.R. 3437, making technical amendments to the Vocational Education Act. Pages 14829–14831

Tax Reduction: Senate agreed to conference report on H.R. 3477, Tax Reduction and Simplification Act. Senate agreed to the House amendment to Senate amendment No. 85, thus clearing the measure for the President. Pages 14866–14872

Military Procurement Authorizations: Senate began consideration of H.R. 5970, authorizing funds for military procurement for fiscal year 1978, agreeing to two amendments as follows:

(1) Bartlett unprinted amendment No. 210, directing Secretary of Defense to request retiring officers and civilian military procurement personnel to submit suggestions to improve methods of military procurement policy; Page 14850

(2) Modified Humphrey unprinted amendment No. 211, asserting the readiness of the Congress to consider, in accordance with the processes set forth in the Budget Control and Impoundment Act of 1974, such modifications in U.S. strategic arms programs as the President may recommend to facilitate either negotiation or agreement in the Strategic Arms Limitation Talks. Page 14850

Senate also considered Dole amendment No. 270, increasing from 76,400 to 95,900 minimum strength of the Naval Reserve, on which amendment Senate will vote at 2 p.m. on Tuesday, May 17.

By unanimous consent, it was agreed that during the further consideration of this bill tomorrow there be a 2-hour time limitation on the bill; 1 hour each on Griffin XM tank amendment (to be taken up at 12 noon), two Stevens amendments, and amendments by Senators Proxmire and Baker. Time on any amendment in the second degree will be limited to 30 minutes. Page 14865
Pages 14831–14866

Bill Referred: H.R. 6810, Intergovernmental Antirecession Assistance Act, was referred to Committee on Governmental Affairs. Page 14874

Message From the House: Page 14872

Amendments Submitted for Printing: Page 14878

Executive Communications: Page 14872

Nominations: Senate received the following nominations:

Richard N. Cooper, of Connecticut, to be U.S. Alternate Governor of the International Bank for Reconstruction and Development, and of the Inter-American Development Bank; and to be U.S. Governor of the Asian Development Bank and of the African Development Fund;

Gordon Cavanaugh, of Maryland, to be Administrator of the Farmers Home Administration;

Eleanor Holmes Norton, of New York, to be a Member of the Equal Employment Opportunity Commission;

Marion Edey, of the District of Columbia, to be a Member of the Council on Environmental Quality; and

One Navy nomination in the rank of Admiral; and one Air Force in the rank of General. Page 14902

Recess: Senate met at 12 noon and recessed at 5:08 p.m. Page 14902

Committee Meetings

TIMBER SALES PROCEDURES

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Environment, Soil Conservation, and Forestry concluded hearings on S. 1360, to establish an Advisory Committee on Timber Sales Procedure, after receiving testimony from Senator Church; Representative Krebs; M. Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research, and Education; Joseph Sims, Deputy Assistant Attorney General, Antitrust Division, Department of Justice; Thomas Barlow, National Resources Development Council, Washington, D.C.; John Hall, National Forest Products Association, Washington, D.C.; Jerry McChesney, American Plywood Association, Vancouver, Washington; Edward Seeger, Boyd Lumber Corporation, Sedro-Wooley, Washington; Gerhart Bendix and George Craig, representing the Western Timber Association, Yreka, California; Leonard Netzorg, Western Forest Industries Association, Portland, Oregon; Timothy Mueller, Bennett Lumber Company, Princeton, Idaho; Robert Robertson, National Association of Independent Lumbermen, Washington, D.C.; James O'Donnell, Northwest Pine Association, Spokane; Erwin Kulosa, representing the Federal Timber Purchasers Associations, Albuquerque; and H. Don. Smith, Potlach, Inc., Lewiston, Idaho.

Hearings were recessed subject to call.

NEW YORK CITY SEASONAL FINANCING

Committee on Banking, Housing, and Urban Affairs: Committee began oversight hearings on the implementation and status of federally guaranteed loans to New York City. Witnesses heard were Senator Javits; Governor Hugh L. Carey, of New York, and Victor L. Lowe, Director, General Government Division, General Accounting Office, each of whom was accompanied by his associates.

Hearings continue tomorrow.

NOMINATION

Committee on Energy and Natural Resources: Subcommittee concluded hearings on the nomination of Adrian P. Winkel, of Maryland, to be High Commissioner of the Trust Territory of the Pacific Islands, after testimony was received from Richard Thorpe, Carlsbad, New Mexico; and Leo Falcam, Liaison Officer for the Congress for Micronesia. The nominee testified and answered questions on his own behalf.

ECONOMIC GROWTH

Committee on Finance: Subcommittee on Taxation and Debt Management began hearings to receive testimony on proposals designed to encourage economic growth and employment, receiving testimony from Daniel Brill, Assistant Secretary of the Treasury for Economic Policy; Alan Greenspan, New York City; Bruce G. Fielding, Mt. View, California, Council of Small and Independent Business Organizations; Edward Pendergast, Small Business Association of New England, Boston; Dean Treptow, Brown Deer, Wisconsin, Independent Business Association of Wisconsin; Herbert Krasnow, National Association of Small Business Investment Companies, New York City; and E. S. Hizer, National Venture Capital Association, Chicago.

Hearings continue tomorrow.

POSTAL SERVICE REPORT

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services resumed hearings to receive testimony on a report of the Commission on Postal Service. Witnesses heard were Benjamin F. Bailar, Postmaster General, U.S. Postal Service; and Clyde S. DuPont, Chairman, Postal Rate Commission.

Hearings continue Friday, May 20.

INDIAN CLAIMS

Select Committee on Indian Affairs: Committee concluded hearings on S. 1377, extending for an additional 10 years, through July 18, 1987, time for commencing actions on behalf of Indians for settlement of monetary damages on outstanding Indian claims, after receiving testimony from Governor James B. Longley, of Maine, who was accompanied by Joseph Brennan, Attorney General of Maine.

OLDER AMERICANS HEALTH CARE

Special Committee on Aging: Committee began hearings to explore alternatives to institutional health care for older Americans, having as its witnesses Dr. Constance M. Friess, New York City; Susan Kinoy, Community Council of Greater New York, New York City; Delores Wennlund, Florida Department of Health and Rehabilitation Services, Tallahassee; Judy Walden, Hospital Home Health Care, Albuquerque; Robert P. Liversidge, Jr., Bath-Brunswick Regional Health Agency, Bath, Maine; and Ruth W. Breslow, Jewish Council for the Aging of Greater Washington, Rockville, Maryland.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 7199–7222; 1 private bill, H.R. 7223; and 6 resolutions, H.J. Res. 465–467, H. Con. Res. 224, and H. Res. 572–573 were introduced. Pages 14824, 14825

Bills Reported: Reports were filed as follows:

H.R. 2387, to increase the salaries of the Chairman and members of the Federal Reserve Board and of the Director and Deputy Director of the Office of Management and Budget, amended (H. Rept. 95–320);

H.R. 6975, to increase the number of hearing examiner positions which the Civil Service Commission may establish and place at GS–16 of the General Schedule (H. Rept. 95–321);

H.R. 6974, to provide for an increase in the number of positions which may be placed in grades 16, 17, and 18 of the General Schedule by the Director of Administrative Office of the United States Courts (H. Rept. 95–322);

H.R. 6794, Federal Energy Administration Authorization Act of 1977 (H. Rept. 95–323);

H.R. 5645, Civil Rights Commission Authorization Act of 1977 (H. Rept. 95–324);

H.R. 4297, Marine Protection Research and Sanctuaries Act of 1972 Authorization, amended (H. Rept. 95–325);

H.R. 1392, 1440, 1552, amended, 1777, amended, 1787, amended, and 2944, all private bills (H. Repts. 95–326 to 331);

H.R. 4963, Maritime Appropriation Authorization for fiscal year 1978, amended (H. Rept. 95–332);

H.R. 6405, Authorization of section 6 of the Endangered Species Act of 1973 (H. Rept. 95–333);

H.R. 5798, Authorizing appropriations for the Office of Rail Public Counsel (H. Rept. 95–334);

H.R. 6536, to establish an actuarially sound basis for financing retirement benefits for policemen, firemen, teachers, and judges of the District of Columbia (H. Rept. 95–335);

H.R. 4740, to increase the appropriation authorization for fiscal year 1978 and authorize appropriations for fiscal year 1978 to carry out the Marine Mammal Protection Act of 1972 (H. Rept. 95–336);

H.R. 7010, Victims of Crime Act of 1977 (H. Rept. 95–337);

H.R. 6827, Safe Drinking Water Amendments of 1977 (H. Rept. 95–338);

H.R. 3816, Federal Trade Commission Amendments of 1977 (H. Rept. 95–339);

H.R. 6803, to provide a comprehensive system of liability and compensation for oilspill damage and removal costs (H. Rept. 95–340);

H.R. 6257, Federal Program Information Act (H. Rept. 95-341);

H.R. 6258, to amend the Privacy Act of 1974 to extend the life of the Privacy Protection Study Commission to September 30, 1977 (H. Rept. 95-342);

H.R. 7073, to extend the Federal Insecticide, Fungicide, and Rodenticide Act, as amended (H. Rept. 95-343);

H.R. 75, to provide for furthering the conservation, protection, and enhancement of the Nation's land, water, and related sources for sustained use (H. Rept. 95-344);

H.R. 6135, to amend the United States Grain Standards Act with respect to recordkeeping requirements and supervision fees (H. Dept. 95-345);

H.R. 6804, Department of Energy Organizatin Act, amended (H. Rept. 95-346);

H.R. 6805, Consumer Protection Act of 1977, amended (H. Rept. 95-347);

H.R. 7171, to establish more responsive programs for the benefit of farmers and consumers of farm products; and to extend and improve the programs conducted under the Agriculture and Trade Development and Assistance Act of 1954 (H. Rept. 95-348); and

H.R. 6796, to authorize appropriations to the Energy Research and Development Administration, amended (H. Rept. 95-349). Pages 14823, 14824

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Brademas as the Speaker pro tempore for today. Pages 14777

Consent Calendar: On the call of the Consent Calendar, the House passed the following:

Sent to the Senate without amendment:

Sabine River compact: H.R. 1551, granting the consent of Congress to an amendment to the Sabine River Compact entered into by the States of Texas and Louisiana; and

John F. Kennedy library: H.J. Res. 424, to authorize the Administrator of General Services to accept land, buildings, and equipment, without reimbursement, for the John Fitzgerald Kennedy Library.

Sent to the Senate, amended:

AMVETS: H.R. 1952, to amend the corporate name of AMVETS (American Veterans of World War II); and

Mississippi-Louisiana bridge: H.R. 3662, granting the consent of Congress to the Mississippi-Louisiana bridge construction compact.

Eligible bills not considered:

Further consideration of the calendar was dispensed with and the following bills were not considered: H.R. 2931, H.R. 3447, and H.R. 4319. Pages 14777–14781

Late Reports: Committee on Agriculture received permission to file reports by midnight tonight on H.R. 7171, to establish more responsive programs for the benefit of farmers and consumers of farm products: and to extend and improve the programs conducted under the Agriculture and Trade Development and Assistance Act of 1954; H.R. 6135, to amend the United States Grain Standards Act with respect to recordkeeping rquirements and supervision fees; H.R. 7173, to extend the Federal Insecticide, Fungicide, and Rodenticide Act, as amended; and H.R. 75, to provide for furthering the conservation, protection, and enhancement, of the Nation's land, water, and related sources for sustained use. Page 14781

Suspensions: House voted to suspend the rules and pass the following:

National Sea Grant program: H.R. 4301, amended, to authorize appropriations for the National Sea Grant Act during fiscal year 1978; Pages 14781–14783

Oceans and atmosphere: H.R. 3849, amended, to establish qualifications for individuals appointed to the National Advisory Committee on Oceans and Atmosphere and to authorize appropriations for the Committee for fiscal year 1978 (passed by a yea-and-nay vote of 387 yeas to 6 nays, Roll No. 233); Pages 14783–14785, 14799, 14800

National wildlife refuges: H.R. 5493, to extend until October 1, 1980, the appropriation authorizations for the Seal Beach, Great Dismal Swamp, and San Francisco Bay National Wildlife Refuge (passed by a recorded vote of 384 ayes to 4 noes, Roll No. 234); and Pages 14785–14787, 14800, 14801

U.S. Coast Guard: H.R. 6823, amended, to authorize appropriations for the United States Coast Guard for fiscal year 1978. Page 14795–14799

Suspensions Failed: The House failed to suspend the rules and pass the following bills: H.R. 3348, amended, to amend the Act of July 2, 1940, as amended, to increase the amount authorized to be appropriated for the Canal Zone Biological Area (failed to pass by a recorded vote of 245 ayes to 141 noes with 1 voting "present", Roll No. 235); and Pages 14787–14791, 14801

H.R. 4140, to extend the provisions of the Fisherman's Protective Act of 1967, relating to the reimbursement of seized commercial fisherman, until October 1, 1980 (failed to pass by a yea-and-nay vote of 239 yeas to 151 nays, Roll No. 236). Pages 14791–14795, 14801, 14802

Late Report: Committee on Merchant Marine and Fisheries received permission to file a report by midnight tonight on H.R. 6803, to provide a comprehensive system of liability and compensation for oilspill damage and removal costs. Page 14802

Taxes: By a yea-and-nay vote of 383 yeas to 2 nays, Roll No. 237, the House agreed to the conference report on H.R. 3477, Tax Reduction and Simplification Act of 1977—clearing the measure for Senate action.

House receded and concurred, with amendment, in Senate amendment numbered 85 (agreed to by a yea-and-nay vote of 252 yeas to 134 nays, Roll No. 238). Pages 14802–14813

Subcommittee to Sit: Subcommittee on Compensation, Pension, and Insurance of the Committee on Veterans' Affairs received permission to sit, Wednesday, May 18, during the proceedings of the House under the 5-minute rule. Page 14813

Late Report: Committee on Merchant Marine and Fisheries received permission to file a report by midnight tonight on H.R. 4740, to increase the appropriation authorization for fiscal year 1978 and authorize appropriations for fiscal year 1978 to carry out the Marine Mammal Protection Act of 1972. Page 14813

Referrals: Two Senate-passed measures were referred to the appropriate House committee. Page 14822

Adjournment: Adjourned at 3:56 p.m.

Committee Meetings

AGRICULTURAL ACT

Committee on Agriculture: Met and ordered reported favorably to the House, by vote of 40 to 6, H.R. 7171, Agricultural Act of 1977.

RELEASE OR DETENTION PRIOR TO TRIAL

Committee on the District of Columbia: Subcommittee on Judiciary held a hearing on H.R. 547, and related bills, to amend Title 23 of the D.C. Code with respect to the release or detention prior to trial of persons charged with certain violent or dangerous criminal offenses. Testimony was heard from Earl J. Silbert, U.S. Attorney for District of Columbia; Police Chief Maurice J. Cullinane; Chief Judge Harold H. Greene and Judge Donald S. Smith of the D.C. Superior Court.

Hearings continue tomorrow.

NUCLEAR WASTES DISPOSAL

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on management and disposal of nuclear wastes. Testimony was heard from representatives of Energy Research and Development Administration; Nuclear Regulatory Commission; Environmental Protection Agency; and public witnesses.

Hearings continue tomorrow.

CANCER-CAUSING FLAME RETARDANT CHEMICALS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on cancer-causing flame retardant chemicals. Testimony was heard from the Chairman and members of the Consumer Product Safety Commission; Evelyn Dubrow, AFL-CIO; and Kenneth Johnson and Dr. Betty Anderson, EPA.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 6831, National Energy Act. Testimony was heard from David Bardin, Deputy Administrator, FEA; and an education facilities panel; health facilities panel; and industry panel.

Hearings continue tomorrow.

BANKRUPTCY LAW

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights met and approved for full committee action a clean bill, to be introduced, in lieu of H.R. 6, to establish a uniform law on the subject of bankruptcies.

TUNA-PORPOISE FISHING PROBLEM

Committee on Merchant Marine and Fisheries: Continued hearings on H.R. 6970, to amend the Marine Mammal Protection Act of 1972 with respect to the taking of marine mammals incidental to the course of commercial fishing operations. Testimony was heard from representatives of National Federation of Fishermen; National Canners Association; National Fisheries Institute; Government Relations Council; and other public witnesses.

CENSUS TEST

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on the census test conducted in Camden, New Jersey. Testimony was heard from Representative Florio; Mayor of Camden, N.J. Angelo Errichetti; Daniel B. Levine and Curtis T. Hill, Bureau of the Census; and Camden, N.J. Postmaster Frederick H. Martin.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Began hearings on Title II of H.R. 6831, National Energy Act. Testimony was heard from Treasury Secretary Blumenthal; FEA Administrator O'Leary; and Dr. James Schlesinger, Assistant to the President for Energy.

Hearings continue tomorrow.

Joint Committee Meeting

EXPORT ADMINISTRATION ACT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 5840, to amend and extend the Export Administration Act.

Tuesday, May 17, 1977

Senate

Chamber Action

Routine Proceedings, pages 14930–15017

Bills Introduced: 12 bills and 3 resolutions were introduced, as follows: S. 1540–1551; S.J. Res. 53–54; and S. Res. 174. Pages 14963, 14980

Bills Reported: Reports were made as follows:

S. 1425, authorizing funds for fiscal years 1978 and 1979 for programs under the Marine Protection, Research and Sanctuaries Act, with an amendment (S. Rept. 95–216) (filed after the recess of the Senate on May 16).

S. Res. 174, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1442, authorizing $954.7 million for fiscal year 1978 for activities of the Small Business Administration, without written report. Page 14963

Measures Passed:

Domestic Assistance Programs: Senate passed with committee amendments and sent to the House S. 904, to provide for the efficient and regular distribution of current information on Federal domestic assistance programs. Pages 14910–14945

Deepwater Ports: Senate passed with committee amendment and sent to the House S. 891, to authorize funds for the administration of the Deepwater Port Act of 1974 through fiscal year 1980. Pages 14945–14947

Atlantic Tunas Convention Act: Senate passed without amendment and cleared for the President H.R. 6205, authorizing funds for fiscal years 1978 through 1980 to carry out the Atlantic Tunas Convention Act of 1975. Page 14947

Fisheries Research and Development: Senate passed with committee amendment and returned to the House H.R. 6206, authorizing funds for fiscal years 1978 through 1980 to carry out the Commercial Fisheries Research and Development Act of 1964. Pages 14948–14951

Older Americans: Senate passed with committee amendment and sent to the House S. 1170, to strengthen and extend through fiscal year 1978 the surplus commodity food program for senior citizens. Page 14951

Civil Rights Commission Report: Senate passed and sent to the House S. 1321, to extend until November 28, 1977, the deadline for transmittal by the Commission on Civil Rights of its report on discrimination based on age in federally financed programs. Pages 14951, 14952

Private Bills: S. 464, 556, 58, and 215, private bills. Pages 14952–14959

JFK Library: Senate passed without amendment and cleared for the President H.J. Res. 424, authorizing Administrator of General Services to accept land, buildings and equipment for the John Fitzgerald Kennedy Library. Page 14959

Eleanor Roosevelt National Historic Site: Senate took from desk, passed without amendment and cleared for the President H.R. 5562, authorizing the establishment of the Eleanor Roosevelt National Historic Site in Hyde Park, N.Y. S. 1125, Senate companion measure, was then indefinitely postponed. Pages 14959, 14960

International Trade Commission: Senate passed with committee amendment and returned to the House H.R. 6370, to authorize funds for activities of the International Trade Commission for fiscal year 1978. Pages 15069–15072

Military Procurement Authorizations: By 90 yeas to 3 nays, Senate passed H.R. 5970, authorizing funds for military procurement for fiscal year 1978, after agreeing to committee amendment in the nature of a substitute, to which Senate had at first taken action on proposed amendments as follows:

Adopted:

(1) Modified Stevens unprinted amendment No. 212, to require the maintenance of at least one Senior Reserves' Officers Training Corps in each State if such a unit is requested by an educational institution in that State and approved by the Governor; Page 15018

(2) Modified Proxmire amendment No. 272, to promote equality and expand job opportunities for female members of the military services; Page 15026

(3) Chiles unprinted amendment No. 215, increasing by $13 million funds for Naval Research, Development, Test, and Evaluation; and Page 15035

(4) Stennis unprinted amendments Nos. 218, of a technical nature. Page 15046

Rejected:

(1) By 44 yeas to 46 nays and 1 voting "present", Dole amendment No. 270, increasing from 76,400 to 95,900 minimum strength of the Naval Reserve; Page 15022

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Stennis, Jackson, Cannon, McIntyre, Harry F. Byrd, Jr., Nunn, Culver, Hart, Tower, Thurmond, Goldwater, Scott, and Bartlett. Page 15068

Pages 14935–14940, 14959, 15017–15068

Bills Referred: H.R. 1952, AMVETS, was referred to Committee on the Judiciary; and H.R. 3849, National Advisory Committee on Oceans and Atmosphere, was referred to Committee on Commerce, Science, and Transportation. Pages 14959, 14960

Message From the House: Page 14962

Amendments Submitted for Printing: Pages 14980–14984

Executive Communications: Pages 14962, 14963

Health Research: Senate disagreed to the House amendment to the Senate amendment to H.R. 4975, to authorize funds for fiscal year 1978 for biomedical research and related programs, agreed to conference with the House and appointed as conferees Senators Kennedy, Williams, Cranston, Pell, Nelson, Hathaway, Javits, Schweiker, and Chafee. Page 15069

Additional Conferee: Senator Williams was appointed as an additional conferee on H.R. 4991, authorizing funds for the National Science Foundation for fiscal year 1978. Page 15069

Vice Presidential Appointments: Vice President appointed Senators Metzenbaum, Matsunaga, and Lugar to the Mexico-United States Interparliamentary Conference, to be held in Guaymas, Mexico, May 27–31, 1977. Page 14935

Presidential Message: Senate received a message from the President transmitting a governing international fishery agreement between the United States and Cuba—referred jointly to Committees on Commerce, Science, and Transportation, and Foreign Relations. Page 14962

Nominations: Senate received the following nominations:

Richard K. Fox, Jr., of Minnesota, to be Ambassador to Trinidad and Tobago;

Thomas P. Sullivan, of Illinois, to be U.S. Attorney for the Northern District of Illinois;

Robert L. Wright, to be U.S. Marshal for the Western District of Kentucky;

James G. Barton, to be U.S. Marshal for the Eastern District of Texas; and

Joseph J. Harvey, to be U.S. Marshal for the Western District of Washington. Page 15072

Record Votes: Two record votes were taken today (total—144). Pages 15022, 15023, 15068

Recess: Senate met at 11:30 a.m. and recessed at 6:01 p.m. Page 15072

Committee Meeting

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the Department of Transportation, receiving testimony from its Secretary, Brock Adams.

Subcommittee will meet again tomorrow.

NEW YORK CITY FINANCING

Committee on Banking, Housing, and Urban Affairs: Committee continued oversight hearings on the implementation and status of federally guaranteed loans to New York City. Witnesses heard were W. Michael Blumenthal, Secretary of the Treasury, and Mayor Abraham D. Beame, of New York City, who were accompanied by their associates.

Hearings were recessed subject to call.

OUTER CONTINENTAL SHELF OIL

Committee on Energy and Natural Resources: Committee resumed markup of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, but did not complete action thereon and recessed subject to call.

PUBLIC WORKS EMPLOYMENT

Committee on Environment and Public Works: Subcommittee on Regional and Community Development held oversight hearings on the implementation of the Public Works Employment Act of 1977, receiving testimony from Robert T. Hall, Assistant Secretary of Commerce for Economic Development.

Hearings were recessed subject to call.

ECONOMIC GROWTH

Committee on Finance: Subcommittee on Taxation and Debt Management continued hearings to receive testimony on proposals designed to encourage economic growth and employment, receiving testimony from Dr. Charls E. Walker, American Council for Capital Formation, Washington, D.C.; Dr. Michael Sumichrast and Gordon Smith, both representing the National Association of Home Builders, Washington, D.C.; Edward I. O'Brien and Stephen Small, both of the Securities Industry Association, Washington, D.C.; Lief H. Olsen, American Bankers Association, New York City; and Dr. Kenneth R. Biederman, Elizabeth, N.J., and Dr. Kenneth J. Thygerson, Washington, D.C., both representing the National Savings and Loan League and U.S. League of Savings Associations.

Hearings continue on Tuesday, June 14.

FALSE IDENTIFICATION

Committee on the Judiciary: Committee resumed hearings on S. 1096, to strengthen Federal regulations concerning use of false identification in applications for Federal identification documents, receiving testimony from James B. Adams, Deputy Associate Director, Federal Bureau of Investigation, Department of Justice.

Hearings continue on Tuesday, May 24.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee met in a closed business meeting, but made no announcements and will meet again on Friday, May 20.

OLDER AMERICANS HEALTH CARE

Special Committee on Aging: Committee continued hearings to explore alternatives to institutional health care for older Americans, having as its witnesses Stanley J. Brody, University of Pennsylvania School of Medicine and Wharton School of Finance and Commerce, Philadelphia; Monsignor Charles W. Fahey, Federal Council on the Aging, Syracuse, New York; Marie Callender, Connecticut Health Plan, Bridgeport, Connecticut; Terry Bloom, San Francisco Home Health Service; and Peter D. Archey, Berks County, Pennsylvania, Office of Aging.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 32 public bills, H.R. 7224–7255; 2 private bills, H.R. 7256 and 7257; and 11 resolutions, H.J. Res. 468–471, and H. Res. 574–580, were introduced. Pages 15153, 15154

Reports Filed: Reports were filed as follows:

H. Res. 575, providing for the consideration of H.R. 10, Federal Employees' Political Activities Act of 1977 (H. Rept. 95–350);

H. Res. 576, providing for the consideration of H.R. 6884, International Security Assistance Act of 1977 (H. Rept. 95–351); and

Report entitled "Annual Report on the Activities of the Joint Committee on Defense Production" (H. Rept. 95–352). Page 15153

Presidential Message—Fishery Agreement: Read a message from the President transmitting to Congress a governing international fishery agreement between the United States and Cuba—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 95–157). Page 15073

Printing: Agreed to H. Res. 574, authorizing the printing of a House Report entitled "Agricultural Act of 1977". Page 15073

Committee To Sit: The Subcommittee on Capital, Investment, and Business Opportunities of the Committee on Small Business received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, May 18. Page 15073

Private Calendar: On the call of the Private Calendar, the House passed the following bills:

Sent to the Senate, without amendment: H.R. 1940, 3460, 4533, 1406, 1420, 1432, 1437, 2253, 2553, 3217, and 3313.

Sent to the Senate, amended: H.R. 3215, 1427, 1428, 1750, 1936, and 4246.

Passed over without prejudice: H.R. 1405, 2661, 2662, 3081, 3085, 3090, 2563, and 1445.

Further call of the Private Calendar was dispensed with after Calendar No. 48. Pages 15074–15076

Suspensions: House voted to Suspend the Rules and pass the following bills:

Youth employment and training: H.R. 6138, to provide employment and training opportunities for youth, amended (passed by a yea-and-nay vote of 334 yeas to 61 nays, Roll No. 240); Pages 15077–15094, 15118

Drug enforcement authorization: H.R. 5742, to amend the Controlled Substances Act to extend for 3 fiscal years the authorization of appropriations under that Act for the expenses of the Department of Justice in carrying out that Act (passed by a yea-and-nay vote of 393 yeas to 1 nay, Roll No. 241); Pages 15094–15097, 15118

SEC authorization: H.R. 3722, to authorize specified amounts to be appropriated for the Securities and Exchange Commission for fiscal year 1978, amended (passed by a yea-and-nay vote of 375 yeas to 22 nays, Roll No. 242). Pages 15097, 15098, 15119, 15120

Indian Financing Act: H.R. 4992, to amend the Indian Financing Act of 1974 by revising the appropriations authorization for the Indian business development program, amended. Pages 15097, 15098

Water resources research: H.R. 4746, to extend certain authorities of the Secretary of the Interior with respect to water resources research and saline water conversion programs, amended (passed by a yea-and-nay vote of 397 yeas to 2 nays, Roll No. 243). Pages 15099–15101, 15120

Water resources planning: H.R. 6752, to amend the Water Resources Planning Act, as amended (passed by a recorded vote of 390 ayes to 6 noes, Roll No. 244). Pages 15101, 15102, 15121

River basin, flood control, navigation authorization: H.R. 5885, authorizing additional appropriations for prosecution of projects in certain comprehensive river basin plans for flood control and navigation, amended (passed by a recorded vote of 310 ayes to 89 noes, Roll No. 245). Pages 15102–15104, 15121, 15122

Medicine Bow survey: H.R. 2501, to provide for the amendment of the public survey records to eliminate a conflict between the official cadastral survey and a private survey of the so-called Wold Tract within the Medicine Bow National Forest, Wyoming, amended (passed by a yea-and-nay vote of 371 yeas to 26 nays, Roll No. 246). Pages 15104, 15122

Aviation insurance: H.R. 6010, to amend the Federal Aviation Act of 1958 to expand the types of risks which the Secretary of Transportation may insure or reinsure, amended (passed by a yea-and-nay vote of 388 yeas to 8 nays, Roll No. 247). Pages 15105 15106, 15123

Disaster relief authorization: H.R. 6197, to amend the Disaster Relief Act of 1974 to provide for authorization of appropriations thereunder through fiscal year 1978, amended (passed by a yea-and-nay vote of 393 yeas to 5 nays, Roll No. 248). Pages 15107–15111, 15123, 15124

Deepwater port authorization: H.R. 6401, to authorize appropriations for the administration of the Deepwater Port Act of 1974, amended (passed by a yea-and-nay vote of 387 yeas to 6 nays, Roll No. 249). 15111, 15124

Solar energy feasibility study: H. Res. 322, to study the feasibility of installing solar energy equipment in the House Office buildings, amended (agreed to by a yea-and-nay vote of 368 yeas to 29 nays, Roll No. 250). Pages 15112–15114, 15125

Drought relief: S. 1279, to provide temporary authorities to the Secretary of Commerce to facilitate emergency actions to mitigate the impacts of the 1976–77 drought and promote water conservation; clearing the measure for the President (passed by a yea-and-nay vote of 395 yeas to 2 nays, Roll No. 251). Pages 15114–15118, 15125, 15126

Budget Resolution: By a yea-and-nay vote of 221 yeas to 177 nays, Roll No. 252, the House agreed to a motion to agree to the amendment of the Senate to the amendment of the House to S. Con. Res. 19, First Concurrent Resolution on the Budget for fiscal year 1978; clearing the measure. Pages 15126–15139

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 15152

Adjournment: Adjourned at 6:19 p.m.

Committee Meetings

ENERGY NEEDS OF NATION'S FAMILY FARMS

Committee on Agriculture: Subcommittee on Family Farms, Rural Development, and Special Studies held a hearing on the present and future energy needs of the Nation's family farms. Testimony was heard from Deputy Secretary of Agriculture John White and other Department officials.

Hearings continue tomorrow.

MILITARY HEALTH CARE DELIVERY

Committee on Armed Services: Subcommittee on Military Personnel began hearings on military health care delivery and the CHAMPUS program. Testimony was heard from Assistant Secretary for Health Affairs Robert N. Smith and other Department of Defense officials.

Hearings continue tomorrow.

ENLISTMENT BONUSES

Committee on Armed Services: Subcommittee on Military Compensation held a hearing on the Senate amendment to H.R. 583, to extend the special pay provisions for reenlistment and enlistment bonuses, and approved a motion to report to the full Committee that the subcommitee agrees to the Senate amendment to H.R. 583 and, further, that the subcommittee recommends that the full committee direct that a motion be made on the Floor of the House that the Senate amendment be agreed to. Testimony was heard from Vadm. John G. Finneran, Deputy Assistant Secretary for Military Personnel Policy, Department of Defense.

RELEASE OR DETENTION PRIOR TO TRIAL

Committee on the District of Columbia: Subcommittee on Judiciary continued hearings on H.R. 547, and related bills, to amend Title 23 of the D.C. Code with respect to the release or detention prior to trial of persons charged with certain violent or dangerous criminal offenses. Testimony was heard from Bruce Beaudin, D.C. Bail Agency, and public witnesses.

Hearings continue tomorrow.

INDIAN EDUCATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held a hearing on Indian Education with testimony from representatives of New Mexico and Arizona Departments of Education; Navajo Tribe, Division of Education, Window Rock, Arizona; and Indian Education Resources Center, BIA.

Hearings continue tomorrow.

TRIS BAN

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on the Consumer Product Safety Commission's ban on TRIS. Testimony was heard from John Byington, Chairman, Consumer Product Safety Commission; Robert Rauch and Robert Harris, Environmental Defense Fund; and Edith Barksdale Sloan, D.C. Office of Consumer Protection.

OFFICES OF INSPECTOR GENERAL

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources held a hearing on H.R. 2819, to establish statutory offices of Inspector General in various Federal departments and agencies. Testimony was heard from USDA witnesses.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action H. Res. 531, to provide for the expenses of investigations and studies to be conducted by the Ad Hoc Committee on Energy.

PRINTING AUTHORIZATIONS

Committee on House Administration: Subcommittee on Printing met and approved for full committee action the following measures:

H.R. 133, to provide that certain proceedings of the Italian American War Veterans of the United States, Incorporated, shall be printed as a House document;

H. Con. Res. 182 amended, providing for the printing as a House document of the pamphlet entitled "Black Americans in Congress";

H. Con. Res. 190, to provide for the printing of the brochure entitled "How Our Laws Are Made";

H. Con. Res. 217 as amended, to provide for the printing of a revised edition of "The Constitution of the United States of America"; and

H. Con. Res. 222, to authorize the printing of a revised edition of "The Capitol" as a House document.

NUCLEAR WASTES DISPOSAL

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on management and disposal of nuclear wastes. Testimony was heard from Mason Willrich, Rockefeller Foundation; and Terry Lash, Natural Resources Defense Council.

Hearings continue Friday, May 20.

DIPLOMATIC PRIVILEGES AND IMMUNITIES

Committee on International Relations: Subcommittee on International Operations held a hearing on legislation relating to diplomatic privileges and immunities. Testimony was heard from Representatives Fisher, Solarz, and Spellman; D.C. Delegate Fauntroy; Senator Mathias; Evan S. Dobelle, Chief of Protocol, Department of State; and public witnesses.

DEEP SEABED MINING AND LAW OF THE SEA

Committee on International Relations: Subcommittee on International Organizations held a hearing on deep seabed mining and Law of the Sea. Testimony was heard from Ambassador Elliot Richardson; and Representatives Murphy of New York, Breaux, and Bedell.

Hearings continue tomorrow.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 6831, National Energy Act. Testimony was heard from a panel of industrial users; a panel of attorneys; a pipelines panel; and FPC Chairman Dunham.

Hearings continue tomorrow.

JUDICIARY MISCELLANY

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and approved for full committee action the following bills:

H.R. 6893, to amend title 4 of the U.S. Code to make it clear that Members of Congress may not, for purposes of State income tax laws, be treated as residents of any State other than the State from which they were elected;

H.R. 4585 amended, to authorize appropriations for the Indian Claims Commission for fiscal year 1978; to facilitate the transfer of cases from the Indian Claims Commission to the U.S. Court of Claims; and

H.R. 5023 amended, to amend the statute of limitations provisions in section 2415 of title 28, U.S. Code, relating to claims by the United States on behalf of Indians.

TUNA-PORPOISE FISHING PROBLEM

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House H.R. 6970 amended, to amend the Marine Mammal Protection Act of 1972 with respect to the taking of marine mammals incidental to the course of commercial fishing operations.

HIGHWAY AND MASS TRANSIT PROGRAMS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on the highway and mass transit programs. Testimony was heard from Representative Walsh; Joseph Looper, American Consulting Engineers Council; James McCannon, Chairman, Southeast Pennsylvania Transportation Authority; and John Roark, Director of Transportation, North Central Texas Council of Governments.

Hearings continue Thursday, May 10.

NEW GOVERNMENT PRINTING OFFICE

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on a prospectus recommending construction of a new Government Printing Office to be located in Washington, D.C. at a cost of $163,846,000. Testimony was heard from Thomas McCormack, Government Printing Office; David Childs, National Capital Planning Commission; and Jack Packard, Associate Commissioner for Project Management, GSA.

Hearings continue tomorrow.

INTERNATIONAL SECURITY ASSISTANCE ACT

Committee on Rules: Granted an open rule providing for the consideration of and one hour of general debate on H.R. 6884, International Security Assistance Act of 1977. Testimony was heard from Chairman Zablocki and Representative Broomfield.

HATCH ACT

Committee on Rules: Granted an open rule providing for the consideration of and two hours of general debate; making the committee amendment in order as an original bill for the purpose of amendment and providing one motion to recommit with or without instructions, on H.R. 10, Federal Employees' Political Activities Act of 1977. Testimony was heard from Representatives Clay and Derwinski.

SPACE TRANSPORTATION SYSTEMS

Committee on Science and Technology: Subcommittee on Space Science and Applications held a hearing on Space Transportation Systems with testimony from NASA officials.

Hearings continue tomorrow.

NOAA RESEARCH AND DEVELOPMENT PROGRAMS

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held a hearing on NOAA programs which relate to research and development. Testimony was heard from Dr. White, Administrator, and other NOAA officials.

VETERANS' SPECIALLY ADAPTED HOUSING

Committee on Veterans' Affairs: Subcommittee on Housing met and approved for full committee action H.R. 5936, to assist veterans with a permanent and total service-connected disability due to the loss or loss of use of one upper and one lower extremity to acquire specially adapted housing.

PENSION AND DIC INCREASES

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held hearings on H.R. 1863, 6% increase in pension and DIC; and H.R. 1865, increase widows pension by 25% at age 78. Testimony was heard from representatives of the Veterans' Administration.

Hearings continue tomorrow.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued hearings on Title II of H.R. 6831, National Energy Act. Testimony was heard from Chairman of the Council of Economic Advisers Schultze; EPA Administrator Costle; Julius Catz, Assistant Secretary of State for Economic and Business Affairs; Deputy Secretary of Defense Duncan; Secretary of Transportation Brock Adams; and Secretary of Interior Andrus.

Hearings continue tomorrow.

Wednesday, May 18, 1977

Senate

Chamber Action

Routine Proceedings, pages 15199–15262

Bills Introduced: 15 bills and 2 resolutions were introduced, as follows: S. 1552–1566; S.J. Res. 55; and S. Con. Res. 26. Pages 15207, 15208, 15233

Bills Reported: Reports were made as follows:

Annual report of Select Committee on Intelligence (S. Rept. 95–217);

S. Res. 169, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 7, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations (S. Rept. 95–218);

S. Res. 171, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1305, to clarify the terms for loans to small businesses which have suffered physical disasters (S. Rept. 95–219); and

S. Res. 174, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1442, authorizing $954.7 million for fiscal year 1978 for activities of the Small Business Administration (S. Rept. 95–220). Page 15207

Bills Passed:

Noise Control: Senate passed without amendment and sent to the House S. 1511, authorizing funds for fiscal year 1978 for noise pollution and control programs. Page 15200

Public Land Acquisitions: Senate passed with committee amendment and returned to the House H.R. 5306, to establish in the Land and Water Conservation Fund a special account to be used to acquire the backlog of lands previously authorized for inclusion in the National Park System. Page 15200–15202

Wilderness: Senate passed with committee amendments and sent to the House S. 393, to provide for a study of certain lands to determine their suitability for designation as wilderness. Pages 15202–15205

Mississippi-Louisiana Bridge: Senate vitiated its action of Monday, May 6, when it passed S. 837, granting consent of Congress to the Mississippi-Louisiana Bridge Construction Compact, and then passed without amendment and cleared for the President the House companion bill, H.R. 3662.

S. 837 was then indefinitely postponed. Page 15206

Department of Energy: By 74 yeas to 10 nays, Senate passed S. 826, to establish a Department of Energy in

the Federal Government to direct a coordinated national energy policy, after agreeing to committee amendment in the nature of a substitute to which Senate had at first taken action on proposed amendments, as follows:

Adopted:

(1) Leahy unprinted amendment No. 220, to provide that the new department maintain an audit of the fuel and energy needs for rural America and the agricultural sector; Page 15281

(2) Domenici amendment No. 267, calling for the Department of Energy to take cognizance of the roles of the several States in seeking solutions to the energy crisis; Page 15287

(3) Metzenbaum unprinted amendment No. 222, of a clarifying nature; Page 15294

(4) Glenn unprinted amendment No. 223, of a clarifying nature to Title VII, Energy Planning; Page 15294

(5) Javits unprinted amendment No. 224, to provide for review of remedial orders by the Energy Regulatory Board; Page 15295

(6) Randolph unprinted amendment No. 225, providing for participation of a Co-chairman of a Regional Commission as an observer in deliberations of the Regional Energy Advisory Board; Page 15297

(7) Ribicoff unprinted amendment No. 226, of a clarifying nature to section authorizing Secretary to enter into contracts; Page 15297

(8) Modified McIntyre unprinted amendment No. 228, to foster participation of the Nation's small business community in the energy field; Page 15298

(9) McGovern unprinted amendment No. 230, to assure that cost allocations with respect to multi-purpose projects shall not be changed without the approval of Congress; Page 15300

(10) Helms unprinted amendments Nos. 232, 233, 234, 235, 236, and 237, of a clarifying and perfecting nature to Title VII, Energy Planning; Page 15301

(11) Stevens unprinted amendment No. 238, providing for Congressional review of transfer of authority relating to transportation of oil by pipeline; Page 15302

(12) Huddleston unprinted amendment No. 240, to require inclusion in annual report information on foreign ownership and control of domestic energy sources and supplies; Page 15306

(13) Mathias unprinted amendment No. 241, to clarify section fixing responsibility for nuclear waste management; and Page 15309

(14) Metzenbaum unprinted amendment No. 242, to make it clear that the bill not affect any pending litigation. Page 15310

Rejected:

(1) Kennedy unprinted amendment No. 221, to authorize the awarding of reasonable attorneys' fees and other costs of public participation in any proceeding under the act (tabled by 59 yeas to 34 nays); Page 15283

(2) McIntyre unprinted amendment No. 229, to establish an Office of Small Business Affairs in the Office of the Secretary (tabled by 51 yeas to 35 nays); Page 15299

(3) Schweiker unprinted amendment No. 239, to require Congressional approval, within a limited period, of regulations promulgated by DOE (tabled by 57 yeas to 29 nays). Page 15304

Page 15263–15333

Older Americans/Civil Rights Commission Report: Senate vitiated its action of May 17 when it passed S. 1170, to strengthen and extend through fiscal year 1978 the surplus commodity food program for senior citizens, and S. 1321, to extend until November 28, 1977, the deadline for transmittal by the Commission on Civil Rights of its report on unreasonable discrimination based on age in federally financed programs. Committee on Human Resources was discharged from the further consideration of H.R. 6668 (similar to S. 1321), and the bill was then passed after striking all after the enacting clause and inserting in lieu thereof Robert C. Byrd (for Eagleton) unprinted amendment No. 243, embodying the texts of S. 1170 and S. 1321, as reported to the Senate.

S. 1170 and S. 1321 were then indefinitely postponed. Page 15333

Bill Referred: H.R. 1551, Texas-Louisiana Sabine River Compact, was referred to Committee on the Judiciary. Page 15207

Bill Held at Desk: H.R. 5493, Seal Beach, Great Dismal Swamp, and San Francisco Bay National Wildlife Refuges, was ordered to be held at the desk pending further disposition. Page 15333

Message From the House: Page 15207

Amendments Submitted for Printing: Pages 15233–15238

Executive Communications: Page 15207

Presidential Message: Senate received a message from the President proposing rescission in budget authority in the amount of $126.2 million for the Patrol Hydrofoil Missile program of the Department of Defense, and reporting a deferral of $31.8 million for the Energy Research and Development Administration, Clinch River Breeder Reactor project, and revisions of two deferrals previously transmitted—referred jointly to Committees on Appropriations, Budget, Armed Services, Energy and Natural Resources, and Environment and Public Works—PM 81. Page 15206

Committee Authority To Meet: Committee on Rules and Administration was granted authority to meet during the sessions of the Senate on Thursday, May 19, and Wednesday and Thursday, May 25 and 26. Page 15199

Unanimous Consent Agreements: By unanimous consent it was agreed that when Senate proceeds to consider the following bills, time for debate thereon be limited as follows:

S. 275, to amend and extend through 1982 provisions of the Agriculture and Consumer Protection Act of 1973—4 hours on the bill; 1 hour on amendments; 30 minutes on amendments in the second degree (not to be taken up prior to Monday, May 23, on which day there will be no record votes taken in connection with this measure); and

S. 725, authorizing funds through fiscal year 1982 for certain education programs for handicapped persons—1 hour on the bill; 1 hour on amendments; and 30 minutes on amendments in the second degree. Page 15333

Change of Legislative Day: During proceedings today Senate adjourned briefly to change the legislative day. Page 15332

Nominations: Senate received a list of routine nominations in the Marine Corps. Pages 15334–15338

Record Votes: Four record votes were taken today (total—148). Pages 15289, 15300, 15305, 15319

Recess: Senate met at 12:30 p.m. and recessed at 7:51 p.m. Page 15334

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported S. 1420, to revise and extend through fiscal year 1980 child nutrition programs administered under the National School Lunch Act and the Child Nutrition Act (amended); and

H.R. 3416, to provide that leasing of flue-cured tobacco acreage-poundage marketing quotas after June 15 be permitted only on farms on which at least 80 percent of the acreage allotment was planted for such year.

Also, committee approved the nomination of Gordon Cavanaugh, of Maryland, to be Administrator of the Farmers Home Administration, subject to his being questioned by an absent Committee Member.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee approved for full committee consideration proposed appropriations for fiscal year 1978 for construction at certain military installations.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee concluded hearings on proposed budget estimates for fiscal year 1978 for the Department of Transportation, after receiving testimony from Deputy Secretary of Transportation Alan Butchman.

Subcommittee is scheduled to meet on Tuesday, June 7, to mark up proposed legislation making appropriations for this Department.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of John McGrath Sullivan, of Pennsylvania, to be Administrator of the Federal Railroad Administration, after receiving testimony from Secretary of Transportation Brock Adams and G. T. Van Bebber, Kansas Corporation Commission, Topeka; and the nominee. Mr. Sullivan was introduced to the Committee by Senators Schweiker and Heinz; and Representatives Rooney and Coughlin.

TIMBER SALES

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources concluded hearings on S. 1360, to establish an Advisory Committee on Timber Sales Procedure, after receiving testimony from Senator Gravel; Representatives Weaver and Krebs; M. Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research, and Education; Joseph Sims, Deputy Assistant Attorney General, Antitrust Division, Department of Justice; Leonard Netzorg, Western Forest Industries Association, Portland, Oregon; Timothy Mueller, Bennett Lumber Company, Princeton, Idaho; Thomas Barlow, Natural Resources Defense Council, Washington, D.C.; John Hall, National Forest Products Association, Washington, D.C.; Robert Robertson, National Association of Independent Lumbermen, Washington, D.C.; Jerry McChesney, representing the American Plywood Association, Tacoma, Washington; Donald Smith, Potlatch Corporation, Lewiston, Idaho; James O'Donnell, Northwest Pine Association, Spokane, Washington; Larry Blasing, Inland Forest Resource Council, Missoula, Montana; George Craig, Western Timber Association, San Francisco, California; Thomas L. Farmer, Boyd Lumber Corporation, Washington, D.C.; and Erwin Kulosa, Federal Timber Purchasers Association, Albuquerque, New Mexico.

FOREIGN AFFAIRS—MIDDLE EAST

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs began hearings on the topic: "Framework of Problems in the Middle East," receiving testimony from J. C. Hurewitz, Middle East Institute, Columbia University, New York City, and Avigdor Haselkorn, Hoover Institute, Stanford University, California.

Hearings continue on Friday, May 20.

ALCOHOLISM PROGRAMS

Committee on Human Resources: Subcommittee on Alcoholism and Drug Abuse began hearings on S. 1107, to provide financial assistance to employers and certain organizations to establish occupational alcoholism prevention and treatment programs, receiving testimony from Grant Spaeth, Deputy Assistant Secretary for Legislation, and Dr. Ernest Noble, Director, National Institute on Alcohol Abuse and Alcoholism, both of the Department of Health, Education, and Welfare; Paul N. Carlin, Assistant Postmaster General for Employee Relations, Katherine Bailey, Program Manager for Alcoholics Recovery, and Dr. Harry Tebrock, Medical Director, all of the U.S. Postal Service; George J. McQuoid, Deputy Executive Director, who was accompanied by Donald Phillips, Occupational Alcoholism and Drug Abuse Program, both of the Civil Service Commission; Dr. Bernard Borislow, Eastern Pennsylvania Psychiatric Institute, Philadelphia; Dr. Harrison Trice, Ithaca, New York, Alcohol and Drug Problems Association of North America; Michael Gemmell, Washington, D.C., and George Killeen, Wayne County, Wisconsin, both of the National Association of Counties; James D. McKevitt, representing the National Federation of Small Business, Inc., Washington, D.C.; and William H. Ryan, International Association of Machinists, Washington, D.C.

Hearings continue tomorrow.

DEATH PENALTY CRITERIA

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures began hearings on S. 1382, to establish rational criteria for the imposition of the death penalty, receiving testimony from Mary C. Lawton, Deputy Assistant Attorney General, Office of Legal Counsel, Department of Justice; Raymond L. Marky, Assistant Attorney General of Florida, Tallahassee; Henry Schwartzschild, American Civil Liberties Union, Washington, D.C.; and E. J. Salcines, Tampa, Florida, on behalf of the National District Attorneys Association.

Hearings were recessed subject to call.

COMMITTEE BUDGET REQUESTS

Committee on Rules and Administration: Committee met to receive testimony in behalf of requested funds for committee and subcommittee activities, as follows:

Banking, Housing, and Urban Affairs (S. Res. 164—$635,000), Senator Proxmire;

Aging (S. Res. 147—$432,000), Senators Church and Domenici;

Commerce, Science, and Transportation (S. Res. 151—$1,987,831), Senators Magnuson and Pearson;

Foreign Relations (S. Res. 156—$905,000), Senators Sparkman and Case;

Governmental Affairs (S. Res. 161—$2,783,198), Senators Ribicoff and Percy;

(a) Senators Jackson and Percy, requesting $866,532 for the Permanent Subcommittee on Investigations;

(b) Senators Muskie and Roth, requesting $306,200 for Subcommittee on Intergovernmental Relations;

(c) Senator Metcalf, requesting $234,000 for Subcommittee on Reports, Accounting, and Management;

(d) Senator Eagleton, requesting $306,000 for Subcommittee on Government Efficiency and the District of Columbia;

(e) Senator Chiles, requesting $229,000 for Subcommittee on Federal Spending Practices;

(f) Senators Glenn and Stevens, requesting $283,884 for Subcommittee on Energy, Nuclear Proliferation, and Federal Services;

(g) Senators Sasser and Stevens, requesting $227,582 for Subcommittee on Civil Service and General Services;

Environment and Public Works (S. Res. 157—$938,500) Senators Randolph and Stafford;

Nutrition and Human Needs (S. Res. 141—$241,500) Senators McGovern and Percy;

Agriculture, Nutrition and Forestry (S. Res. 144—$325,318) Senators Talmadge and Dole;

Judiciary (S. Res. 170—$3,229,693) Senators Eastland and Thurmond;

(a) Senators Abourezk and Laxalt, requesting $337,000 for the Subcommittee on Administrative Practice and Procedure;

(b) Senator Thurmond, requesting $540,000 for the Subcommittee on Antitrust and Monopoly;

(c) Senators Metzenbaum and Scott, requesting $227,320 for the Subcommittee on Citizen and Shareholder Rights and Interests;

(d) Senators Bayh and Scott, requesting $492,600 for the Subcommittee on Constitution;

(e) Senator Thurmond, requesting $420,000 for the Subcommittee on Criminal Laws and Procedures;

(f) Senator Eastland, requesting $284,600 for Subcommittee on Immigration;

(g) Senators DeConcini and Wallop, requesting $240,073 for the Subcommittee on Improvements in Judicial Machinery;

(h) Senators Culver and Mathias, requesting $332,100 for the Subcommittee on Juvenile Delinquency;

(i) Senators Biden and Mathias, requesting $160,000 for Subcommittee on Penitentiaries and Corrections;

(j) Senators Allen and Hatch, requesting $196,000 for the Subcommittee on Separation of Powers.

Committee will meet again tomorrow to receive testimony in behalf of funds for other committee and subcommittee activities.

INDIAN LAND BILLS

Select Committee on Indian Affairs: Committee concluded hearings on the following bills after receiving testimony, as indicated:

S. 103 and S. 667, to convey certain Federal land to the Ely Indian Colony, Paiute, and Shoshone Tribes—Senator Laxalt; Raymond Butler, Acting Commissioner of Indian Affairs, Department of the Interior; and Ross Morres, Nevada Inter-Tribal Council, Reno; and

S. 947, to hold in trust for the Creek Nation of Oklahoma land known as the Yardeka School land and S. 1921, to hold in trust for the Cheyenne-Arapaho Tribes certain lands in the State of Oklahoma—Mr. Butler; Saul Birdshead, El Reno, Oklahoma, and Jap Blankenship, Oklahoma City, both representing the Cheyenne-Arapaho Tribal Council.

House of Representatives

Chamber Action

Bills Introduced: 54 public bills, H.R. 7258–7311; 1 private bill, H.R. 7312; and 13 resolutions, H.J. Res. 472–475, H. Con. Res. 225–226, and H. Res. 581–587 were introduced. Pages 15454–15457

Reports Filed: Reports were filed as follows:

H. Res. 581, providing for the consideration of H.R. 6111, to amend the Juvenile Justice and Delinquency Prevention Act of 1974 (H. Rept. 95–353); and

Conference report on H.R. 5840, Export Administration Amendments of 1977 (H. Rept. 95–354). Page 15454

Vocational Education: House concurred in the Senate amendments to H.R. 3437, to make certain technical and miscellaneous amendments to provisions relating to vocational education contained in the Education Amendments of 1976—clearing the measure for the President. Page 15339

ERDA Appropriations: House concurred in the Senate amendments to the House amendment to S. 36, to authorize appropriations to the Energy Research and Development Administration—clearing the measure for the President. Page 15339

School Lunches: By a yea-and-nay vote of 393 yeas to 19 nays, Roll No. 258, the House passed H.R. 1139, Amendments to the National School Lunch Act.

Agreed to the committee amendment in the nature of a substitute as amended.

Agreed To:

A technical amendment;

An amendment that makes the Northern Marianas an eligible recipient for the program;

An amendment that eliminates age requirements for mentally retarded or physically handicapped children in the summer food program; and

Three amendments en bloc that broaden the authority of pilot studies for school breakfast programs; eliminate priorities given for coordination with the Comprehensive Employment and Training Act; and require food vendors to reveal any previous Health Code violations.

Rejected:

An amendment that sought to limit the number of children in any State who can participate in the program to 200 percent of that State's number of school age children in families with poverty-level incomes (rejected by a recorded vote of 180 ayes to 218 noes, Roll No. 255);

An amendment that sought to limit the number of children served in the summer food program to the average number of children in the area eligible for free or reduced price meals under the National School Lunch Act (rejected by a recorded vote of 192 ayes to 216 noes, Roll No. 256); and

An amendment that sought to provide local school districts the option of receiving cash instead of commodities made available under certain provisions of the program (rejected by a recorded vote of 138 ayes to 272 noes, Roll No. 257).

Agreed to amend the title of the bill.

H. Res. 569, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 388 yeas to 10 nays, Roll No. 254). Pages 15340–15374

International Security Assistance: By a yea-and-nay vote of 359 yeas to 48 nays, Roll No. 259, the House agreed to H. Res. 576, providing for the consideration of H.R. 6884, International Security Assistance Act of 1977. Pages 15374–15376

Federal Employees' Political Activity: The House began consideration under the 5-minute rule of H.R. 10, Federal Employees' Political Activities Act of 1977; but came to no resolution thereon. Pending when the Committee rose was the committee amendment in the nature of a substitute.

Took the following action in the Committee of the Whole:

Agreed To:

An amendment that provides for the awarding of attorney's fees if an employee is found not to have violated the law;

An amendment that prohibits an employee from soliciting a political contribution from another employee whom he supervises;

An amendment that asserts the employee's right to refrain from political activity (agreed to by a recorded vote of 259 ayes to 144 noes, Roll No. 261);

An amendment that permits State and local employees to run for political office if they are in federally funded positions;

An amendment that provides for a formal report to Congress by the Civil Service Commission on the effect of the provisions of the bill;

An amendment that permits the disapproval of regulations issued by the Civil Service Commission, to implement the provisions of the bill, by a concurrent resolution of Congress;

An amendment that permits an employee to file a complaint in conference with Civil Service Commission

counsel (agreed to by a division vote of 83 ayes to 51 noes);

An amendment that prohibits the intimidation or coercion of any Federal employee regarding political activity by any employee organization (agreed to by a recorded vote of 229 ayes to 168 noes, with 10 voting "present", Roll No. 265);

Rejected an amendment to the previous amendment that sought to strike language regarding fees and assessments:

Agreed to a motion to limit debate (agreed to by a division vote of 110 ayes to 58 noes); and

A motion that the Committee rise (agreed to by a recorded vote of 326 ayes to 84 noes, Roll No. 267).

Rejected:

An amendment that sought to prohibit Federal elected or appointed officials from making political job referrals for Civil Service jobs (rejected by a recorded vote of 153 ayes to 248 noes, Roll No. 262);

A motion to limit debate (rejected by a recorded vote of 169 ayes to 237 noes, Roll No. 263);

An amendment that sought to permit Federal employees to engage in political activity at the State and local level, but prohibit such activity at the Federal level (rejected by a recorded vote of 143 ayes to 266 noes, Roll No. 264); and

An amendment that sought to delete language providing for criminal penalties for extortion of political contributions from Federal personnel (rejected by a recorded vote of 73 ayes to 319 noes, with 19 voting "present", Roll No. 266).

H. Res. 575, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 348 yeas to 60 nays, Roll No. 260. Pages 15387–15428

Presidential Message—Budget Deferrals: Received and read a message from the President wherein he transmits certain budget deferrals and rescissions—referred to the Committee on Appropriations and ordered printed (H. Doc. 95–158). Page 15428

Adjournment: Adjourned at 10:50 p.m.

Committee Meetings

FOOD STAMPS

Committee on Agriculture: Began markup of food stamp legislation and will resume on Monday, May 23.

ENERGY NEEDS OF NATION'S FAMILY FARMS

Committee on Agriculture: Subcommittee on Family Farms, Rural Development, and Special Studies continued hearings on the present and future energy needs of the Nation's family farms. Testimony was heard from Representative Rose and USDA officials.

Hearings continue tomorrow.

MILITARY HEALTH CARE DELIVERY

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on military health care delivery and the CHAMPUS program. Testimony was heard from the Surgeon General of the Navy, Army, and Air Force.

Hearings continue Tuesday, May 24.

REAL ESTATE PROJECTS

Committee on Armed Services: Subcommittee on Military Installations and Facilities met for consideration of pending real estate projects and acted as follows:

Army—3 acquisitions approved, 1 deferred; 6 disposals approved;

Navy—3 acquisitions approved; 2 disposals approved:

Air Force—1 acquisition and 1 disposal approved

RELEASE OR DETENTION PRIOR TO TRIAL

Committee on the District of Columbia: Subcommittee on Judiciary concluded hearings on H.R. 547 and related bills, to amend Title 23 of the D.C. Code with respect to the release or detention prior to trial of persons charged with certain violent or dangerous criminal offenses. Testimony was heard from John Risher, D.C. Corporation Counsel, and other D.C. officials, and public witnesses.

INDIAN EDUCATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on Indian Education with testimony from representatives of Indian Tribes and school personnel.

Hearings continue tomorrow.

IMPACT OF OIL AND GAS PRICING

Ad Hoc Committee on Energy: Met for briefing by Library of Congress staff on the impact of pricing on supply of domestic oil and gas and the ability of coal to fill the import gap.

CONGRESSIONAL CAMPAIGN FINANCING

Committee on House Administration: Began hearings on public financing of Congressional campaigns. Testimony was heard from Representatives Udall, Wirth, Anderson of Illinois, and Burton of California; Fred Wertheimer, Vice President, and Michael Cole, Director of Legislation, Common Cause.

Hearings continue tomorrow.

DEEP SEABED MINING AND LAW OF THE SEA

Committee on International Relations: Subcommittee on International Organizations continued hearings on deep seabed mining and Law of the Sea. Testimony was heard from representatives of Center for Law and Social Policy; Council on Foreign Relations; Kennecott Copper Corp.; U.S. Committee for the Oceans; and other public witnesses.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 6831, National Energy Act. Testimony was heard from a panel on economic issues; a panel on consumer and environmental issues; a panel on distribution costs; and a panel of California and Ohio Public Utility Commissions.

Hearings continue tomorrow.

RESOURCE CONSERVATION AND RECOVERY ACT IMPLEMENTATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce continued oversight hearings on the implementation of the Resource Conservation and Recovery Act of 1976. Testimony was heard from representatives of EPA; Defense Department; GSA; and ERDA.

Hearings continue tomorrow.

CIVIL RIGHTS FOR INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 2439 and 5791, civil rights for institutionalized persons. Witnesses heard were Representative Koch, and Prof. Abraham Chayes, Harvard Law School.

SPECIAL PROSECUTOR ACT

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on H.R. 2835 and related bills, Special Prosecutor Act of 1977. Witnesses heard were John M. Harmon, Assistant Attorney General, Department of Justice; Herbert S. Miller, Professor, Georgetown Law Center, on behalf of the American Bar Association; and Jerry J. Berman, American Civil Liberties Union.

INTERNATIONAL REGULATIONS FOR PREVENTING COLLISIONS AT SEA

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on and approved for full committee action H.R. 186 (two technical amendments), to implement the Convention on the International Regulations for Preventing Collisions at Sea. Testimony was heard from Adm. Patrick Bursley, U.S. Coast Guard.

DEPARTMENT OF ENERGY

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House H.R. 6804 amended, Department of Energy Organization Act.

ANNUITY BENEFITS FOR FORMER SPOUSES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued hearings on H.R. 3951, annuity benefits for former spouses, with testimony from Harry B. Foster, Jr., Professor of Law, New York University.

NEW GOVERNMENT PRINTING OFFICE

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on a prospectus recommending construction of a new Government Printing Office to be located in Washington, D.C., at a cost of $163,846,000. Testimony was heard from G. William Teare, Jr., Printing Industry Association; James W. Shields, representing Metropolitan Washington Board of Trade; Joseph H. Hennage, Government Printing Office; and Joseph F. Curtice, AFL–CIO.

JUVENILE JUSTICE AND DELINQUENCY PREVETION AMENDMENTS

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment, waiving all points of order against the substitute for failure to comply with the provisions of clause 5, Rule XXI and clause 7, Rule XVI, and providing one motion to recommit with or without instructions on H.R. 6111, Juvenile Justice and Delinquency Prevention Amendments of 1977. Testimony was heard from Representative Andrews of North Carolina, who also submitted a statement for the record.

SELECT COMMITTEE ON POPULATION

Committee on Rules: Authorized the appointment of an Ad Hoc Subcommittee by the Chairman to review and report back its recommendations on the various proposals pending before the Rules Committee that would create additional committees in the House. Chairman Delaney appointed Congressman Long of Louisiana, Moakley, and Lott to the Ad Hoc Subcommittee. Congressman Long was designated Chairman, on H. Res. 70, to establish a Select Committee on Population. Testimony was heard from Representatives Scheuer, Long of Maryland, Zablocki, Bingham, Harrington, Lehman, Simon, and Brown of Ohio. Statements for the record were submitted by Representatives Jordan, Ashbrook, Mitchell of Maryland, and Lehman.

SPACE TRANSPORTATION SYSTEMS

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on Space Transportation Systems with testimony from NASA officials; and Assistant Secretary of the Air Force Jordan.

NOAA RESEARCH AND DEVELOPMENT PROGRAMS

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere continued hearings on NOAA programs which relate to research and development, with testimony from NOAA officials.

VENTURE AND EQUITY CAPITAL

Committee on Small Business: Subcommittee on Capital Investment and Business Opportunities continued hearings on small business' access to venture and equity capital with testimony from public witnesses.

PENSION AND DIC INCREASES

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension, and Insurance continued hearings on H.R. 1863, 6 percent increase in pension and DIC; and H.R. 1865, increase widows pension by 25 percent at age 78. Testimony was heard from veterans' organizations.

NATIONAL ENERGY ACT—TAX PROVISIONS

Hearings continue tomorrow.

Committee on Ways and Means: Continued hearings on title II of H.R. 6831, National Energy Act, with testimony from public witnesses.

Hearings continue tomorrow.

Thursday, May 19, 1977

Senate

Chamber Action

Routine Proceedings, pages 15544–15646

Bills Introduced: Eight bills and three resolutions were introduced, as follows: S. 1567–1574; and S. Res. 175–177. Pages 15595, 15615, 15616, 15624, 15625

Bills Reported: Reports were made as follows:

S. 195, to include Bottineau, McHenry, Pierce, Sheridan, and Wells Counties, N. Dak., in the Northwestern Division of the Judicial District of North Dakota (S. Rept. 95–221);

S. Res. 175, expressing the sense of the Senate with respect to recent deaths in Uganda (S. Rept. 95–222). Page 15614

Bills Passed:

Budget Act Waiver: Senate agreed to S. Res. 169, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 7, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations. Page 15544

Budget Act Waiver: Senate agreed to S. Res. 171, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1305, to clarify the terms for loans to small businesses which have suffered physical disasters. Page 15544

Budget Act Waiver: Senate agreed to S. Res. 174, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1442, to increase and extend through fiscal year 1978 loan and surety bond guarantee authorities for programs under the Small Business Act and Small Business Investment Act. Page 15544

Spirit of St. Louis: Senate agreed to S. Res. 177, honoring Charles A. Lindbergh on the occasion of the 50th anniversary of his solo, non-stop flight from New York to Paris in the "Spirit of St. Louis". Pages 15595–15603

Deepwater Ports: Senate passed without amendment and cleared for the President H.R. 6401, to authorize funds for the administration of the Deepwater Port Act of 1974 through fiscal year 1980. Page 15645

SBA Authorizations: Senate passed and returned to the House H.R. 692, to increase and extend through fiscal year 1978 loan and surety bond guarantee authorities for programs under the Small Business Act and Small Business Investment Act, after striking all after the enacting clause and inserting in lieu thereof the text of Senate companion bill, S. 1442, which had at first been amended by adoption of committee amendments and the following additional amendments:

(1) Hathaway unprinted amendment No. 244, of a technical and conforming nature; Page 15552

(2) Robert C. Byrd unprinted amendment No. 245, to reduce from five percent to three percent interest rate on SBA disaster business loans; Page 15552

(3) Robert C. Byrd (for Huddleston) unprinted amendment No. 246, to allow for insulation costs when a home is rehabilitated as a result of a disaster; Page 15563

(4) Sarbanes unprinted amendment No. 247, to make the bill effective with respect to disasters which occur on or after July 1, 1975, instead of July 1, 1976; and Page 15563

(5) Hathaway unprinted amendment No. 248, to the title of the bill. Page 15561

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Nelson, McIntyre, Nunn, Hathaway, Haskell, Culver, Weicker, Packwood, and Bartlett.

S. 1442 was then indefinitely postponed. Page 15561
Pages 15547–15561

Consecutive Referral: By unanimous consent it was agreed that when Committee on Commerce, Science, and Transportation reports H.R. 5638, United States-Canadian fisheries agreement, it be referred to Committee on Foreign Relations. Page 15644

Bills Referred: Numerous House-passed bills were referred to appropriate Senate committees. Page 15615

Bills Placed on Calendar: The following House-passed bills were received and ordered placed on the Senate Calendar: H.R. 3722, SEC authorizations; H.R. 4746, saline water conversion; H.R. 6197, disaster relief; H.R. 6752, water resource planning; H.R. 6138, youth employment; and H.R. 6010, aviation insurance.
Pages 15615, 15645

Message From the House: Page 15613

Amendments Submitted for Printing: Page 15625

Executive Communications: Page 15614

Surface Mining: Senate began consideration of S. 7, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, taking action on amendments proposed thereto as follows:

Adopted:

(1) Stevens unprinted amendment No. 250, to authorize the Secretary of the Interior to publish special regulations to modify any environmental protection provisions for surface coal mining operations in Alaska; Page 15577

(2) Stevens unprinted amendment No. 251, to provide for the establishment of University Coal Research Laboratories; Page 15578

(3) Randolph unprinted amendment No. 252, to coordinate regulatory and inspection activities; Page 15580

(4) Heinz amendment No. 289, to establish at a college or university in each qualified State Coal Mining, and Coal Resources and Research Institute (title VI); Page 15591

(5) Abourezk amendment No. 279, to provide Indian tribes with certain options in the regulation of surface mining on their lands; Page 15606

Rejected:

(1) By 25 yeas to 67 nays, modified Johnston amendment No. 276, setting forth formula for recompensing surface owners of lands affected by Government strip mining operations; Page 15563

(2) By 39 yeas to 51 nays, modified Johnston amendment No. 277, giving the States the right to regulate surface mining and reclamation operations; and Page 15582

(3) By 22 yeas to 68 nays, Wallop unprinted amendment No. 254, to strengthen enforcement provisions of modified Johnston amendment No. 277. Page 15585

Pending at recess was Hart amendment No. 282, in the nature of a substitute for modified Johnston amendment No. 275, to protect the hydrology in alluvial valley floors.

When Senate resumes consideration of this bill on Friday, May 20, it will consider Hart amendment No. 282, to be followed by modified Johnston amendment No. 275, an amendment to be offered by Senator Ford, and two amendments to be offered by Senator Abourezk. Page 15613
Pages 15561–15595, 15603–15613

Confirmations: Senate confirmed two Air Force nominations in the rank of General and three Navy in the rank of Admiral. Page 15646

Nominations: Senate received the following nominations:

Patrick J. Lucey, of Wisconsin, to be Ambassador to Mexico;

Frederick Irving, of Rhode Island, to be Ambassador to Jamaica;

Marvin Weissman, of Maryland, to be Ambassador to Costa Rica;

Robert H. Nooter, of Missouri, to be Deputy Administrator of the Agency for International Development;

Jean Price Lewis, of Virginia, and Abelardo Lopez Valdez, of Texas, each to be an Assistant Administrator of the Agency for International Development;

Finis E. Cowan, to be U.S. District Judge for the Southern District of Texas;

Alfred E. Kahn, of New York, to be a Member of the Civil Aeronautics Board; and

Robert L. Nelson, of the District of Columbia, to be an Assistant Secretary of the Army.

Also, Senate received corrected nomination of Richard N. Cooper, of Connecticut, to be Alternate Governor of the International Bank for Reconstruction and Development, the Inter-American Development Bank, the Asian Development Bank, and the African Development Fund. Pages 15645, 15646

Record Votes: Three record votes were taken today (total—151). Pages 15577, 15590, 15591

Recess: Senate met at 12:30 p.m. and recessed at 7:28 Page 15645

Committee Meetings

FLOOD ASSISTANCE

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held oversight hearings on efforts being made by the Department of Housing and Urban Development to assist victims of recent floods in eastern Kentucky, receiving testimony from Senator Ford; Representatives Perkins and Carter; Lawrence D. Simons, Assistant Secretary for Housing, Robert Hunter, Administrator, Federal Disaster Assistance Administration, and John M. Gibson, Director.

Emergency Preparedness, Office of Assistant Secretary for Housing, all of the Department of Housing and Urban Development.

Hearings were recessed subject to call.

GOVERNMENT PERSONNEL/CONFLICT OF INTEREST

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on S. 695, to impose on former Federal procurement personnel an extended time period during which they may not work for defense contractors, receiving testimony from Senators Metzenbaum and Abourezk; Representative Bennett; and Alan Campbell, Chairman, Civil Service Commission.

Hearings continue tomorrow.

ENERGY PROGRAM

Committee on Energy and Natural Resources: Committee resumed hearings on the President's energy program, receiving a Congressional Budget Office analysis of such proposal on CBO's from its Director, Dr. Alice M. Rivlin.

Hearings were recessed subject to call.

SENATE CAMPAIGN CONTRIBUTIONS

Committee on Finance: Subcommittee on Taxation and Debt Management held hearings on S. 1471, to increase the tax credit for contributions to candidates for the United States Senate, receiving testimony from Donald M. Lubick, Deputy Assistant Secretary of the Treasury for Tax Policy; Professor Roy Schotland, Georgetown University Law Center, Washington, D.C.; John Bolton, Washington, D.C.; George Agree, Committee for the Democratic Process, North Tarrytown, N.Y.; and Richard P. Lorber, East Providence, R.I.

Hearings were adjourned subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the following nominations: Donald C. Bergus, of New Jersey, to be Ambassador to the Sudan; Lawrence S. Eagleburger, of Virginia, to be Ambassador to Yugoslavia; James G. Lowenstein, of the District of Columbia, to be Ambassador to Luxembourg; Robert H. Miller, of Washington, to be Ambassador to Malaysia; Harry W. Shlaudeman, of California, to be Ambassador to Peru; John H. Sullivan, of Virginia, and Sander M. Levin, of Michigan, each to be an Assistant Administrator of Agency for International Development; Charles W. Bray III, of Maryland, to be Deputy Director of the U.S. Information Agency; George S. Vest, of Maryland, to be an Assistant Secretary of State; L. Douglas Heck, of Oregon, to be Ambassador to Nepal; Rozanne L. Ridgway, of the District of Columbia, to be Ambassador to Finland; William H. Sullivan, of Rhode Island, to be Ambassador to Iran.

Prior to this action committee held hearings on the nominations of Messrs. Bergus, Eagleburger, Lowenstein, Miller, Shlaudeman, John H. Sullivan, and Levin, where the nominees testified and answered questions on their own behalf. Senator Moynihan introduced Mr. Eagleburger to the committee, and testimony on his nomination was received from Petar Radielovic, Croatian Information Service, Arcadia, Calif. Representative Zablocki introduced Mr. Sullivan.

ALCOHOLISM PROGRAMS

Committee on Human Resources: Subcommittee on Alcoholism and Drug Abuse continued hearings on S. 1107, to provide financial assistance to employers and certain organizations to establish occupational alcoholism prevention and treatment programs, receiving testimony from Thomas Swafford, accompanied by John Penney, National Council on Alcoholism, Washington, D.C.; Jess Wilson, accompanied by Arthur R. Datnoff, both representing the Council of State and Territorial Alcoholism Authorities; Dr. Dale A. Masi, Boston College; Dr. Paul Sherman, accompanied by James Baxter, Association of Labor-Management Alcoholism Consultants and Administrators, Washington, D.C.; Dr. Edward J. Bernacki, accompanied by Charles F. Pilkington, United Technologies, Hartford, Conn.; and Willie J. Lynch, accompanied by Kenneth Lange, Washington Area Coalition on Alcoholism and Drug Abuse, Washington, D.C.

Hearings were adjourned subject to call.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following measures:

S. 1231, authorizing $10,420,000 for fiscal year 1978 for the U.S. Commission on Civil Rights (amended);

S. 195, to include Bottineau, McHenry, Pierce, Sheridan, and Wells Counties, North Dakota, in the Northwestern Division of the Judicial District of North Dakota; and

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1231 (described above).

Committee discussed S. 270, to permit awards of reasonable attorneys' fees and other expenses for public participation in Federal proceedings, agreed to hold additional hearings thereon at a time to be announced, and to vote on this measure by the end of July.

VOLUNTARY INDUSTRIAL STANDARDS

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly resumed hearings on S. 825, to foster competition and consumer protection policies in the development of product standards, receiving testimony from Jordan Baruch, Assistant Secretary-Designate for Science and Technology, and Dr. Ernest Ambler, Acting Director, National Bureau of Standards, who were accompanied by associates of the Department of Commerce; Donald L. Peyton, American National Standards Inst., New York City; Jack Biddle and Terry Mahn, Computer Communication Industries Association; Sheldon Samuels, AFL-CIO, Washington, D.C.; Carl A. Beck, National Small Business Association, Washington, D.C.; Lowell C. Johnson and Robert S. Chamerda, Conference of American Small Business Organizations, Washington, D.C.; W. T. Cavanaugh, American Society for Testing and Materials, Philadelphia; Linda Hudak, Consumer Federation of America, Washington, D.C.; Baron Whitaker, Underwriters Laboratories, Chicago, Ill.; B. Shepherd Trant, Council of American Building Officials, Washington, D.C.; Dr. Leon Podolsky, U.S. National Committee of the International Electrotechnical Commission; S. D. Andrews, Florida Department of Agriculture and Consumer Services, Tallahassee; and Mel Green, American National Standards Institute, New York City.

Hearings were adjourned subject to call.

COMMITTEE BUDGET REQUESTS

Committee on Rules and Administration: Committee met to receive testimony in behalf of requested funds for committee activities, as follows:

Energy and Natural Resources (S. Res. 158—$825,000), Senator Jackson;

Veterans' Affairs (S. Res. 149—$198,843), Senators Cranston and Stafford;

Human Resources (S. Res. 146—$1,684,000), Senators Williams and Javits;

Finance (S. Res. 97—$410,000), Senator Long; and

Armed Services (S. Res. 142—$500,000), Senators Stennis and Tower.

Committee will meet on Wednesday, May 25, to mark up all funding resolutions.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee met to consider questions concerning the conduct of Members, officials, and employees of the Senate.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 7313–7323; 1 private bill, H.R. 7324; and 2 resolutions, H.J. Res. 476, and H. Res. 588 were introduced. Page 15539

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as the Speaker pro tempore for today. Page 15499

Subcommittee To Sit: Subcommittee on Minority Enterprise and General Oversight of the Committee on Small Business received permission to sit during proceedings of the House under the 5-minute rule on May 25 and 26. Page 15499

Late Report: Committee on Merchant Marine and Fisheries received permission to file a report by midnight Friday, May 20, on H.R. 6970, to amend the Marine Mammal Protection Act of 1972 with respect to the taking of marine mammals incidental to the course of commercial fishing operations. Page 15500

Calendar Wednesday: Agreed to dispense with the Calendar Wednesday business of May 25. Page 15501

Juvenile Justice: By a yea-and-nay vote of 389 yeas to 5 nays, Roll No. 268, the House passed H.R. 6111, to amend the Juvenile Justice and Delinquency Prevention Act of 1974.

Agreed to the committee amendment in the nature of a substitute.

H. Res. 581, the rule under which the bill was considered, was agreed to earlier by voice vote. Pages 15500–15508

Defense Production: By a voice vote, the House passed S. 853, to extend the Defense Production Act of 1950, as amended—clearing the measure for the President. Page 15508

Former Members: The House recessed at 11:18 p.m. to receive former Members and reconvened at 12:14 p.m. Page 15532–15537

Referral: Four Senate-passed measures were referred to the appropriate House committees. Page 15538

Adjournment: Adjourned at 12:15 p.m.

Committee Meetings

ENERGY NEEDS OF NATION'S FAMILY FARMS

Committee on Agriculture: Subcommittee on Family Farms, Rural Development, and Special Studies continued hearings on the present and future energy needs of the Nation's family farms. Testimony was heard from representatives of Federal Energy Administration; Energy Research and Development Administration; Environmental Protection Agency; and Federal Power Commission.

Hearings continue Tuesday, May 24.

GOVERNMENT REGULATION OF HOUSING

Committee on the Budget: Task Force on Tax Expenditures, Government Organization and Regulation held a hearing on government regulation of housing. Testimony was heard from representatives of National Hous-

ing Conference; National Association of Realtors; and National Association of Real Estate Brokers, Inc.

Hearings continue tomorrow.

INDIAN EDUCATION

Committee on Education and Labor: Subcommittee on Post Secondary Education held a hearing on Indian Education. Testimony was heard from representatives of Sinte Gleska College; United Tribes Employment Training Center; American Indian Higher Education Consortium; Western Interstate Commission for Higher Education; Haskell Institute Board of Regents; and Navajo Community College.

CONGRESSIONAL CAMPAIGN FINANCING

Committee on House Administration: Continued hearings on public financing of congressional campaigns. Witnesses heard were Representatives McHugh, Cornell, and Patterson of California; and former U.S. Senator Eugene McCarthy.

EARTHQUAKE HAZARDS REDUCTION ACT

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining held a hearing on H.R. 6683, Earthquake Hazards Reduction Act of 1977. Testimony was heard from Dr. Vincent McKelvey, U.S. Geological Survey; and Dr. Charles C. Thiel, National Science Foundation.

KOREAN-AMERICAN INVESTIGATION RULES

Committee on International Relations: Subcommittee on International Organizations met for consideration of rules for the investigation of Korean-American relations.

U.N. 33D COMMISSION ON HUMAN RIGHTS

Committee on International Relations: Subcommittee on International Organizations held a hearing on review of the U.N. 33d Commission on Human Rights. Testimony was heard from Allard Lowenstein, U.S. Representative to the U.N. 33d Commission on Human Rights.

NUCLEAR NON-PROLIFERATION

Committee on International Relations: Subcommittees on International Security and Scientific Affairs and on International Economic Policy and Trade held a joint hearing on comprehensive nuclear non-proliferation legislation. Testimony was heard from Representative McCormack; Joseph S. Nye, Department of State; Senator Glenn; and representatives of New Directions; Sierra Club; and Center for Law and Social Policy.

Hearings continue Tuesday, May 24.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 6831, National Energy Act. Testimony was heard from a Federal panel from FEA, FPC, ERDA, and NRC; and also a public panel, on overview of supply and demand on electricity; and a panel on cogeneration.

Hearings continue tomorrow.

RESOURCE CONSERVATION AND RECOVERY ACT IMPLEMENTATION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce continued oversight hearings on the implementation of the Resource Conservation and Recovery Act of 1976. Testimony was heard from representatives of Office of Management and Budget; Office of Technology Assessment; National Association of Counties; and National Conference of State Legislatures.

HIGHWAY AND MASS TRANSIT PROGRAMS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on the highway and mass transit programs. Testimony was heard from Representatives Duncan of Oregon, and Smith of Iowa; Gene Snowden, National Conference of State Legislatures; Massachusetts State Representative Nickinello; and C. H. Fields, American Farm Bureau Federation.

Hearings continue Tuesday, May 24.

ADMINISTRATION OF PUBLIC WORKS EMPLOYMENT ACT

Committee on Public Works and Transportation: Subcommittees on Economic Development and on Investigations and Review held joint hearings on the regulations and program guidelines being developed for the administration of the Public Works Employment Act of 1977. Testimony was heard from Robert Hall, Deputy Administrator, and other officials of the Economic Development Administration, Department of Commerce.

MARINE PROTECTION RESEARCH

Committee on Science and Technology: Met and ordered reported favorably to the House title II, Ocean Dumping Research and Development Provisions of H.R. 4297, Marine Protection Research and Sanctuaries Act of 1972.

EFFECT OF TRIS BAN ON SMALL BUSINESS

Committee on Small Business: Subcommittee on Antitrust, Consumers and Employment held a hearing on the effect of the TRIS ban and recall on small business. Testimony was heard from Consumer Product Safety Commission Chairman Byington and Commissioners Richard Rapps, David Schmultzer, Walter Hobby and Julia Clowes; a panel of TRIS manufacturers; Al Smith, Great Lakes Chemical Co.; and other public witnesses.

IMPACT OF ENERGY PROPOSAL ON SMALL BUSINESS

Committee on Small Business: Subcommittee on Energy, Environment, Safety, and Research held a hearing on the impact of the President's energy proposal on small business. Testimony was heard from representatives of Independent Business Association of Wisconsin; Smaller Business Association of New England; Society of Independent Gasoline Marketers of America; and National Federation of Independent Business.

VETERANS' EDUCATION AND EMPLOYMENT ASSISTANCE ACT

Committee on Veterans' Affairs: Subcommittee on Education and Training continued oversight hearings on the Veterans' Education and Employment Assistance Act of 1976. Testimony was heard from public witnesses.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued hearings on title II of H.R. 6831, National Energy Act, with testimony from public witnesses.

Hearings continue tomorrow.

Friday, May 20, 1977

Senate

Chamber Action

Routine Proceedings, pages 15691–15861

Bills Introduced: Seven bills and three resolutions were introduced, as follows: S. 1575–1581; S.J. Res. 56–57; and S. Res. 178. Pages 15811, 15821

Bills Reported: Reports were made as follows:

S. 1231, authorizing $10,420,000 for fiscal year 1978 for the U.S. Commission on Civil Rights, with an amendment (S. Rept. 95–223);

S. Res. 178, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1231, listed above, without written report, referred to Committee on the Budget. Page 15811

Measures Passed

Surface Mining: By 58 yeas to 8 nays, Senate passed H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion measure S. 7, which had at first been amended by agreeing to committee substitute amendment, to which Senate had at first taken action on proposed amendments, as follows:

Adopted:

(1) Heinz unprinted amendment No. 255, to require a pre-blast survey upon request of a resident or property owner; Page 15700

(2) Abourezk amendment No. 281, to make section 515(a) (Surface Owner Protection) inapplicable to Indian lands; Page 15701

(3) Abourezk amendment No. 310, seeking to minimize impact of mining on fish, wildlife, and related environmental values; Page 15702

(4) Metcalf unprinted amendment No. 256, to define more precisely the term "alluvial valley floor"; Page 15703

(5) Modified Ford amendment No. 280, to allow for a variance from the normal requirement to restore surface mined land to its approximate original contour; Page 15705

(6) Modified Culver amendment No. 291, to require an applicant applying for a surface mining permit on prime farm land to demonstrate to the State that he can restore the land to its full pre-mining agricultural potential; Page 15711

(7) By 45 yeas to 41 nays, Domenici unprinted amendment No. 258, to require the States to utilize the "Abandoned Mine Reclamation Fund" for its primary purpose prior to utilization of any such funds for alternate purposes; Page 15721

(8) Metzenbaum unprinted amendment No. 260, to exempt (from title IV) for 24 months mine operators who have an annual production rate of 100,000 tons of coal or less; Page 15730

(9) By 44 yeas to 32 nays Bumpers unprinted amendment No. 261, setting forth a formula for recompensing private owners of surface lands affected by Government stripmining operations; Page 15731

(10) Bayh unprinted amendment No. 262, to require applicants for surface coal mining permits to submit blasting plans to the regulatory authority; Page 15741

(11) Dole unprinted amendment No. 263, to give the Secretary authority to enter into a reclamation agreement with a landowner on an amount of land greater than specified in the bill, presently up to 320 acres; Page 15741

(12) Schweiker amendment No. 306, to require a hearing within 30 days in cases where a mine operator is given notice to cease operations; Page 15743

(13) Modified Baker amendment No. 295, to make

the bill inapplicable to lands located east of the 100th Meridian; Page 15744

(14) Modified Baker amendment No. 294, providing substitute language for Title III which would authorize the Secretary to approve State programs for abandoned mine reclamation and delegate the program to the States; Page 15744

(15) Modified Baker amendment No. 296, to prohibit augering where that practice would result in adversely affecting remaining coal reserves; Page 15744

(16) Metcalf unprinted amendment No. 264, of a technical and conforming nature; Page 15749

(17) By 58 yeas to 13 nays, modified Melcher amendment No. 292, giving regulatory authorities discretion to grant permits for limited mining in alluvial valley floors; Page 15751

(18) Wallop unprinted amendment No. 266, to allow Secretary of the Interior to enter into agreements for the exchange of certain lands in alluvial valley floor areas; Page 15755

(19) Metcalf unprinted amendment No. 269, deleting requirement that the Director of the Office of Surface Mining Reclamation and Enforcement report directly to the Secretary of the Interior; and Page 15766

(20) Bumpers unprinted amendment No. 270 (in the nature of a substitute for Hansen unprinted amendment No. 267), to require the Secretary of the Interior to certify that it is necessary in the national interest that Government coal deposits be surface mined without the consent of the surface owner. Page 15767

Rejected:

(1) By 37 yeas to 45 nays, modified Hart amendment No. 282 (in the nature of a substitute for modified Johnston amendment No. 275), to include certain undeveloped rangelands in the prohibition against new surface mining in alluvial valley floors; Page 15702

(2) Modified Johnston amendment No. 275, also seeking to protect further the hydrology in alluvial valley floors; Page 15702

(3) By 36 yeas to 46 nays, Danforth amendment No. 298, vesting in the States jurisdiction over land use insofar as it does not impinge on environmental, health, or safety concerns; Page 15727

(4) By 35 yeas to 46 nays, Danforth amendment No. 299, vesting in the States jurisdiction to manage matters of land contour, if water runoff, pollution, or safety are not factors; Page 15729

(5) By 23 yeas to 46 nays, Schmitt unprinted amendment No. 265, to facilitate procedures by which an individual could institute actions for declaratory judgment or injunctive relief as appropriate to any provisions of the act. Page 15749

Pages 15691–15755, 15762–15804

Library Services and Construction: Senate passed with committee amendment and sent to the House S. 602, to extend through fiscal year 1982 programs under the Library Services and Construction Act.

Pages 15755–15760

ICC Authorizations: Senate passed without amendment and sent to the House S. 1534, authorizing funds through fiscal year 1981 for the Interstate Commerce Commission. Pages 15760–15762

Bill Placed on Calendar: H.R. 4301, National Sea Grant program, was received and placed on the Senate Calendar. Page 15811

Message From the House: Page 15806

Amendments Submitted for Printing:

Pages 15821–15823

Executive Communications: Page 15806

Vice Presidential Appointments: Vice President appointed Senator Garn to the Mexico-United States Interparliamentary Conference to be held in Guaymas, Mexico, May 27–31, 1977; and Senator Culver to the Canada-United States Interparliamentary Conference to be held in Victoria, British Columbia, May 27–31, 1977.

Page 15806

Nominations: Senate received the following nominations:

John M. Ferren, to be an Associate Judge of the District of Columbia, and

Robert R. Nordhaus, of Connecticut, to be an Assistant Administrator of the Federal Energy Administration. Page 15862

Record Votes: Eight record votes were taken today (total—159).

Pages 15703, 15725, 15729, 17530, 15738, 15751, 15753, 15778

Recess: Senate met at 9 a.m. and recessed at 10:30 p.m.

Page 15862

Committee Meetings

APPROPRIATIONS—DEFENSE REPROGRAMMING

Committee on Appropriations: Defense Subcommittee held closed hearings on proposals to reprogram certain fiscal year 1977 funds for the defense establishment, receiving testimony from Maj. Gen. Alton D. Slay, Deputy Chief of Staff for Research and Development, and Maj. Gen. Edwin A. Coy, Director of Space, both of the Air Force; Maj. Gen. Richard L. West, Director of Army Budget; and Adm. Stanley S. Fine, Director of Navy Budget and Reports.

Hearings were recessed subject to call.

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Legislative Subcommittee held hearings on the proposed extension of the West front of the Capitol, receiving testimony from George M. White, Architect of the Capitol; Sammie F. Lee, National Society of Professional Engineers, Washington, D.C.; and Robert A. Burley, American Institute of Architects, Washington, D.C.

Subcommittee recessed subject to call.

GOVERNMENT PROCUREMENT PERSONNEL

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 695, to impose on former Federal procurement personnel an extended time period during which they may not work for defense contractors, receiving testimony from John M. Harmon, Assistant Attorney General, Office of Legal Counsel, Department of Justice; Paul G. Dembling, General Counsel, General Accounting Office; and Gordon Adams, Council on Economic Priorities, New York City.

Hearings continue on Monday, May 23.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearing on the nomination of Robert H. Mendelsohn, of California, to be an Assistant Secretary of the Interior, after receiving testimony from Secretary of the Interior Cecil B. Andrus and the nominee.

FOREIGN AFFAIRS—MIDDLE EAST

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs resumed hearings on the topic: "Framework of Problems in the Middle East," receiving testimony from Dale Tahtinen, American Enterprise Institute for Public Policy Research, Washington, D.C., and Joseph Churba, Washington, D.C.

Subcommittee will meet again on Monday, May 23.

POSTAL SERVICE REPORT

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services resumed hearings to receive testimony on a report of the Commission on Postal Service, receiving testimony from J. Joseph Vacca, Tony Huerta, and Jerome Waldie, all of the National Association of Letter Carriers; James J. LaPenta, Laborers' International Union; Joseph Gondola and Frank L. Miklozek, both representing the National Association of Postmasters; Eugene B. Dalton, National League of Postmasters; Donald Ledbetter and Maurice Twomey, both representing the National Association of Postal Supervisors; and Lester F. Miller, National Rural Letter Carriers' Association, all of Washington, D.C.

Hearings continue on Thursday, May 26.

ENERGY

Joint Economic Committee: Committee held hearings to receive testimony on the economic impact of the President's energy proposals. Witnesses heard were W. Michael Blumenthal, Secretary of the Treasury; Otto Eckstein, Data Resources, Inc., Lexington, Mass.; Arthur Okun, The Brookings Institution, Washington, D.C.; Lester Thurow, Massachusetts Institute of Technology, Cambridge; and Arthur Laffer, University of Southern California, Los Angeles.

Hearings continue on Wednesday, May 25.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, May 23.

Committee Meetings

GOVERNMENT REGULATION OF HOUSING

Committee on the Budget: Task Force Tax Expenditures, Government Organization and Regulation continued hearings on government regulation of housing. Testimony was heard from Lawrence B. Simons, Assistant Secretary for Housing, HUD; Claude E. Pope, Mortgage Bankers Association; and Robert Arquilla, National Association of Home Builders.

NUCLEAR WASTES DISPOSAL

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued oversight hearings on management and disposal of nuclear wastes. Testimony was heard from representatives of General Accounting Office; Atomic Industrial Forum; and a Utility Waste Management Group.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 6831, National Energy Act, with testimony from panels on supply of bulk power.

Hearings continue Monday, May 23.

DEEP SEABED HARD MINERALS ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on H.R. 3350 and related bills, Deep Seabed Hard Minerals Act. Testimony was heard from representatives of Departments of Treasury and Interior, and public witnesses

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued hearings on Title II of H.R. 6831, National Energy Act, with testimony from public witnesses.

Hearings continue Monday, May 23.

Monday, May 23, 1977

Senate

Chamber Action

Routine Proceedings, pages 16029–16135

Bills Introduced: Five bills and two resolutions were introduced, as follows: S. 1582–1586; and S.J. Res. 58 and 59. Page 16100

Bills Reported: Reports were made as follows:

S. 1061, to continue authority of the D.C. Government to borrow from the U.S. Treasury, with an amendment (S. Rept. 95–224);

S. 1062, to place on a calendar year basis the fiscal year of the District of Columbia Armory Board (S. Rept. 95–225);

S. 1060, to restate the charter of George Washington University, with amendments (S. Rept. 95–226);

S. 1063, to allow the issuance of revenue bonds by the District of Columbia for the building of university facilities (S. Rept. 95–227);

S. 1103, to allow the several States to sue for taxes in the D.C. Superior Court (S. Rept. 95–228). Page 16099

Measures Passed:

Education for the Handicapped: Senate passed and returned to the House H.R. 6692, authorizing funds through fiscal year 1982 for education programs for handicapped persons, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion bill S. 725, which had at first been amended by adoption of committee amendment and Javits unprinted amendment No. 282, which calls for continuation of so-called "Part G" model projects authority without restriction to learning disabilities.

S. 725 was then indefinitely postponed. Pages 16076–16086

Sea Grant Program: Senate passed and returned to the House H.R. 4301, authorizing funds for each of fiscal years 1978 and 1979 for the National Sea Grant College program, after striking all after the enacting clause and inserting in lieu thereof provisions of Senate companion measure S. 1350, as reported.

S. 1350 was then indefinitely postponed. Page 16135

Oceans and Atmosphere: Committee on Commerce, Science, and Transportation was discharged from further consideration of H.R. 3849, to establish a National Advisory Committee on Oceans and Atmosphere, and the bill was then passed after striking all after the enacting clause and inserting in lieu thereof provisions of Senate companion measure, S. 1347.

S. 1347 was then indefinitely postponed. Pages 16135, 16136

Rail Reorganization: Committee on Commerce Science, and Transportation was discharged from the further consideration of H.R. 4049, authorizing funds for fiscal year 1978 for the U.S. Railway Association, and for the Office of Rail Public Counsel within the Interstate Commerce Commission, and the bill was then passed after striking all after the enacting clause and inserting in lieu thereof provisions of Senate companion bill, S. 922, and Robert C. Byrd unprinted amendment No. 287, to the title of the bill.

S. 922 was then indefinitely postponed. Pages 16144, 16145

ERDA Defense Program: Senate passed S. 1339, to authorize funds for the Energy Research and Development Administration for their national defense programs for fiscal year 1978, after agreeing to committee amendment. Pages 16145, 16146

Farm Bill: Senate began consideration of S. 275, proposed Food and Agriculture Act, agreeing to committee amendment in the nature of a substitute, and the bill, as thus amended, will be considered as original text for purpose of further amendment. Senate agreed to additional proposed amendments, as follows:

(1) Talmadge unprinted amendment No. 271, to delete those Public Law 480 provisions which come within the jurisdiction of the House Committee on International Relations and Senate Committee on Foreign Relations. Page 16052

(2) Dole unprinted amendment No. 272, to provide deadline dates for issuance of regulations designed to prohibit conflict of interest situations in purchasing and shipping Public Law 480 commodities; Page 16052

(3) Dole unprinted amendment No. 273, inserting a new Title XVII, Wheat and Wheat Foods Research and Nutrition Education Act; Page 16054

(4) Bellmon unprinted amendment No. 274, to continue program authorizing Secretary of Agriculture to enter into contracts with land owners to utilize their lands for public use; Page 16058

(5) Dole unprinted amendment No. 275, of a technical nature vesting in the Department of Agriculture jurisdiction for research into food and human nutrition; Page 16059

(6) Dole unprinted amendment No. 276, adding a new Title XVIII, Federal Grain Inspection; Page 16059

(7) Curtis unprinted amendment No. 277, to provide grants for research on industrial hydrocarbons from agricultural commodities and forest products; Page 16063

(8) Allen unprinted amendment No. 278, to require the Secretary of Agriculture to retain a 15 percent reserve for Farmer's Home guaranteed loans; Page 16064

(9) Bellmon unprinted amendment No. 279, requiring set-aside of croplands for a succeeding year wheat crop when the carryover at the end of the preceding marketing year exceeds 175 percent of domestic use of that year; and Page 16071

(10) Allen unprinted amendment No. 280, having the effect of providing a comprehensive program for all of the extension and research work done in the State by land grant colleges and "1890" institutions and Tuskegee Institute. Page 16073

Pending at recess was Bellmon amendment No. 324, to delete section providing for establishment of International Emergency Food Reserve, on which amendment the yeas and nays have been ordered. Page 16074

Pages 16036–16076, 16135, 16146

Judgeships: Senate considered S. 11, to provide for the appointment of additional Federal circuit and district court judges, agreeing to committee amendments en bloc, and to four additional amendments, as follows:

(1) Eastland unprinted amendment No. 283, of a technical and clerical nature; Page 16086

(2) Eastland unprinted amendment No. 284, to authorize the new Fifth Judicial Circuit to sit in Jackson, Miss., if necessary; Page 16086

(3) Muskie unprinted amendment No. 285, to provide for one additional district judge for the district of Maine; and Page 16091

(4) Eastland unprinted amendment No. 286, providing for one additional district judge for the district of Minnesota. Page 16094

Third reading was reached on this bill, and, by unanimous consent, it was agreed that when Senate resumes its consideration Senators Roth, Eastland, and Thurmond will each be allotted a 30-minute period. Pages 16086–16097

Bill Referred: H.R. 1139, school lunch amendments, was referred to Committee on Agriculture, Nutrition, and Forestry. Page 16099

Bill Placed on Calendar: H.R. 6111, juvenile justice and delinquency prevention amendments, was received and ordered placed on the Calendar. Page 16099

Messages From the House: Page 16098

Amendments Submitted for Printing: Pages 16117, 16118

Executive Communications: Page 16098

Presidential Messages: Senate received messages from the President, as follows:

Transmitting annual report on operations and activities of the Alaska Railroad—referred to Committee on Commerce, Science, and Transportation—PM 82; and

Transmitting proposals dealing with ways to preserve wildlife and natural and historical resources, and to deal with effects of pollution, toxic chemicals, and the damage caused by the demand for energy—referred jointly to Committees on Environment and Public Works; Energy and Natural Resources; Agriculture, Nutrition, and Forestry; Banking, Housing, and Urban Affairs; Commerce, Science, and Transportation; Foreign Relations; Governmental Affairs; and Human Resources—PM 83. Pages 16098, 16137–16144

Genocide Convention: Senate received a message from the President recommending that the Senate advise and consent to the ratification of the Convention on the Prevention and Punishment of the Crime of Genocide (Ex. O, 81st Cong., 1st sess)—referred to the Committee on Foreign Relations. Page 16098

Nominations: Senate received the following nominations:

Arthur W. Hummel, Jr., of Maryland, to be Ambassador to Pakistan;

John A. Linehan, of Maryland, to be Ambassador to Sierra Leone;

Sam Y. Cross, Jr., of Virginia, to be U.S. Executive Director of the International Monetary Fund;

Herbert Salzman, of the District of Columbia, to be U.S. Representative to the Organization for Economic Cooperation and Development;

Hans M. Mark, of California, to be Under Secretary of the Air Force;

Xavier M. Vela, of the District of Columbia, to be Administrator of the Wage and Hour Division, Department of Labor;

Robert A. Frosch, of Massachusetts, to be Administrator of the National Aeronautics and Space Administration; and

One Air Force nomination in the rank of General. Page 16147

Recess: Senate met at 10 a.m. and recessed at 6:02 p.m. Page 16147

Committee Meetings

GOVERNMENT PROCUREMENT PERSONNEL

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on S. 695, to impose on former Federal procurement personnel an extended time period during which they may not work for de-

fense contractors, after receiving testimony from David Cohen, Common Cause, Washington, D.C.; and Leonard Meeker, Center for Law and Social Policy, Washington, D.C.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of William A. Medina, of Maryland, to be an Assistant Secretary of Housing and Urban Development, after the nominee testified and answered questions on his own behalf.

HORSE PROTECTION

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources began oversight hearings on the implementation of the Free-Roaming Wild Horses and Burros Act, receiving testimony from Senator Packwood; Gary Everhardt, Director, National Park Service, and Dan Beard, Associate Secretary, Land and Water Resources, both of the Department of the Interior; Dr. Thomas C. Nelson, Deputy Chief, the Forest Service, Department of Agriculture; Joan Blue, and Robert McCandless, American Horse Protection Association, Washington, D.C.; Robert R. Wright, Wells, Nevada, representing American National Cattlemen's Association, National Woolgrowers' Association, and Public Lands Council; Hope Ryden, New York City; and W. Goeffrey Spaulding, University of Arizona, Tucson.

Hearings were recessed subject to call.

NUCLEAR TRANSFER POLICY

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans, and International Environment resumed hearings on S. 897, to strengthen U.S. policies on nuclear nonproliferation, and to reorganize certain nuclear export functions, and S. 1432, to provide for more efficient and effective control over the proliferation of nuclear explosives, receiving testimony from Joseph S. Nye, Jr., Deputy to the Undersecretary of State for Security Assistance, Science and Technology; Robert W. Fri, Acting Administrator, Energy Research and Development Administration; and Marcus Rowden, Chairman, Nuclear Regulatory Commission.

Hearings were recessed subject to call.

REGULATORY REFORM

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations began hearings on S. 600, to require over a period of eight years, the President to submit a plan designed to prevent unnecessary or harmful regulation by Federal agencies, receiving testimony from Senator Robert C. Byrd; Professor Murray L. Weidenbaum, Washington University, St. Louis; Professor Merton Peck, Yale University, New Haven; Professor C. Lowell Harriss, Columbia University, New York City; and Alan Morrison, Public Citizen Litigation Group, Washington, D.C.

Hearings continue tomorrow.

BIOLOGICAL AND CHEMICAL WARFARE PROGRAMS

Committee on Human Resources: Subcommittee on Health and Scientific Research held hearings on the public health issues raised by a report compiled by the Department of Defense on the nature, history, and extent of the production and testing of biological simulants and pathogens. Witnesses heard were Dr. George H. Connell, Center for Disease Control, Department of Health, Education, and Welfare, Atlanta; Dr. Matthew Meselson, Harvard University, Cambridge; Dr. Stephen Weitzman, Health Sciences Center, State University of New York, Stony Brook; Dr. J. M. Joseph, Maryland State Department of Health and Mental Hygiene, Annapolis.

Hearings were recessed subject to call.

INDIAN WATER

Select Committee on Indian Affairs: Committee began hearings on S. 905, to provide water to the five Central Arizona Indian Tribes for farming operations and to settle their surface water rights, receiving testimony from Senators Kennedy, Goldwater, DeConcini; Representative Stump; and Anthony Liotti, Acting Deputy Assistant Attorney General for Lands Division, Department of the Interior; and Miles Flint, Chief, Indian Resources Section, Land and Natural Resources Division, Department of Justice, each of whom was accompanied by his associates.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 58 public bills, H.R. 7325–7382; 5 private bills, H.R. 7383–7387; and 13 resolutions, H.J. Res. 477–482, H. Con. Res. 227 and 228, and H. Res. 589–593 were introduced. Pages 15941–15944

Bills Reported: Reports were filed as follows:

H.R. 6970, to amend the Marine Mammal Protection Act of 1972 with respect to the taking of marine mammals incidental to the course of commercial fishing operations, filed on Friday, May 20 (H. Rept. 95–335);

H.R. 1862, to amend title 38, United States Code, to increase the rates of disability compensation for disabled veterans, and to increase the rates of dependency and indemnity compensation for their survivors (H. Rept. 95–356);

H.R. 6501, to provide increased awards of service-connected compensation to certain veterans who have suffered the loss or loss of use of paired extremities (H. Rept. 95–357);

H.R. 6502, to provide an automobile assistance allowance and to provide automotive adaptive equipment to veterans of World War I (H. Rept. 95–358); and

H. Res. 589, providing for the consideration of H.R. 6161, to amend the Clean Air Act (H. Rept. 95–359). Page 15941

Member Sworn: Representative Cunningham of the 7th District of Washington presented himself in the Well of the House and the Speaker administered the Oath of Office. Page 15864

Suspensions: House voted to suspend the rules and pass the following:

Privacy Commission: S. 1443, in lieu of H.R. 6258, to extend the life of the Privacy Protection Study Commission to September 30, 1977 (passed by a yea-and-nay vote of 387 yeas to 3 nays, Roll No. 270); Pages 15866, 15877

Veterans benefits: H.R. 1862, to amend title 38, United States Code, to increase the rates of disability compensation for disabled veterans, and to increase the rates of dependency and indemnity compensation for their survivors (passed by a yea-and-nay vote of 393 yeas, Roll No. 271); Pages 15867–15871, 15878

H.R. 6501, to amend section 360 of title 38, United States Code, to provide increased awards of service-connected compensation to certain veterans who have suffered the loss or loss of use of paired extremities (passed by a yea-and-nay vote of 385 yeas to 7 nays, Roll No. 272); Pages 15871–15873, 15878, 15879

H.R. 6502, to amend title 38 of the United States Code to provide an automobile assistance allowance and to provide automotive adaptive equipment to veterans of World War I (passed by a yea-and-nay vote of 386 yeas to 11 nays, Roll No. 273); and Pages 15873, 15874, 15879

Civil Rights Commission: H.R. 5645, to raise the limitation on appropriations for the United States Commission on Civil Rights (passed by a yea-and-nay vote of 365 yeas to 34 nays, Roll No. 274). Pages 15875–15877, 15880

DoD Authorization: House disagreed to the amendments of the Senate to H.R. 5970, authorizing appropriations for the Department of Defense for fiscal year 1978; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives: Price, Bennett, Stratton, Ichord, Nedzi, Charles H. Wilson of California, Leggett, White, Nichols, Bob Wilson, Dickinson, Whitehurst, and Spence.

By a yea-and-nay vote of 273 yeas to 114 nays, Roll No. 275, agreed to a motion that the conference committee meetings on H.R. 5970 be closed to the public at such times as classified national security information is under consideration, but that sitting Members of Congress shall have the right to attend all meetings. Pages 15880–15885

International Security Assistance: House concluded all general debate and began reading for amendment on H.R. 6884, to amend the Foreign Assistance Act of 1961 to authorize international security assistance programs for fiscal year 1978; but came to no resolution thereon. Proceedings under the 5-minute rule will continue tomorrow.

Pending when the Committee of the Whole rose was an amendment that seeks to delete the provision establishing a Southern Africa Special Requirements Fund and the $100 million in security supporting assistance for the Fund.

Rejected an amendment that sought to delete the $700,000 authorized for military education and training assistance to Argentina, and to prohibit military sales to Argentina (rejected by a recorded vote of 187 ayes to 200 noes, Roll No. 276, after being agreed to earlier by a division vote of 29 ayes to 26 noes); and

Rejected an amendment that sought to delete the $15 million authorized for financing military sales to Zaire. Pages 15885–15909

Subpena: Read a letter from the Clerk of the House wherein he had been served a subpena directing him to appear in a Grand Jury investigation pending in the United States District Court of the Western District of Pennsylvania. Pursuant to H. Res. 10, the subpena was ordered printed in the Record. Page 15909

Presidential Messages: Received and read the following messages from the President:

Alaska Railroad: Transmitting the annual report by the Department of Transportation on the operations and activities of the Alaska Railroad—referred to the Committee on Interstate and Foreign Commerce; and

Environmental protection: Transmitting legislative proposals in the areas of environmental conservation and health—referred to the Committee of the Whole on the State of the Union and ordered printed (H. Doc. 95–160); with accompanying papers—referred to the Committee on Interior and Insular Affairs. Pages 15909–15917

Lobbyists: The compilation by the Clerk of the House and the Secretary of the Senate of all new registrations and reports for the first calendar quarter of 1977, and reports for the fourth calendar quarter of 1976 received too late to be previously published, that were filed by persons engaged in lobbying activities, appears in this issue of the Congressional Record. Pages 15957–16028

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 15939

Adjournment: Adjourned at 5:50 p.m.

Committee Meetings

TIMBER SALES—WHEAT REFERENDUM

Committee on Agriculture: Met and ordered reported favorably to the House the following bills:

H.R. 6362, to establish an Advisory Committee on Timber Sales Procedure appointed by the Secretary of Agriculture for the purposes of studying, and making recommendations with respect to, procedures by which timber is sold by the Forest Service, and to restore stability to the Forest Service timber sales program and provide an opportunity for congressional review; and

S. 1240, to extend the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning June 1, 1978.

DAIRY, POULTRY AND HONEY INDUSTRIES

Committee on Agriculture: Subcommittee on Dairy and Poultry held a hearing on the impact of chemical and related drug products and Federal regulatory processes on the dairy, poultry and honey industries. Testimony was heard from FDA Commissioner Kennedy; Assistant Secretary of Agriculture Carol Foreman; EPA and public witnesses.

Hearings continue tomorrow.

ESTABLISH UNDER SECRETARY OF DEFENSE FOR POLICY

Committee on Armed Services: Subcommittee on Investigations held a hearing on H.R. 6582, to disestablish one of the positions of Deputy Secretary of Defense and establish an Under Secretary of Defense for policy. Testimony was heard from Deputy Secretary of Defense Charles W. Duncan, Jr.

STATE, JUSTICE, COMMERCE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House bill making appropriations for the Departments of State, Justice, Commerce and Judiciary for fiscal year 1978.

ERDA AUTHORIZATION

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy met and approved for full committee action H.R. 6796 amended, to authorize appropriations for the Energy Research and Development Administration for fiscal year 1978.

ENERGY CONSERVATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on H.R. 6831, National Energy Act; H.R. 4757, Residential Energy Conservation Act; and H.R. 3981, Solar and Energy Conservation Commercialization Act. Testimony was heard from FEA Associate Administrator C. W. Fisher; HUD Assistant Secretary Lawrence Simons; and public witnesses.

Hearings continue tomorrow.

OSHA OVERSIGHT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Occupational Safety and Health Act of 1970. Testimony was heard from Dr. Eula Bingham Assistant Secretary for OSHA.

CONFLICTS OF INTEREST IN REGULATORY AGENCIES

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on conflicts of interest in regulatory agencies. Testimony was heard from representatives of Federal Communications Commission; and Environmental Protection Agency.

Hearings continue tomorrow.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 6831, National Energy Act, with testimony from Federal, industry, and other public witnesses.

Hearings continue tomorrow.

CIVIL RIGHTS FOR INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued hearings on H.R. 2439 and 5791, civil rights for institutionalized persons. Testimony was heard from Judge Ruggero J. Aldisert, U.S. Court of Appeals, Third Circuit; Stanley C. Van Ness, Commissioner, Department of the Public Advocate, New Jersey; and a panel representing Children's Defense Fund, District of Columbia; Education Law Center, Newark, N.J.; and National Senior Citizens' Law Center.

SEXUAL EXPLOITATION OF CHILDREN

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 3913, to prohibit the sexual exploitation of children and the transportation in interstate or foreign commerce of photographs or films depicting such exploitation. Testimony was heard from Dr. Judianne Densen-Gerber, Odyssey Institute; Dr. Frank Osanka, Professor, Lewis University, Chicago; and Ms. Barbara Scott, Senior Vice President, Motion Picture Association.

Hearings continue Wednesday, May 25.

REGULATE LOBBYING

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations began markup of H.R. 1180, to regulate lobbying and related activities.

INTERCOASTAL SHIPPING ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 6503, to amend the Intercoastal Shipping Act, 1933. Testimony was heard from Guam Delegate Won Pat; and representatives of Federal Maritime Commission, National Industrial Traffic League, and Matson Navigation Company.

CLEAN AIR ACT AMENDMENTS

Committee on Rules: Granted an open rule providing for the consideration of and two hours of general debate; waiving points of order against the consideration of the bill for failure to comply with sections 402 (a) and 401(b) of the Congressional Budget Act, waiving points of order against the consideration of the substitute for failure to comply with section 401(b) (1) of the Congressional Budget Act, making the committee amendment in order as an original bill for the purpose of amendment, providing that said substitute shall be read for amendment by sections, except that it shall be in order to consider an amendment striking out all of Title II and inserting new provisions if offered by Representative Dingell or by Representative Broyhill at any time during the consideration of Title II of said substitute for amendment, and providing one motion to recommit with or without instructions, on H.R. 6161, Clean Air Act Amendments of 1977. Testimony was heard from Representatives Rogers, Dingell and Broyhill. A statement for the record was submitted by Representative Carter.

SMALL BUSINESS ADMINISTRATION

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight held hearings on H.R. 2377, to authorize the Administrator of the Small Business Administration to reduce the amount of performance and payment bonds in connection with contracts let to the Administration under section 8(a) of such Act; H.R. 2379, to require the utilization of small business as a condition of receiving certain amounts of Federal financial assistance for the procurement of articles, equipment, supplies, services, materials, or construction work; and other SBA matters. Testimony was heard from SBA Administrator A. Vernon Weaver.

OSHA IMPACT ON SMALL BUSINESS

Committee on Small Business: Subcommittee on Energy, Environment, Safety and Research began hearings on the impact of the Occupational Safety and Health Act on small business. Testimony was heard from representatives of industry and other public witnesses.

Hearings continue tomorrow.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued hearings on Title II of H.R. 6831, National Energy Act, with testimony from public witnesses.

Hearings continue tomorrow.

Tuesday, May 24, 1977

Senate

Chamber Action

Routine Proceedings, pages 16265–16472

Bills Introduced: 14 bills and 2 resolutions were introduced, as follows: S. 1587–1600; S.J. Res. 60; and S. Con. Res. 27. Pages 16412, 16425

Bill Reported: Report was made as follows:

S. 1322, to revise the basis for estimating the annual Federal payment to the District of Columbia for water services and sanitary sewer services furnished to the United States (S. Rept. 95–229). Page 16409

Bills Passed:

Farm Bill: By 69 yeas to 18 nays, Senate passed S. 275, proposed Food and Agriculture Act, after taking action on additional proposed amendments as follows:

Adopted:

(1) Modified Helms amendment No. 326, to allow the Secretary of Agriculture to maintain three area typepools for peanuts which are placed under Government loan; Page 16269

(2) Pearson amendment No. 311, to reaffirm the policy of protection and promotion of the family farm concept; Page 16285

(3) McGovern unprinted amendment No. 290, to assure the Extension Service flexibility in carrying out nutrition education program; Page 16286

(4) Helms unprinted amendment No. 291, of a technical nature; Page 16287

(5) Bellmon unprinted amendment No. 292, to provide that no stocks of food in the International Emergency Food Reserve shall be included in the Secretary's

determination of the carryover of wheat, feed grains, rice, or soy beans; Page 16288

(6) Humphrey unprinted amendment No. 293, giving the Secretary of Agriculture authority to implement an emergency feed program for assistance in the preservation and maintenance of livestock; Page 16290

(7) Dole unprinted amendment No. 294, to allow for participation of small businesses and farmer-owned cooperatives in Public Law 480, Title I bagged commodity sales; Page 16291

(8) Humphrey unprinted amendment No. 295, to broaden authority for solar agricultural energy research and development; Page 16292

(9) Metcalf amendment No. 329, to allow a food stamp recipient who is disabled and below age 60 to participate in food service programs in subsidized elderly housing projects; Page 16301

(10) Melcher unprinted amendment No. 299, to make clear that in computing household income and deductions for dependent care a dependent may be of any age; Page 16313

(11) Eagleton unprinted amendment No. 300, to authorize deferment of payments of any outstanding emergency farm loan for up to three years in areas that have been declared eligible for disaster assistance; Page 16313

(12) Chiles unprinted amendments Nos. 301, making certain changes in provisions for the administration of the food stamp program; Page 16314

(13) Brooke unprinted amendment No. 302, to make the income exclusion section of the food stamp program pertaining to reimbursements applicable also to people engaged in work training programs; Page 16316

(14) Tower unprinted amendment No. 303, having the effect of conforming grain storage programs for future administration; Page 16316

(15) Stevens unprinted amendment No. 305, having the effect of allowing the Department of Agriculture to grant loans for certain types of fish aquaculture and hatchery facilities; Page 16319

(16) Humphrey unprinted amendment No. 306, authorizing Secretary of Agriculture to permit an agent, as well as a company, to be responsible for sales of Public Law 480 Title I products; Page 16320

(17) Talmadge unprinted amendments No. 307, of a clerical and conforming nature; and Page 16321

(18) Hollings unprinted amendment No. 309, of a technical nature deleting the word "marine" in section providing for inclusion of aquaculture among the basic functions of the Department of Agriculture. Page 16322

Rejected:

(1) Thurmond amendment No. 328, to bar availability of food stamps to strikers (tabled by 56 yeas to 38 nays); Page 16271

(2) By 25 yeas to 69 nays, Clark unprinted amendment No. 288, increasing from $1.70 to $1.85 per bushel, the target price for the 1977 corn crop; Page 16273

(3) By 37 yeas to 57 nays, Curtis unprinted amendment No. 289, to require a photo I.D. card, national application cross-check, and an earnings clearance system in the food stamp system; Page 16276

(4) By 46 yeas to 49 nays, McGovern amendment No. 323, extending for five years, instead of two years, the life of the food stamp program; Page 16281

(5) By 46 yeas to 50 nays, Muskie unprinted amendment No. 296, reducing from $2.90 to $2.65 per bushel the 1977 wheat crop target price; Page 16293

(6) By 31 yeas to 64 nays, Curtis unprinted amendment No. 297, to restore the purchase requirement for food stamps, as in existing law; Page 16302

(7) By 43 yeas to 51 nays, Muskie unprinted amendment No. 298, to reduce target prices for wheat and feed grains for fiscal years 1979 through 1982; Page 16307

(8) By division vote, Tower unprinted amendment No. 304, to establish a food stamp purchase requirement graduated by income; Page 16317

(9) By 27 yeas to 64 nays, Curtis unprinted amendment No. 308, making eligible for food stamps a family whose income does not exceed 125 percent of the poverty level; Pages 16321, 16322

(10) By 26 yeas to 63 nays, Hayakawa unprinted amendment No. 310, to tighten further the provision barring availability of food stamps for college students; and Page 16323

(11) Hatch unprinted amendment No. 311, to delete section 410, International Agreement on Wheat Prices. Page 16325

Pages 16268–16382

Maritime Programs: Senate passed and sent to the House S. 1019, authorizing funds for the fiscal years 1978 and 1979 for certain maritime programs of the Department of Commerce, after agreeing to committee amendments and to Hathaway unprinted amendment No. 312, increasing from $600 to $1200 annual student cadet subsidy at State maritime schools.

Pages 16382–16385

Disaster Assistance: Senate passed and returned to the House H.R. 6197, to extend authorizations for the Federal disaster assistant program, after agreeing to Burdick unprinted amendment No. 313, to extend such program for 2 additional years through September 30, 1980.

S. 1512, Senate companion measure, was then indefinitely postponed. Page 16385

San Luis Unit: Senate passed with committee amendments and returned to the House H.R. 4390, authorizing funds for fiscal year 1978 to continue construction of distribution systems and drains on the San Luis Unit, Central Valley project, California.

Pages 16385–16388

Veterans' Care: Senate passed with committee amendment and returned to the House H.R. 3695, authorizing funds for grants to States for construction of veterans' health care facilities. Pages 16388–16394

Fishermen's Protective Act: Senate passed S. 1184, extending programs authorizing the Federal Government to insure U.S. fishermen from financial losses resulting from the seizure of their vessels on the high seas, after agreeing to committee amendment and to Robert C. Byrd (for Magnuson) unprinted amendment No. 314, extending effective loan provision date from July 1, 1977, to October 1, 1977. Pages 16394, 16395

Wildlife Refuges: Senate passed and returned to the House H.R. 5493, authorizing additional funds for lands acquisition for certain wildlife refuges, after agreeing to Robert C. Byrd (for Culver) unprinted amendment No. 315, to delete authorization for Seal Beach, California, refuge, and providing a 3-year authorization for the Tinicum National Environmental Center, Pa.

S. 1237, Senate companion measure, as amended today, was then indefinitely postponed. Pages 16395, 16396

Safe Drinking Water: Senate passed without amendment and sent to the House S. 1528, authorizing $80 million for fiscal year 1978 for programs administered under the Safe Drinking Water Act. Page 16396

North Dakota Judicial District: Senate passed without amendment and sent to the House S. 195, to include Bottineau, McHenry, Pierce, Sheridan, and Wells Counties, N. Dak., in the Northwestern Division of the Judicial District of North Dakota.

Page 16397

Judgeships: Senate passed and sent to the House S. 11, to provide for the appointment of additional Federal circuit and district court judges, as amended by the Senate on May 23, 1977. Pages 16397–16407

Bills Referred: H.R. 1862, 6501 and 6502, veterans measures, were referred to Committee on Veterans' Affairs. Page 16412

Bills Placed on Calendar: H.R. 5646, Civil Rights Commission funding, was received and placed on the Senate Calendar. Page 16412

Message From the House: Page 16407

Amendments Submitted for Printing:

Pages 16425–16427

Executive Communications: Pages 16407, 16408

SEC Authorizations: Senate laid down for consideration tomorrow S. 1311, authorizing $58,290,000 for fiscal year 1978 for the Securities and Exchange Commission.

Page 16407

Nominations: Senate received the following nominations:

John C. West, of South Carolina, to be Ambassador to Saudi Arabia;

Albert W. Sherer, Jr., of Connecticut, for the rank of Ambassador while serving as head of the U.S. Delegation to the preparatory meeting in Belgrade of the Conference on Security and Cooperation in Europe, and thereafter as a member and head of the delegation's working group at the main CSCE meeting in the autumn.

Melissa F. Wells, of New York, to be the Representative of the United States on the Economic and Social Council of the United Nations, with the rank of Ambassador; and

Numerous nominations in the Army and Navy.

Pages 16473–16477

Record Votes: Ten record votes were taken today (total—169).

Pages 16280, 16281, 16289, 16299–16301, 16307, 16313, 16322, 6325, 16351

Recess: Senate met at 8:30 a.m. and recessed at 7:39 p.m. Page 16473

Committee Meetings

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for public works projects, receiving testimony in behalf of funds for their respective activities from Cecil D. Andrus, Secretary, and R. Keith Higginson, Commissioner, Bureau of Reclamation, both of the Department of the Interior; and Major General Ernest Graves, Deputy Chief of Engineers, Army Corps of Engineers.

Subcommittee will meet again tomorrow to hear officers of the Energy Research and Development Administration.

FINANCIAL INSTITUTION REGULATIONS

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on bills dealing with Federal regulation and supervision of financial institutions (S. 1433, 895, 71, and 73), receiving testimony from Stephen S. Gardner, Vice Chairman, Board of Governors of the Federal Reserve; George A. LeMaistre, Director, Federal Deposit Insurance Corporation; C. Austin Montgomery, Administrator, National Credit

Union Administration; Daniel Goldberg, Acting General Counsel, Federal Home Loan Bank Board; and Robert Bloom, Acting Comptroller, Department of the Treasury.

Hearings continue tomorrow.

INFORMATION SYSTEM

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology and Space began hearings on S. 657, to establish an earth resources and environmental information system, receiving testimony from Dr. Frank Press, Director, Office of Science and Technology Policy; Dr. Alan M. Lovelace, Acting Administrator, National Aeronautics and Space Administration; Joan Davenport, Assistant Secretary of the Interior for Energy and Minerals; and Howard Hjort, Director of Agricultural Economics, Department of Agriculture.

Hearings continue tomorrow.

NOMINATION AND OCS

Committee on Energy and Natural Resources: Committee ordered favorably reported the nomination of Adrian P. Winkel, of Maryland, to be High Commissioner of the Trust Territory of the Pacific Islands.

Also, committee resumed consideration of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, but did not complete action thereon and recessed subject to call.

LAND EXCHANGE

Committee on Energy and Natural Resources: Subcommittee on Production and Supply held oversight hearings on status of proposed land exchange between Superior Oil Company and the Federal Government. Witnesses heard were James Husra for Representative James P. Johnson; George L. Turcott, Assistant Director, Bureau of Land Management, Department of the Interior; Dale Andrus, Colorado Bureau of Land Management, Denver; and Benjamin Weichman, The Superior Oil Company, Washington, D.C.

Hearings were recessed subject to call.

COAL CONVERSION

Committee on Environment and Public Works: Subcommittee on Environmental Pollution held hearings to discuss the environmental implications of the President's proposal to require a significant number of powerplants and other major fuel-burning installations to shift from oil and natural gas to coal, receiving testimony from Douglas M. Costle, Administrator, Environmental Protection Agency.

Hearings were recessed subject to call.

PENSION PLANS

Committee on Finance: Subcommittee on Private Pension Plans and Employee Fringe Benefits resumed joint hearings with Select Committee on Small Business on S. 285, to insure that large managers of tax-exempt private pension assets diversify their investments to include the stocks of a larger number of corporations in their portfolios, and S. 901, to eliminate dual Treasury and Labor Department jurisdiction over the administration of the Employee Retirement Income Security Act, receiving testimony from Bruce Fielding, Mt. View, Calif., Member, Commission on Federal Paperwork, and also representing the National Federation of Independent Business; William Goldstein, Washington, D.C.; Walter Stults, National Association of Small Business Investment Companies, Washington, D.C.; and William C. Spencer, American Society of Pension Actuaries, Emerson, N.J.

Hearings continue tomorrow.

NOMINATIONS AND TREATY

Committee on Foreign Relations: Committee ordered favorably reported the nominations of Patrick J. Lucey, of Wisconsin, to be Ambassador to Mexico; Ronald I. Spiers, of Vermont, to be Ambassador to Turkey; Frederick Irving, of Rhode Island, to be Ambassador to Jamaica; Marvin Weissman, of Maryland, to be Ambassador to Costa Rica; and Adrian Fisher, to serve as the U.S. Representative to the Conference of the Committee on Disarmament, with the rank of Ambassador. Prior to this action committee held hearings on these nominations, where the nominees testified and answered questions on their own behalf, and Senator Proxmire introduced Mr. Lucey.

Also, committee began hearings on the Convention on the Prevention and Punishment of the Crime of Genocide (Ex. O, 81st Cong., 1st sess.), receiving testimony from Senator Proxmire; Warren Christopher, Deputy Secretary, and Herbert J. Hansell, Legal Adviser, Department of State, and Bruno Bitker, American Bar Association, Washington, D.C.

Hearings continue on Thursday, May 26.

ACCOUNTING AND AUDITING

Committee on Governmental Affairs: Subcommittee on Reports, Accounting, and Management resumed hearings to review the processes by which accounting and auditing practices and procedures, promulgated or approved by the Federal Government, are established. Witnesses heard were Harvey Kapnick, Arthur Andersen and Company, Chicago; Eli Mason, Mason and Company; William S. Kanaga, Arthur Young and Company; and Norman Auerbach, Coopers and Lybrand, all of New York City.

Hearings continue on Thursday, May 26.

REGULATORY REFORM

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations continued hearings on S. 600, to require, over a period of 8 years, the President to submit a plan designed to prevent unnecessary or harmful regulation by Federal agencies, receiving testimony from Representatives Jordan and Anderson of Illinois; C. John Byington, Chairman, Consumer Product Safety Commission; Gerald P. Norton, Acting General Counsel, Federal Trade Commission; and Lee C. White and Roderick Hills, both of Washington, D.C.

Hearings continue tomorrow.

NOMINATION

Committee on Human Resources: Committee concluded hearings on the nomination of Eleanor Holmes Norton, of New York, to be a member of the Equal Employment Opportunity Commission, after testimony was received from Sanford Moore, the Group for Advertising Progress, New York City, and the nominee. Ms. Norton was introduced to the Committee by Senators Javits and Moynihan.

FALSE IDENTIFICATION

Committee on the Judiciary: Committee resumed hearings on S. 1096, to strengthen Federal regulations concerning the use of false identification in applications for Federal identification documents, receiving testimony from Robert L. Keuch, Deputy Assistant Attorney General, Criminal Division, Department of Justice.

Hearings were recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee held hearings on the nomination of Francis J. Boyle, to be U.S. district judge for the district of Rhode Island, where testimony was received from Barbara Colt, Rhode Island Chapter, National Women's Political Caucus, Inc.; Nancy Langrall, Rhode Island Coalition for Abortion Rights; Jean Scully, Women's Liberation Union of Rhode Island, all of Providence; Edward E. Doerr, Americans United for Separation of Church and State; and David F. Roderick, Narragansett, R.I. The nominee, who was introduced to the Committee by Senators Pell and Chafee, testified and answered questions on his own behalf.

Hearings were recessed subject to call.

INDIAN LEGISLATION

Select Committee on Indian Affairs: Committee ordered favorably reported the following measures:

S. 1377, extending time for commencing actions on behalf of Indians for settlement of monetary damages on outstanding Indian Claims, (amended to reduce from 10 to 4½ years, through December 31, 1981, time for commencing such actions);

S. 947, to hold in trust for the Creek Nation of Oklahoma land known as the Yardeka School land;

S. 1291, to hold in trust for the Cheyenne-Arapaho Tribes certain lands in Oklahoma (amended);

S. 103, to convey certain Federal land in Nevada to the Ely Indian Colony; (amended) and

S. 667, to convey certain federally owned land in Nevada to the Te-Moak Banks of Western Shoshone Indians, (amended).

Also, committee continued hearings on S. 905, to provide water to the five Central Arizona Indian Tribes for farming operations, and to settle their surface water rights, receiving testimony from the following Arizona witnesses: Wesley E. Steiner, Arizona Water Commission, Phoenix; Jack Pfister, Salt River Project, Phoenix; Mayor William C. Jenkins, of Scottsdale, and also representing the Municipal Water Users Association; Steven Weatherspoon, representing the Mayor of Tucson; Thomas Choules, representing the Welton-Mohawk Irrigation and Drainage District, Welton; Gerald Anton, Salt River Prima-Maricopa Indian Community, Scottsdale; Wilbert J. Carlyle, Ak Chin Indian Community Council, Maricopa; Alexander Lewis, Sr., Gila River Reservation, Sacaton; Hiawatha Hood, Fort McDowell Reservation, Scottsdale; and Cecil Williams, Papago Reservation, Sells.

Hearings were recessed subject to call.

EYEGLASS INDUSTRY

Select Committee on Small Business: Committee resumed hearings on alleged restrictive and anticompetitive practices in the eyeglass industry, receiving testimony from Dorothy Rice, Director, Center for Health Statistics, Department of Health, Education, and Welfare; Dr. Frank W. Newell, University of Chicago Medical School and Editor-in-Chief of American Journal of Ophthalmology; Michael Schulman, California Citizens Action Group, Sacramento; Thomas Borzelleri, American Association of Retired Persons, Washington, D.C.; and William Hutton, National Council of Senior Citizens, Washington, D.C.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 31 public bills, H.R. 7388–7418; 1 private bill, H.R. 7419; and 8 resolutions, H.J. Res. 483–486, and H. Res. 594–597, were introduced.

Pages 16262, 16263

Reports Filed: Reports were filed as follows:

Report entitled "Allocation of Budget Totals Under the First Concurrent Resolution on the Budget for Fiscal Year 1978, Committee on International Relations" (H. Rept. 95–360);

Report entitled "Subdivision to Subcommittees of Budget Totals Agreed To in First Concurrent Resolution on the Budget (S. Con. Res. 19) for Fiscal Year 1978, Committee on Appropriations" (H. Rept. 95-361);

Report entitled "Report of the Committee on Education and Labor pursuant to section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 95-362);

H. Res. 594, providing for the consideration of H.R. 6970, amendments to the Marine Mammal Protection Act of 1972 (H. Rept. 95-363); and

Report entitled "Subdivision Among Subcommittees of Budget Allocation for Fiscal Year 1978, Committee on Interior and Insular Affairs" (H. Rept. 95-364).

Page 16262

Committee To Sit: Subcommittee on Immigration, Citizenship, and International Law of the Committee on the Judiciary received permission to sit during proceedings under the 5-minute rule of the House on Tuesday and Wednesday, May 24 and 25. Page 16171

Federal Employee Benefits: By unanimous consent, H.R. 4319, to provide that employees who retire after 5 years of service, in certain instances, may be eligible to retain their life and health insurance benefits; was ordered stricken from the Consent Calendar.

Page 16171

International Security Assistance: By a yea-and-nay vote of 242 yeas to 163 nays, Roll No. 282, the House passed H.R. 6884, to amend the Foreign Assistance Act of 1961 to authorize international security assistance programs for fiscal year 1978, to amend the Arms Export Control Act to make certain changes in the authorities of that Act.

By a yea-and-nay vote of 150 yeas to 256 nays, Roll No. 281, rejected a motion to recommit the bill to the Committee on International Relations with instructions to report it back forthwith containing an amendment designed to permit the President to suspend the Turkish embargo, giving him flexibility for negotiations with Turkey over Cyprus.

By a yea-and-nay vote of 400 yeas, Roll No. 277, agreed to a motion that the House resolve itself into the Committee of the Whole for the further consideration of the bill.

Agreed To:

An amendment that strikes out "majority ruled" as a condition of eligibility for the Southern African Special Requirement Fund (agreed to by a recorded vote of 238 ayes to 173 noes, Roll No. 279);

An amendment, as amended by the previous amendment that provided language defining "majority ruled countries" as those with popular elections allowing voting without regard to race, creed, or color;

An amendment that prohibits Southern African Special Requirement Funds for Mozambique, Angola, Tanzania, or Zambia;

An amendment to the previous amendment that provides the President discretion to waive the prohibition (agreed to by a division vote of 65 yeas to 34 nays);

An amendment that requires the President to review all arms control regulations relating to arms control, categorize lethal and nonlethal weapons, and to set control guidelines;

An amendment designed to strengthen the ban on use of funds to suppress human rights; and

An amendment that calls upon the President to assure Congress that the Republic of Korea is cooperating fully with the investigation being conducted by committees of Congress.

Rejected:

An amendment that sought to delete the provision establishing a Southern Africa Special Requirements Fund and the $100 million in security supporting assistance for the Fund (rejected by a recorded vote of 204 ayes to 208 noes, Roll No. 278);

An amendment that sought to strike out language requesting the President to report to Congressional committees if in excess of $200 million is to be obligated for loans to Portugal; and

An amendment that sought to reduce the Foreign Military Sales authorization by $103 million (rejected by a recorded vote of 139 ayes to 260 noes, Roll No. 280). Pages 16171–16194

NASA Authorization: House disagreed to the amendment of the Senate to H.R. 4088, NASA Authorization for Fiscal Year 1978; and asked a conference with the Senate. Appointed as conferees: Representatives Teague, Fuqua, Roe, Lloyd of California, Milford, Wydler, and Winn. Page 16194

Clean Air: House concluded all general debate on H.R. 6161, Clean Air Act Amendments of 1977; and began reading the bill for amendment when the Committee of the Whole rose. Proceedings under the 5-minute rule will continue on Wednesday, May 25.

H. Res. 589, the rule under which the bill was considered was adopted earlier by a yea-and-nay vote of 383 yeas to 1 nay, Roll No. 283. Pages 16194–16222

Adjournment: Adjourned at 6:53 p.m.

Committee Meetings

FOOD STAMPS

Committee on Agriculture: Continued markup of food stamp legislation and will resume tomorrow.

DAIRY, POULTRY, AND HONEY INDUSTRIES

Committee on Agriculture: Subcommittee on Dairy and Poultry continued hearings on the impact of chemical and related drug products and Federal regulatory processes on the dairy, poultry, and honey industries. Testimony was heard from public witnesses.

Hearings continue tomorrow.

ENERGY NEEDS OF NATION'S FAMILY FARMS

Committee on Agriculture: Subcommittee on Family Farms, Rural Development, and Special Studies continued hearings on the present and future energy needs of the Nation's family farms. Testimony was heard from Representative Thornton and public witnesses.

AGRICULTURE—HUD APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House the following bills:

A bill making appropriations for the Department of Agriculture and Related Agencies for fiscal year 1978; and

A bill making appropriations for the Department of Housing and Urban Development and Independent Agencies for fiscal year 1978, as amended.

CVV PROGRAM—ERDA AUTHORIZATION

Committee on Armed Services: Held a hearing on the CVV program with testimony from Secretary of Defense Harold Brown; and

Ordered reported favorably to the House H.R. 6796, as amended, authorizing appropriations for the Energy Research and Development Administration.

MILITARY HEALTH CARE DELIVERY

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on military health care delivery and the CHAMPUS program. Testimony was heard from representatives of the Army, Navy, and Air Force Dental Services.

Hearings continue tomorrow.

ENERGY CONSERVATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on H.R. 6831, National Energy Act; H.R. 4757, Residential Energy Conservation Act; and H.R. 3981, Solar and Energy Conservation Commercialization Act. Testimony was heard from representatives of National Home Improvement Council; National Association of Home Builders; Owens-Corning Fiberglass Corporation; National Mineral Wool Association; and PPG Industries, Inc.

Hearings continue tomorrow.

HOME IMPROVEMENT LOANS FOR HISTORIC PLACES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Historic Preservation and Coinage held an oversight hearing on FHA Title I, Home Improvement Loans for Properties on the National Register of Historic Places. Testimony was heard from George Hipps, HUD; and Dr. Ernest A. Connolly, Department of Interior.

IMPEDIMENTS TO DISTRICT OF COLUMBIA DEVELOPMENT

Committee on the District of Columbia: Held a hearing on the Committee report entitled "Impediments to the Economic, Functional, and Aesthetic Development of the District of Columbia, the Nation's Capital". Testimony was heard from D.C. Mayor Washington; Edmund Bacon, Urban Planner and Architect; and George White, Architect of the Capitol.

Hearings continue tomorrow.

BLACK LUNG BENEFITS AMENDMENTS

Committee on Education and Labor: Met and approved amendments to be offered on the Floor to H.R. 4594, Black Lung Benefits Reform Act of 1977; and acted on other committee business.

PAPER WORK PROBLEMS IN EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education began hearings on paper work problems in elementary and secondary education programs. Testimony was heard from Representative Horton, and Mrs. Carolyn Warner, Superintendent, Arizona State Department of Education.

Hearings continue tomorrow.

FEDERAL OFFICES OF INSPECTOR GENERAL

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on H.R. 2819, to establish statutory Offices of Inspector General in various Federal departments and agencies. Testimony was heard from officials of Department of Commerce and HUD.

ULTRADEEP WELL DRILLING—MANASSAS NATIONAL BATTLEFIELD PARK

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 2502 amended, to extend certain oil and gas leases by a period sufficient to allow the drilling of an ultradeep well; and

H.R. 2437 amended, to amend the Act of April 17, 1954, which preserved within Manassas National Battlefield Park, Virginia, important historic properties relating to the battles of Manassas.

ERDA AUTHORIZATION

Committee on International Relations: Held a hearing on H.R. 6796, to authorize appropriations to the Energy Research and Development Administration. Witnesses

heard were Under Secretary of State for Security Assistance Joseph Nye; ERDA Acting Administrator Robert Fri; ACDA Deputy Director Spurgeon Keeney; and an official of the Atomic Industrial Forum.

GENEVA REPORT

Committee on International Relations: Met to receive report from Secretary of State Vance on his recent trip to Geneva.

EUROPE DEVELOPMENTS REVIEW

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on recent developments in Europe. Testimony was heard from Arthur A. Hartman, Assistant Secretary for Bureau of European Affairs, Department of State.

CONFLICTS OF INTEREST IN REGULATORY AGENCIES

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on conflicts of interest in regulatory agencies. Testimony was heard from FDA Commissioner Donald Kennedy; and Dave Cohen, Common Cause.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 6831, National Energy Act, hearing testimony from FEA, FPC and public witnesses.

Hearings continue tomorrow.

FCC OVERSIGHT/REFORM

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held a hearing on Federal Communications Commission oversight/reform, with testimony from FCC Commissioners.

Hearings continue tomorrow.

DEPARTMENT OF ENERGY

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on the relationship of H.R. 6804, Department of Energy Organization Act, to H.R. 6831, National Energy Act. Testimony was heard from FEA Administrator John O'Leary, and FPC Chairman Richard Dunham.

MEMBERS' STATE INCOME TAXES—INDIAN CLAIMS COMMISSION AUTHORIZATION—INDIAN CLAIMS

Committee on the Judiciary: Met and ordered reported favorably to the House the following bills:

H.R. 6893, to make it clear that Members of Congress may not, for purposes of State income tax laws, be treated as residents of any State other than the State from which they were elected;

H.R. 4585 as amended, to authorize appropriations for the Indian Claims Commission for fiscal year 1978, and to facilitate the transfer of cases from the Indian Claims Commission to the U.S. Court of Claims; and

H.R. 5023 as amended, relating to claims by the United States on behalf of Indians.

PRIVATE IMMIGRATION

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law met and acted on private immigration bills.

STRATEGIC MOBILITY

Committee on Merchant Marine and Fisheries: Met in executive session for a briefing by Department of Defense on strategic mobility.

PART TIME EMPLOYMENT—FLEXIBLE WORK SCHEDULES

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization held hearings on H.R. 1627, relating to part time employment; and H.R. 2732 and 2930, authorizing flexible work schedules. Testimony was heard from Representatives Spellman and Solarz; and an official of the Civil Service Commission.

Hearings continue Thursday, May 26.

SURVIVOR ANNUITIES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 3755, relating to reinstatement of certain survivor annuities. Testimony was heard from representatives of N.F.F.E. and N.A.R.F.E.

HIGHWAY AND MASS TRANSIT PROGRAMS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on the highway and mass transit programs. Testimony was heard from representatives of National Association of Motor Bus Owners; and American Public Transit Association.

Hearings continue tomorrow.

PUBLIC BUILDINGS PROSPECTUSES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds heard testimony from GSA officials on building prospectuses for new construction, alterations and leases.

MARINE MAMMAL PROTECTION AMENDMENTS

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment, waiving all points of order against the amendment for failure to comply with the provisions of clause 7 of Rule XVI and providing one motion to recommit with or without instructions, on H.R. 6970, to amend the Marine Mammal Protection Act of 1972 with respect to the taking of marine mammals incidental to the course of commercial fishing operations. Testimony was heard from Chairman Murphy and Representatives Leggett and Ruppe.

PEACE CORPS AUTHORIZATION

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate on H.R. 6967, Peace Corps authorization for fiscal year 1978. Testimony was heard from Representatives Harrington and Winn.

WOMEN IN BUSINESS

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight held a hearing on women in business. Testimony was heard from SBA Administrator A. Vernon Weaver; and Dr. Arthur S. Flemming, Chairman, Commission on Civil Rights.

OSHA IMPACT ON SMALL BUSINESS

Committee on Small Business: Subcommittee on Energy, Environment, Safety and Research continued hearings on the impact of the Occupational Safety and Health Act on small business. Testimony was heard from Representatives Hanley, Sarasin, Wirth, Lehman, Keys, Volkmer, Milford, Edgar, Hansen, Lagomarsino, Whitehurst, and Hughes. Statements for the record were submitted by Representatives Luken, Baucus, Emery, and Edwards of Oklahoma.

Hearings continue tomorrow.

NATIONAL CEMETERY SYSTEM

Committee on Veterans' Affairs: Subcommittee on Cemeteries and Burial Benefits held a hearing on the National Cemetery System and related matters. Testimony was heard from Department, veterans' organizations, and public witnesses.

PENSION AND DIC INCREASES

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension, and Insurance met and approved for full committee action H.R. 7345, to increase the rates of disability and death pension and to increase the rates of dependency and indemnity compensation for parents.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued hearings on Title II of H.R. 6831, National Energy Act, with testimony from public witnesses.

Hearings continue tomorrow.

Wednesday, May 25, 1977

Senate

Chamber Action

Routine Proceedings, pages 16509–16626

Bills Introduced: Eight bills and one resolution were introduced, as follows: S. 1601–1608; and S. Res. 179.

Pages 16566, 16568

Bills Reported: Reports were made as follows:

H. Con. Res. 162, to print additional copies of House Committee on Banking, Finance and Urban Affairs print entitled "Give Yourself Credit: Guide to Consumer Credit Laws" (S. Rept. 95–230); and

S. Res. 154, to print as Senate Document Governmental Affairs Committee print entitled "U.S. Participation in International Organizations" (S. Rept. 95–231). Page 16568

Bills Passed:

SEC Authorizations: Senate passed and returned to the House H.R. 3722, authorizing funds for fiscal year 1978 for the Securities and Exchange Commission, after striking all after the enacting clause and inserting in lieu thereof the text of Senate companion measure, S. 1311, as reported.

S. 1311 was then indefinitely postponed.

Pages 16509, 16510

Nuclear Regulatory Commission: Senate passed and sent to the House S. 1131, authorizing funds for fiscal year 1978 for the Nuclear Regulatory Commission, after agreeing to committee amendments en bloc, and to Hart unprinted amendment No. 316, limiting expenditure of funds authorized to fiscal year 1978.

Pages 16510–16513

Coast Guard Authorizations: Senate passed and returned to the House H.R. 6823, authorizing funds for activities of the Coast Guard for fiscal year 1978, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion measure S. 1250, as reported, which had at first been amended by adoption of:

(1) Stevens unprinted amendment No. 325, authorizing procurement of two short-range recovery helicopters for search and rescue station at Cordova, Alaska; and Page 16538

(2) Allen unprinted amendment No. 330, authorizing Commandant to assist the Department of HEW in providing medical emergency helicopter transportation services to civilians. Page 16539
Pages 16537–16541

S. 1250 was then indefinitely postponed.

CETA: Senate passed and returned to the House

H.R. 2992, authorizing funds for programs under the Comprehensive Employment and Training Act, after agreeing to committee amendments and to Nelson unprinted amendment No. 328, having the effect of providing a simple extension of CETA.

Pages 16541, 16545–16554

Endangered Species: Senate passed with committee amendment and sent to the House S. 1316, authorizing funds for fiscal years 1978 through 1980 to carry out State cooperative programs under the Endangered Species Act. Pages 16560, 16561

Saline Water Conversion: Senate passed and returned to the House H.R. 4746, authorizing funds for saline water conversion program and for other water research programs for fiscal years 1978 and 1979, after striking all after the enacting clause and inserting in lieu thereof provisions of Senate companion bill S. 846, as reported.

Senate insisted on its amendment, requested conference with the House and appointed as conferees Senators Gravel, Bentsen, and Domenici.

S. 846 was then indefinitely postponed.

Pages 16561–16564

Water Resources Planning: Senate passed without amendment and cleared for the President H.R. 6752, authorizing funds for water resources planning for fiscal year 1978.

S. 1530, Senate companion bill, was then indefinitely postponed. Page 16564

Deaths in Uganda: Senate agreed to S. Res. 175, expressing the sense of the Senate with respect to recent deaths in Uganda. Page 16565

Education Amendments: Senate passed and returned to the House H.R. 6774, making certain technical amendments to provisions relating to higher education contained in the education amendments of 1976, after agreeing to Pell unprinted amendments No. 329, en bloc. Page 16565

Foreign Travel Expenses: Senate agreed to S. Res. 179, authorizing payment from the contingent fund for transportation costs and travel expenses incurred by Members and employees of the Senate when engaged in authorized foreign travel. Page 16566

Memorial Day Recess: Senate agreed to H. Con. Res. 229, providing for adjournment of the House from May 26 until June 1, and for recess of the Senate from May 27 until June 6, 1977. Pages 16566, 16567

NASA Authorizations: Senate insisted on its amendment to H.R. 4088, authorizing funds for the National Aeronautics and Space Administration for fiscal year 1978, agreed to conference with the House, and appointed as conferees Senators Magnuson, Hollings, Stevenson, Ford, Goldwater, and Schmitt. Page 16560

Oil Tanker Safety: Senate considered S. 682, to expand and strengthen regulations concerning vessel safety standards, and to establish a research and monitoring program on ocean pollution, agreeing to committee substitute amendment to which action was taken on proposed amendments, as follows:

Adopted:

(1) Modified Hollings amendment No. 297, providing for incentives for tanker owners to affect an early compliance with the new regulations; Page 16522

(2) Magnuson unprinted amendment No. 318, to clarify that funding of NOAA program to monitor oil spills and conduct ocean pollution research be for fiscal year 1978; Page 16525

(3) Magnuson unprinted amendment No. 319, to delay until 1980 the date after which new vessels must be constructed with double bottoms under the mandatory requirements of the bill; Page 16525

(4) Magnuson unprinted amendment No. 320, to clarify that research grants cannot be let unless funds are provided in an appropriation act; Page 16525

(5) Magnuson unprinted amendment No. 321, to require the Secretary of Transportation to issue regulations concerning lightering—the transfer of oil cargo at sea—by June 30, 1978; Page 16525

(6) Magnuson unprinted amendment No. 322, to clarify the responsibility of the National Transportation Safety Board to investigate incidents involving tankers; Page 16525

(7) Modified Brooke amendment No. 339, seeking to extend Vessel Traffic Services to cover wider areas of our territorial waters; Page 16534

(8) Stevens unprinted amendment No. 323, to except from the coverage those fishing or recreation vessels which are self-propelled and are under 300 deadweight tons; Page 16536

(9) Stevens unprinted amendment No. 324, calling for the Secretary to consult with State and local officials in dealing with local vessel traffic problems. Page 16536

At not later than 1:30 p.m. on Thursday, May 26, Senate will resume consideration of this measure.

Page 16567
Pages 16514–16537, 16567

Youth Employment: Senate considered briefly S. 1242, to provide employment and training opportunities for youth. Pages 16554–16560, 16567

Unanimous Consent Agreements: By unanimous consent it was agreed that when Senate proceeds to consider the following two measures, time for debate thereon be limited as indicated:

S. 252, Clean Air Act Amendments—8 hours on the bill; 6 hours on an amendment to be offered by Senators Riegle and Griffin; 4 hours on an amendment to be offered by Senator Cannon; 2 hours on any other amendments; 30 minutes on amendments in the second degree; and 1½ hours on a motion to recommit with instructions, which may be offered by Senator Allen: and

S. 1523, omnibus housing bill—4 hours on the bill; 4 hours on an amendment to be offered by Senator Morgan; 4 hours on an amendment to be offered in behalf of the Budget Committee; 1 hour on any other amendment; and 30 minutes on amendments in the second degree.

Senate will take up S. 1523 following morning business on Monday, June 6, following disposition of which, but not before Wednesday, it will take up S. 252.

Pages 16624, 16625

Message From the House: Page 16567

Amendments Submitted for Printing: Pages 16573, 16574

Executive Communications: Pages 16567, 16568

Committee Authority To Sit: All committees were authorized to sit during the session of the Senate on Thursday, May 26. Page 16525

Presidential Message: Senate received a message from the President transmitting the Ninth Annual Report of the National Advisory Council on Economic Opportunity—referred to Committee on Human Resources—PM 84. Page 16567

Confirmations: Senate confirmed the following nominations:

George S. Vest, of Maryland, to be an Assistant Secretary of State;

William H. Sullivan, of Rhode Island, to be Ambassador to Iran;

L. Douglas Heck, of Oregon, to be Ambassador to the Kingdom of Nepal;

Rozanne L. Ridgway, of the District of Columbia, to be Ambassador to Finland;

James G. Lowenstein, of the District of Columbia, to be Ambassador to Luxembourg;

Robert H. Miller, of Washington, to be Ambassador to Malaysia;

Harry W. Shlaudeman, of California, to be Ambassador to Peru;

Sander M. Levin, of Michigan, to be an Assistant Administrator of the Agency for International Development;

John H. Sullivan, of Virginia, to be an Assistant Administrator of the Agency for International Development;

Donald C. Bergus, of New Jersey, to be Ambassador to the Sudan;

Charles W. Bray III, of Maryland, to be Deputy Director of the U.S. Information Agency;

Gordon Cavanaugh, of Maryland, to be Administrator of the Farmers Home Administration;

John C. Merkel, Jr., to be U.S. Attorney for the Western District of Washington;

William A. Medina, of Maryland, to be an Assistant Secretary of Housing and Urban Development;

Ronald I. Spiers, of Vermont, to be Ambassador to Turkey;

Patrick J. Lucey, of Wisconsin, to be Ambassador to Mexico;

Frederick Irving, of Rhode Island, to be Ambassador to Jamaica;

Marvin Weissman, of Maryland, to be Ambassador to Costa Rica;

Adrian S. Fisher, of the District of Columbia, for the rank of Ambassador while serving as the U.S. Representative to the Conference on the Committee on Disarmament;

Michael D. Hawkins, to be U.S. Attorney for the District of Arizona;

Peter G. Bourne, of the District of Columbia, to be Director, and Lee I. Dogoloff, of Maryland, to be Deputy Director, both of the Office of Drug Abuse Policy;

Adrian P. Winkel, of Maryland, to be High Commissioner of the Trust Territory of the Pacific Islands;

James R. Britton, to be U.S. Attorney for the District of North Dakota; and

Harold C. Warren, to be U.S. Marshal for the District of North Dakota. Page 16626

Nominations: Senate received a list of routine Foreign Service nominations. Pages 16625, 16626

Recess: Senate met at 10 a.m. and recessed at 5:35 p.m. Page 16625

Committee Meetings

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee concluded hearings on proposed budget estimates for fiscal year 1978 for public works projects, after receiving testimony on funds for the Energy Research and Development Administration from its Acting Administrator, Robert W. Fri.

FINANCIAL INSTITUTION REGULATIONS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on bills dealing with Federal regulation and supervision of financial institutions (S. 1433, 895, 71, and 73), receiving testimony from Edwin B. Brooke, Richmond, and Peter J. Lombardi, Annapolis, both representing the U.S. League of Savings Associations; Andrew J. Shepard and Gerald Sinclair, both of Salem, Illinois, representing the American Bankers Association; John C. Geilfuss, Milwaukee, representing the Association of Bank Holding Companies; Mandy Hellie, Boulder, representing the Credit Union National Association; John E. Krout, Philadel-

phia, representing the National Association of Mutual Savings Banks; Kenneth M. Lapine, Shaker Heights, Ohio, representing the National Savings and Loan League; and Edward A. Trautz, East Lansing, representing the Independent Bankers Association of America.

Hearings were recessed subject to call.

INFORMATION SYSTEM

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology and Space continued hearings on S. 657, to establish an earth resources and environmental information system, receiving testimony from Patsy Mink, Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs; Edward S. Epstein, Associate Administrator for Environmental Monitoring and Prediction, National Oceanic and Atmospheric Administration, Department of Commerce, who was accompanied by his associates; Harlan Cleveland, Aspen Institute for Humanistic Studies, Princeton, New Jersey; Professor Abram Chayes, and Professor Felix Frankfurther, Harvard University, Cambridge; and Charles Mathews, Vienna, Virginia.

Hearings continue on Monday, June 13.

COAL UTILIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Supply resumed hearings on S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and in major industrial installations, receiving testimony from John O'Leary, Administrator, Federal Energy Administration; Douglas M. Costle, Administrator, Environmental Protection Agency; and Governor John D. Rockefeller IV, of West Virginia, representing the National Governors' Conference.

Hearings were recessed subject to call.

MOTOR FUEL DISTRIBUTORS

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation began hearings on S. 19, S. 743, and H.R. 130, to provide for the protection of franchised distributors and retailers of motor fuel. Witnesses heard were Senator Leahy; Gorman C. Smith, Acting Deputy Administrator, Federal Energy Administration; Owen M. Johnson, Jr., Director, Bureau of Competition, Federal Trade Commission; Dr. Fred C. Allvine, Georgia Institute of Technology, Atlanta; Charles L. Binsted, National Congress of Petroleum Retailers, Washington, D.C.; John Gifford, Sr., National Oil Jobbers Council, Franklin, Tennessee; Henry D. Froneberger, San Francisco; John K. Dompier, John Dompier Oil Company, Inc., Spokane; DuVal F. Dickey, Exxon Company, USA, Houston; and Annon M. Card, Texaco, Inc., New York City.

Hearings were recessed subject to call.

PENSION PLANS

Committee on Finance: Subcommittee on Private Pension Plans and Employee Fringe Benefits continued joint hearings with Select Committee on Small Business on S. 285, to insure that large managers of tax-exempt private pension assets diversify their investments to include the stocks of a larger number of corporations in their portfolios, and S. 901, to eliminate dual Treasury and Labor Department jurisdiction over the administration of the Employee Retirement Income Security Act, receiving testimony from Charles Moran, New York City, representing the American Bankers Association; Karen Ferguson, Washington, D.C., representing the Pension Rights Center; and Arthur Fox, Prod., Inc., Washington, D.C.

Hearings were recessed subject to call.

FOREIGN AFFAIRS—SALT

Committee on Foreign Relations: Committee met in closed session with the Secretary of State Cyrus Vance to receive a briefing on the current status of the Strategic Arms Limitation Talks.

Committee recessed subject to call.

REGULATORY REFORM

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations continued hearings on S. 600, to require, over a period of 8 years, the President to submit a plan designed to prevent unnecessary or harmful regulation by Federal agencies, receiving testimony from J. Charles Partee, Member, Board of Governors of the Federal Reserve; A. Daniel O'Neal, Chairman, Interstate Commerce Commission; Harrison Wellford, Executive Associate Director for Reorganization and Management, Office of Management and Budget; Carin Ann Clauss, Solicitor, Department of Labor; and Robert Meyer, Assistant Secretary of Agriculture for Marketing Services.

Hearings continue on Tuesday, June 7.

TECHNOLOGY TRANSFERS

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings on the impact on U.S. security of U.S. technological transfers to the Soviet Union, receiving testimony from J. Fred Bucy, Texas Instruments, Dallas.

Hearings were recessed subject to call.

COMMITTEE BUDGETS AND PRINTING RESOLUTIONS

Committee on Rules and Administration: Committee ordered favorably reported the following resolutions:

S. Res. 144, requesting $325,318 for expenses of Committee on Agriculture, Nutrition, and Forestry (amended to reduce amount to $300,300);

S. Res. 164, requesting $635,000 for expenses of Committee on Banking, Housing, and Urban Affairs (amended to reduce amount to $610,000);

S. Res. 159, requesting $1,614,300 for expenses of Committee on the Budget (amended to reduce amount to $1,514,300);

S. Res. 151, requesting $1,987,831 for expenses of Committee on Commerce, Science, and Transportation (amended to reduce amount to $1,847,800);

S. Res. 158, requesting $825,000 for expenses of Committee on Energy and Natural Resources (amended to reduce amount to $775,000);

S. Res. 157, requesting $938,500 for expenses of Committee on Environment and Public Works (amended to reduce amount to $858,500);

S. Res. 97, requesting $410,000 for expenses of Committee on Finance (amended to reduce amount to $385,000);

S. Res. 156, requesting $905,000 for expenses of Committee on Foreign Relations;

S. Res. 161, requesting $2,783,198 for expenses of Committee on Governmental Affairs (amended to reduce amount to $2,683,200);

S. Res. 146, requesting $1,684,000 for expenses of Committee on Human Resources (amended to reduce amount to $1,624,000);

S. Res. 170, requesting $3,229,693 for expenses of Committee on the Judiciary (amended to reduce amount to $3,111,700);

S. Res. 149, requesting $198,843 for expenses of Committee on Veterans' Affairs (amended to reduce amount to $198,800);

S. Res. 140, requesting $174,500 for expenses of Select Committee on Small Business;

S. Res. 148, requesting $1,210,000 for expenses of Select Committee on Intelligence (amended to reduce amount to $1,000,000);

S. Res. 147, requesting $432,000 for expenses of Special Committee on Aging (amended to reduce amount to $407,000);

S. Res. 141, requesting $241,500 for expenses of Select Committee on Nutrition and Human Needs (amended to reduce amount to $231,500);

S. Res. 154, to print as a Senate document, Governmental Affairs Committee print entitled "U.S. Participation in International Organizations"; and

H. Con. Res. 162, to print additional copies of House Committee on Banking, Finance and Urban Affairs print entitled "Give Yourself Credit: Guide to Consumer Credit Laws".

VETERANS' LEGISLATION

Committee on Veterans' Affairs: Committee concluded hearings on the following measures:

S. 1414, to provide recognition to the W.W. I Signal Corps telephone operators, receiving testimony from Senator Durkin; Pat Leeper, National Organization for Women, Washington, D.C.; Lorraine Underwood, National Coalition for Women in Defense, Washington, D.C.; Harold Say, Veterans of World War I, Alexandria, Virginia; Dorothy Starbuck, Benefits Director, Veterans' Administration; and Edward J. Lord, the American Legion, Washington, D.C.;

S. 247, to provide recognition to the W.W. II Women's Air Forces Services Pilots, receiving testimony from Senators Matsunaga and Goldwater; Representative Heckler; Ms. Starbuck; Dr. Dora Strother, Doris Tanner, Col. Bruce Arnold, Margaret Boylan, and Bernice Haydu, all of the Order of Fifinella, Washington, D.C.; Ms. Underwood; Frank Weil, American Veterans Committee, Washington, D.C.; and Major General J. Milnor Roberts, Reserve Officers' Association, Washington, D.C.; and

S. 129, to restore certain rights and benefits to certain Filipino combat veterans of W.W. II, receiving testimony from Senators Matsunaga and Inouye; Ms. Starbuck; and Mr. Lord.

INDIAN LANDS

Select Committee on Indian Affairs: Committee concluded hearings on S. 660, authorizing the Secretary of the Interior to enter into an agreement with the Cherokee, Choctaw, and Chickasaw Indian Nations for the purchase and/or lease of their rights in the riverbed of the Arkansas River, after receiving testimony from Senator Bellmon; Ray Butler, Acting Commissioner of Indian Affairs, Department of the Interior; Andy Wilcoxen, and Ross O. Swimmer, both of the Cherokee Nation, Tahlequah, Oklahoma; C. David Gardner, Choctaw Nation, Durant, Oklahoma; Overton James, Chickasaw Nation, Oklahoma City; Charles Tate, Ardmore, Oklahoma; and Jimmy Sam, McAlester, Oklahoma.

INTELLIGENCE FUNDS

Select Committee on Intelligence: Committee held a closed business meeting and agreed to recommend to the Senate that the total amount of funds authorized for fiscal year 1978 for government intelligence activities be disclosed to the public.

EYEGLASS INDUSTRY

Select Committee on Small Business: Committee continued hearings on alleged restrictive and anticompetitive practices in the eyeglass industry, receiving testimony from Gregg Ahart, Director, Human Resources Division, General Accounting Office; Henry Spiegelblatt, Director, Division of Policy and Standards, Health Care Finance Administration, Department of Health, Education, and Welfare; Peter B. Coppola, Chief, Medical Assistance Division, D.C. Government Department of Human Resources; and Robert Skerreh and Thomas Fitzpatrick, New York State Department of Social Services, Albany.

Hearings continue tomorrow.

SOLAR ENERGY DEVELOPMENT

Select Committee on Small Business: Committee began hearings on Title I of S. 807, to authorize grants to assist individuals and small business concerns in developing solar energy equipment and energy-related inventions, receiving testimony from Richard Katzenberg, Natural Power, Inc., New Boston, New Hampshire; Paul W. Cronin, Sunsav, Inc., Lowell, Mass.; Peter Boe, Scientific Instruments, Inc., Washington, D.C.; and William Tragert, KTA Corporation, Rockville, Md.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 7420–7442; 1 private bill, H.R. 7443; and 6 resolutions, H.J. Res. 487–488, H. Con. Res. 229–230, and H. Res. 598–599 were introduced. Pages 16698, 16699

Bills Reported: Reports were filed as follows:

H. Res. 531, to provide for the expenses of investigations and studies to be conducted by the Ad Hoc Committee on Energy (H. Rept. 95–365); and

S. 1240, to extend the time for conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning June 1, 1978 (H. Rept. 95–366). Page 16698

Memorial Day District Work Period: House agreed to H. Con. Res. 229, providing for an adjournment of the House from May 26 to June 1, 1977, and a recess of the Senate from May 27 to June 6, 1977. Page 16627

Clean Air: House continued consideration of H.R. 6161, Clean Air Act Amendments of 1977; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, May 26.

By a yea-and-nay vote of 369 yeas to 1 nay, Roll No. 284, agreed to a motion that the House resolve itself into the Committee of the Whole for the consideration of the bill.

Agreed To:

An amendment that clarifies the language concerning delayed compliance orders and obtaining innovative technology;

An amendment that exempts sources from noncompliance penalties if they have been granted delayed compliance before enactment of this bill;

An amendment authorizing a State to permit the use of sulfur emitting coal mined within the State when there is a serious economic disruption;

A technical amendment relative to the budget requirements of the bill; and

An amendment (agreed to by a recorded vote of 237 ayes to 172 noes, with 1 voting "present", Roll No. 286) as amended by a substitute amendment that permits the States to grant a 5-percent variance in Class I and Class II pollution standards, but in no case to exceed more than 18 days a year.

Rejected a substitute to the previous amendment that sought to permit States to grant a 5-percent variance of the time from the allowable requirement for the 3 hour sulfur dioxide standard in high terrain areas (rejected by a recorded vote of 170 ayes to 237 noes with 1 voting "present", Roll No. 285). A point of order against the substitute was overruled.

Agreed To:

A technical amendment clarifying certain jurisdictional matters according to the rules of the House between the Committee on Science and Technology and the Committee on Interstate and Foreign Commerce;

An amendment that provides that the standards of performance are only applicable to grain elevators which have a storage capacity in excess of 2.5 million bushels;

An amendment clarifying the provisions for the visibility protection of Federal Class I areas with regard to fossil-fuel-fired powerplants; and

An amendment that restricts the EPA in using the Clean Air Act for the conditioning or regulating of the construction of sewage treatment plants.

Rejected:

An amendment that sought to provide that when a State's unemployment rate is 6.5 percent or more, a 5-year variance may be granted to a powerplant emitting sulfur dioxide;

An amendment that sought to give the Federal land manager authority to disapprove State redesignations of Class I area Federal lands as Class II areas (rejected by a division vote of 16 ayes to 32 noes);

An amendment that sought to strike from the bill the provision to allow States greater flexibility for the attainment of standards by a fixed date earlier than the present EPA regulations afford; and

An amendment that allows the EPA Administrator to waive non-attainment requirements for oxidants in a State if there is a program to reduce oxidants on a yearly incremental basis leading toward attaining the national standards (rejected by a recorded vote of 162 ayes to 242 noes with 1 voting "present", Roll No. 287). Previously agreed to by a division vote of 22 ayes to 18 noes.

An amendment was offered, but subsequently withdrawn, to clarify the application of the Clean Air Act authorizing the coastal States to regulate emission standards of vessels in the territorial seas and pollution control standards of off-shore facilities and operations in the 3 to 12 mile limit. Pages 16627–16688

Energy: By unanimous consent it was made in order to consider H. Res. 531, funding for the Ad Hoc Committee on Energy, on Thursday, May 26. Page 16688

Presidential Message—Economic Opportunity: Read a message from the President wherein he transmits the Ninth Annual Report of the National Advisory Council on Economic Opportunity—referred to the Committee on Education and Labor. Page 16688

Land and Water Conservation: House concurred in Senate amendments numbered 1 and 3 to H.R. 5306, to amend the Land and Water Conservation Fund Act of 1965.

House concurred in Senate amendment numbered 2 with an amendment, returning the measure to the Senate. Pages 16688–16690

Strip Mining: House disagreed to the amendments of the Senate to H.R. 2, Surface Mining Control and Reclamation Act of 1977; and asked a conference with the Senate. Appointed as conferees: Representatives Udall, Phillip Burton, Seiberling, Roncalio, Bingham, Skubitz, and Bauman. Page 16690

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 16698

Adjournment: Adjourned at 5:30 p.m.

Committee Meetings

RETIREMENT AGE POLICIES

Select Committee on Aging: Held a hearing on active Americans over 65 speak on retirement age policies, hearing testimony from Averill Harriman, statesman; Ruth Gordon, actress; Colonel Sanders, entrepreneur; and other active Americans over 65.

FOOD STAMPS

Committee on Agriculture: Continued markup of food stamp legislation, and will resume tomorrow.

DAIRY, POULTRY, AND HONEY INDUSTRIES

Committee on Agriculture: Subcommittee on Dairy and Poultry concluded hearings on the impact of chemical and related drug products and Federal regulatory processes on the dairy, poultry, and honey industries. Testimony was heard from Representative Smith of Nebraska and public witnesses.

PUBLIC WORKS—TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House the following bills:

A bill making appropriations for Public Works for fiscal year 1978, as amended; and

A bill making appropriations for Treasury, Postal Service, and General Government for fiscal year 1978.

MILITARY HEALTH CARE DELIVERY

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on military health care delivery and the CHAMPUS program with testimony from representatives of the Army, Navy, and Air Force Dental Services.

WITHDRAWAL OF U.S. GROUND TROOPS FROM KOREA

Committee on Armed Services: Subcommittee on Investigations held a hearing on the proposed withdrawal of U.S. ground troops from Korea with testimony from Maj. Gen. John K. Singlaub, USA.

SENATE SHIPBUILDING PROGRAMS

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on the Senate shipbuilding program. Testimony was heard from Secretary of the Navy W. Graham Claytor; and Adm. James L. Holloway III, Chief of Naval Operations.

ENERGY CONSERVATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on H.R. 6831, National Energy Act; H.R. 4757, Residential Energy Conservation Act; H.R. 3981, Solar and Energy Conservation Commercialization Act. Testimony was heard from William Wilcox, Pennsylvania Department of Community Affairs; John Milhone, Minnesota Energy Agency; Richard Rattelmann, representing American Institute of Architects, and Robert Reich, Federal Trade Commission.

IMPEDIMENTS TO DISTRICT OF COLUMBIA DEVELOPMENT

Committee on the District of Columbia: Continued hearings on the Committee report entitled "Impediments to the Economic, Functional, and Aesthetic Development of the District of Columbia, the Nation's Capital". Testimony was heard from D.C. Council Chairman Sterling Tucker; National Capital Planning Commission Chairman David M. Childs; and Foster Shannon, President, Metropolitan Washington Board of Trade.

PAPERWORK PROBLEMS IN EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on paperwork problems in elementary and secondary education programs. Testimony was heard from Marie Aldridge, Administrator, National Center for Education Statistics; and North Carolina and Colorado State Superintendents of Education.

Hearings continue tomorrow.

FEDERAL FINANCIAL ASSISTANCE TO STUDENTS

Committee on Education and Labor: Subcommittee on Post Secondary Education held an oversight hearing on

all forms of Federal financial assistance to students. Testimony was heard from Commissioner of Education Boyer.

SUPPLY AND DEMAND FORECASTS

Ad Hoc Committee on Energy: Met for briefing by staff of Dr. Schlesinger on reconciling various supply and demand forecasts, and how these historical forecasts are affected by the National Energy Act.

HOUSE ADMINISTRATION MISCELLANY

Committee on House Administration: Met and ordered reported favorably to the House the following measures:

H. Res. 531, to provide for the expenses of investigations and studies to be conducted by the Ad Hoc Committee on Energy;

H. Con. Res. 190, to provide for the printing of the brochure entitled "How Our Laws Are Made";

H. Con. Res. 217 as amended, to provide for the printing of a revised edition of "The Constitution of the United States of America";

H. Con. Res. 222, to authorize the printing of a revised edition of "The Capitol" as a House document;

H. Con. Res. 60, authorizing a bust or statue of Martin Luther King to be placed in the Capitol;

H.R. 2960, technical amendments to authorize the Secretary of the Interior to erect a memorial in honor of the fifty-six signers of the Declaration of Independence in Constitution Gardens in the District of Columbia; and

H.R. 6214, to provide for the establishment of a Center for the Book in the Library of Congress.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Office Systems met on pending business.

CONSULTANT CONTRACTS

Committee on House Administration: Subcommittee on Contracts met and reviewed consultant contracts.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 6831, National Energy Act. Testimony was heard from a panel on overview of supply issues; and panels on impact of conversion on industry, on States, and on equipment and capital.

Hearings continue tomorrow.

FCC OVERSIGHT/REFORM

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on Federal Communications Commission oversight/reform. Testimony was heard from a panel of representatives of Federal Communications Commission; Office of Telecommunications Policy, and Department of Commerce; and a panel representing General Satellite Business Systems, FCC; NASA; Department of State; and Western Union Communications.

Hearings continue tomorrow.

SEXUAL EXPLOITATION OF CHILDREN

Committee on the Judiciary: Subcommittee on Crime continued hearings on H.R. 3913, sexual exploitation of children. Testimony was heard from Sgt. Lloyd Martin, Los Angeles Police Department; Robert Leonard, National Association of District Attorneys; and Heather Florence, Communications and Media Committee, ACLU.

STATUS ADJUSTMENT FOR INDOCHINA REFUGEES

Committee on the Judiciary: Subcommittee on Immigration, Citizenship, and International Law held a hearing on H.R. 2051, to authorize the creation of a record of admission for permanent residence in the cases of certain refugees from the Republic of Vietnam, Laos, or Cambodia. Testimony was heard from Barbara M. Watson, Administrator, State Department Bureau of Security and Consular Affairs; and Immigration and Naturalization Commissioner Leonel J. Castillo, Department of Justice.

COAST GUARD MARINE SAFETY PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held an oversight hearing on the Coast Guard's Marine Safety Program, with testimony from representatives of the U.S. Coast Guard.

HIGHWAY AND MASS TRANSIT PROGRAMS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on the highway and mass transit programs, hearing testimony from Douglas Pitcock, Associated General Contractors.

Hearings continue Tuesday, June 7.

PUBLIC BUILDINGS PROSPECTUSES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on public buildings prospectuses for new construction, alterations and leases with testimony from GSA witnesses.

VICTIMS OF CRIME ACT

Committee on Rules: Granted an open rule providing for the consideration of and one hour of general debate, waiving points of order against the consideration of the bill for failure to comply with section 401(b)(1) of the Congressional Budget Act, waiving points of order against the bill for failure to comply with clause 2(1)(3)(A) of Rule XI and waiving points of order against the consideration of the bill for failure to comply with clause 7 of Rule XIII on H.R. 7010, Victims of Crime Act of 1977. Testimony was heard from Chairman Rodino and Representatives Mann and Wiggins.

DNA RECOMBINANT MOLECULE RESEARCH

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the science policy implications of the DNA recombinant molecule research issue. Testimony was heard from Professors Jerome A. Barron and Harold Green, National Law Center, George Washington University; Professor Walter F. Berns, Department of Political Science, University of Toronto; and Professor I. Emerson, Yale University School of Law.

Hearings continue tomorrow.

SBA BONDS REDUCTION

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight continued hearings on H.R. 2377, to authorize the Administrator of the Small Business Administration to reduce the amount of performance and payment bonds in connection with contracts let to the Administration under section 8(a) of such Act. Testimony was heard from representatives of Office of Minority Business Enterprise; National Association of Minority Contractors; Latin American Manufacturers Association; National Congress of American Indians; National Association of 8(a) Government Contractors.

Hearings continue tomorrow.

OSHA IMPACT ON SMALL BUSINESS

Committee on Small Business: Subcommittee on Energy, Environment, Safety, and Research continued hearings on the impact of the Occupational Safety and Health Act on small business. Testimony was heard from Dr. John Finklea, Director, National Institute of Occupational Safety and Health; Dr. Bobby Gunter, Regional Industrial Hygienist, Denver; Frank Barnako, Occupational Safety and Health Review Commission, and public witnesses.

Hearings continue tomorrow.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued hearings on Title II of H.R. 6831, National Energy Act, with testimony from public witnesses.

Hearings continue tomorrow.

Joint Committee Meetings

ENERGY

Joint Economic Committee: Committee held hearings to receive further testimony on the economic impact of the President's energy proposals, receiving testimony from James R. Schlesinger, Assistant to the President; Floyd Lewis, Middle-South Utilities, New Orleans; Cornell Maier, Kaiser Aluminum, Oakland, Calif.; Hans Landsberg, Resources for the Future, Washington, D.C.; and Philip Mause, Environmental Defense Fund, Washington, D.C.

Hearings were recessed subject to call.

THE ARTS AND EDUCATION

Joint Hearing: Senate Human Resources Subcommittee on Education, Arts, and Humanities held joint hearings with House Subcommittee on Select Education to receive testimony on proposals to make the arts an integral part of the education system. Witnesses heard were David Rockefeller, Jr., The Arts, Education and Americans, Cambridge, Mass.; Phyliss Wyeth, National Committee on Arts for the Handicapped, Bloomingdale, Del.; Pearl Bailey, Washington, D.C.; Barry Bingham, Sr., *Courier-Journal,* Louisville, Ky.; Peggy Cooper, Workshops for Careers in the Arts, Washington, D.C.; John Culkin, New School of Social Research, New York City; Edward K. Hamilton, Griffenhagen-Kroeger, Inc., San Francisco, Calif.; Lorin Hollander, Stockton Springs, Me.; Norris Houghton, State University of New York at Purchase, and Phoenix Theatre, New York City; Elizabeth J. McCormack, New York City; James A. Michener, Pipersville, Pa.; and Glenn T. Seaborg, University of California, Berkeley.

Hearings were recessed subject to call.

Thursday, May 26, 1977

Senate

Chamber Action

Routine Proceedings, pages 16802–16906

Bills Introduced: Eight bills were introduced, as follows: S. 1609–1616. Page 16855

Bill Reported: Report was made as follows:

Special report of Committee on Appropriations entitled "Allocation to Subcommittees of Budget Totals from the First Concurrent Resolution for Fiscal Year 1978" (S. Rept. 95–232). Page 16854

Bills Passed:

Youth Employment: By 80 yeas to 3 nays, Senate passed H.R. 6138, to provide employment and training opportunities for youth, and to provide for other improvements in employment and training programs, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion measure, S. 1242, which bill had at first been amended by adoption of committee substitute and the following additional amendments:

(1) Nelson unprinted amendment No. 331, to increase participation in training and job opportunities by Vietnam-era veterans, and to give special consideration to unemployed persons with previous teaching experience in filling positions; Page 16805

(2) Zorinsky unprinted amendment No. 332, to allow those who have been unemployed for 15 weeks to be eligible regardless of their prior status with unemployment compensation; Page 16805

(3) Humphrey unprinted amendment No. 333, to add the Soil Conservation Service to those Government agencies where youth employment may be used; Page 16811

(4) Bellmon unprinted amendment No. 334, to facilitate a cooperative program for the placement of urban youth in rural jobs in the private sector; Page 16813

(5) Bellmon unprinted amendment No. 335, to assure the intent that job placement is a part of the overall services called for in the bill; Page 16813

(6) Domenici unprinted amendment No. 336, to provide that the local prime sponsor will assure the Secretary of opportunities for appropriate new classifications, occupations, and restructured jobs; Page 16813

(7) Domenici unprinted amendment No. 337, stating sense of the Congress that the Secretary of Labor provide for demonstration projects which coordinate the delivery of manpower and social services; Page 16815

(8) Nelson unprinted amendment No. 338, to the title of the bill. Page 16832

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Nelson, Cranston, Hathaway, Riegle, Williams, Randolph, Pell, Kennedy, Javits, Hatch, Chafee, Schweiker, and Stafford. Page 16832

S. 1242 was then indefinitely postponed. Pages 16802–16833

Oil Tanker Safety: Senate passed and sent to the House S. 682, to expand and strengthen regulations concerning vessel safety standards, after agreeing to committee amendment in the nature of a substitute, which had at first been amended by adoption of the following amendments:

(1) Magnuson unprinted amendment No. 339, making it clear that the bill authorizes no funds for fiscal year 1977; Page 16835

(2) Muskie unprinted amendment No. 340, to limit the Secretary's authority to regulate the movement of tankers to and from U.S. waters; Page 16835

(3) Magnuson unprinted amendment No. 341, to strike from the bill Title II, Ocean Pollution Research and Monitoring Program; and Page 16839

(4) Stevens unprinted amendment No. 342, to add a section providing for study and evaluation of shore-station monitoring systems of vessels. Page 16841

Pages 16833–16846

D.C. Armory Board: Senate passed with committee amendment and sent to the House S. 1062, to place on a calendar year basis the fiscal year of the District of Columbia Armory Board. Pages 16846, 16847

G.W. University: Senate passed with committee amendments and sent to the House S. 1060, to restate the charter of George Washington University. Pages 16847, 16848

D.C. Universities: Senate passed with committee amendments and sent to the House S. 1063, to allow the issuance of revenue bonds by the District of Columbia for the building of university facilities. Pages 16848, 16849

Suits Against D.C.: Senate passed with committee amendments and sent to the House S. 1103, to allow the several States to sue for taxes in the D.C. Superior Court. Pages 16849, 16850

Printing: Senate agreed to H. Con. Res. 162, to print additional copies of House Committee on Banking, Finance and Urban Affairs print entitled "Give Yourself Credit: Guide to Consumer Credit Laws." Page 16850

Printing: Senate agreed to S. Res. 154, to print as a Senate Document Governmental Affairs Committee print entitled "U.S. Participation in International Organizations." Page 16850

Peace Corps Authorizations: Senate passed with committee amendments and sent to the House S. 1235, authorizing funds for fiscal year 1978 for activities of the Peace Corps. Page 16851

Bill Referred: By unanimous consent S. 1538, proposing reform in the administration of the black lung benefits program, was referred to Committee on Finance with instructions that the bill be ordered reported no later than July 1, and that report thereon be filed no later than July 12, 1977. Page 16855

Message From the House: Page 16853

Amendments Submitted for Printing: Pages 16863, 16864

Executive Communications: Page 16854

Public Land Acquisitions: Senate agreed to the House amendment to the Senate amendment to H.R. 5306, to establish in the Land and Water Conservation Fund a special account to be used to acquire the backlog of lands previously authorized for inclusion in the National Park System, thus clearing the measure for the President. Pages 16833, 16834

State Department Authorizations: Senate agreed to the House amendment to the Senate amendments to H.R. 5040, authorizing supplemental appropriations for fiscal year 1977 for certain activities of the Department of State, thus clearing the measure for the President. Page 16846

Unanimous Consent Agreement—Clean Air: In addition to those stipulations listed in unanimous consent agreement reached on May 25 in connection with S. 252, Clean Air Act amendments, there will be not to exceed a 4-hour time limitation on an amendment to be proposed by Senator Hart. Pages 16907, 16908

Committee Authority To Sit: All committees were authorized to meet during session of the Senate on Friday, May 27. Page 16908

Nominations: Senate received the following nominations:

Marvin L. Warner, of Ohio, to be Ambassador to Switzerland;

Thomas B. C. Leddy, of Virginia, to be United States Alternate Executive Director of the International Monetary Fund;

John G. Heimann, of New York, to be Comptroller of the Currency;

Robert W. Scott, of North Carolina, to be Federal Cochairman of the Appalachian Regional Commission; and

Two Army nominations in the rank of General, one Navy in the rank of Admiral, and one Air Force in the rank of General. Page 16908

Record Vote: One record vote was taken today (total—170). Page 16827

Recess: Senate met at 10 a.m. and recessed at 3:40 p.m. Page 16908

Committee Meetings

APPROPRIATIONS—LABOR/HEW

Committee on Appropriations: Subcommittee began consideration of proposed appropriations for fiscal year 1978 for the Departments of Labor and Health, Education, and Welfare, but did not complete action thereon and will meet again tomorrow.

COMMITTEE BUSINESS

Committee on Armed Services: Committee ordered favorably reported the following measures:

S. 1341, authorizing funds for fiscal year 1978 for the Energy Research and Development Administration's military programs which have potential civilian energy applications (amended). (As approved by the committee the bill would authorize $391 million);

S. 1372, to disestablish one of the positions of Deputy Secretary of Defense, and establish an Under Secretary of Defense for Policy;

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1341, listed above;

The nomination of Robert L. Nelson, of the District of Columbia, to be an Assistant Secretary of the Army; and

5,937 routine nominations in the Army, Navy, Air Force, and Marine Corps.

Prior to these actions, committee held hearings on the nomination of Mr. Nelson, where the nominee testified and answered questions on his own behalf.

SALT BRIEFING

Committee on Armed Services: Subcommittee on Arms Control met in closed session to receive a briefing from Secretary of State Cyrus Vance on U.S. arms limitation policy, strategic arms limitation proposals and the recent mission to the Soviet Union.

Subcommittee recessed subject to call.

NATIONAL FOREST LAND/OUTDOOR RECREATION

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources began hearings on S. 1338, to authorize the issuance of permits on public domain national forest lands for commercial outdoor recreation activities, receiving testimony from M. Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research and Education; Nancy Dick, State Legislator, Pitkin County, Colorado; Garry Mitchell, Colorado Ski Country U.S.A.; Mayor Stacey Standley, Aspen, Colorado; William Healy, Mount Bachelor, Inc., Bend, Oregon; William Cunningham, Wilderness Society, Washington, D.C.; Hugh W. Killebrew, National Ski Areas Association, West Hartford, Connecticut; Dr. Marshall Geer, American Graduate School of International Management, Glendale, Ariz.; Mayor Tom Glass, Crested Butte, Colorado; Lou Bowlds, Rocky Mountain Ski Association, Denver, Colorado; John McComb, Sierra Club, Washington, D.C.; Robert Thomson, United States Ski Association, Denver; Robert L. Jordan, Far West Ski Association, Los Angeles; and Carl Reynolds, Multorpor, Inc., Portland.

Hearings were recessed subject to call.

NOMINATIONS AND TREATY

Committee on Foreign Relations: Committee held hearings on the nominations of Patricia M. Derian, of Mississippi, to be Coordinator for Human Rights and Humanitarian Affairs;

Arthur A. Hartman, of New Jersey, to be Ambassador to France;

Malcolm Toon, of Maryland, to be Ambassador to the Soviet Union; and

Robert H. Nooter, of Missouri, to be Deputy Administrator, Agency for International Development where the nominees testified and answered questions on their own behalf.

Also, committee resumed hearings on the Convention on the Prevention and Punishment of the Crime of Genocide (Ex. O, 81st Cong., 1st sess.), receiving testimony from Arthur J. Goldberg, Ad Hoc Committee on the Human Rights and Genocide Treaties, New York City; E. Stanley Rittenhouse, Liberty Lobby,

Washington, D.C.; and Maude E. Zimmerman, Voters Interest League, Baltimore.

Hearings were recessed subject to call.

POSTAL SERVICE REPORT/ELECTRONIC COMMUNICATIONS

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services, resumed hearings on a report of the Commission on Postal Service and to receive testimony on the effect of electronic communication on the Postal Service. Witnesses heard were Dr. Louis T. Rader, University of Virginia, Charlottesville; and Roger Salaman, Policy Research Division, Office of Telecommunications, Department of Commerce, Boulder, Colorado.

Subcommittee will meet again on Tuesday, June 14.

ACCOUNTING AND AUDITING

Committee on Governmental Affairs: Subcommittee on Reports, Accounting, and Management continued hearings to review the processes by which accounting and auditing practices and procedures, promulgated or approved by the Federal Government, are established. Witnesses heard were Elmer B. Staats, Chairman, Cost Accounting Standards Board; and Admiral H. G. Rickover, Deputy Commander for Nuclear Power, Naval Sea Systems Command.

Hearings continue on Thursday, June 9.

HOSPITAL COSTS

Committee on Human Resources: Subcommittee on Health and Scientific Research held hearings on S. 1391, establishing a transitional system to slow the escalating costs of hospital care, receiving testimony from Douglas A. Fraser, International Union United Auto Workers, Detroit; Bert Seidman, American Federation of Labor and Congress of Industrial Organizations; Michael D. Bomberg and Andrew W. Miller, Federation of American Hospitals; Dr. Jere W. Annis and Dr. William C. Felch, American Medical Association, all of Washington, D.C.; and Terrance Pitts, Milwaukee, National Association of Counties.

Hearings continue on Thursday, June 16.

EYEGLASS INDUSTRY

Select Committee on Small Business: Committee continued hearings on alleged restrictive and anticompetitive practices in the eyeglass industry, receiving testimony from Dr. Robert D. Reinecke, Albany Medical College of Union University, Albany; Harold Price, Opticians Association of America, Washington, D.C.; Ronald Fair, American Optometric Association, Washington, D.C.; and Bernard Stier, Richmond, representing State Board of Examiners in Optometry.

Hearings continue on Tuesday, June 7.

SOLAR ENERGY DEVELOPMENT

Select Committee on Small Business: Committee continued hearings on Title I of S. 807, to authorize grants to assist individuals and small business concerns in developing solar energy equipment and energy-related inventions, receiving testimony from A. Vernon Weaver, Administrator, Small Business Administration; Robert Allnuh, Acting Assistant Administrator for Administration, Energy Research and Development Administration; and John E. White, Jr., Walnutport, Pa.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 50 public bills, H.R. 7444–7493; 4 private bills, H.R. 7494–7497; and 11 resolutions, H.J. Res. 489–491, H. Con. Res. 231–233, and H. Res. 600–604, were introduced. Pages 17004–17006

Bills Reported: Reports were filed as follows:

H. Res. 600, providing for the consideration of H.R. 6967, to authorize appropriations for the Peace Corps for fiscal year 1978 (H. Rept. 95–367);

H. Res. 601, providing for the consideration of H.R. 7010, to provide for grants to States for the payment of compensation to persons injured by certain criminal acts and omissions (H. Rept. 95–368);

H. Res. 602, providing for the consideration of H.R. 6990, Military Construction Authorization Act for fiscal year 1978 (H. Rept. 95–369);

H. Res. 603, providing for the consideration of H.R. 6804, Department of Energy Organization Act (H. Rept. 95–370); and

H.R. 7012, to provide for a 40-percent reduction of the burden on respondents in the censuses of agriculture, drainage, and irrigation taken in 1979 and thereafter, amended (H. Rept. 95–371). Page 17003

Subcommittee To Sit: Subcommittee on Minority Enterprise and General Oversight of the Committee on Small Business received permission to sit Wednesday and Thursday, June 1 and 2, during proceedings of the House under the 5-minute rule. Page 16909

National Science Foundation Authorization: House disagreed to the amendment of the Senate to H.R. 4991, authorizing appropriations to the National Science Foundation for fiscal year 1978; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Teague, Thornton, Fuqua, Harkin, Krueger, Wydler, and Hollenbeck. Page 16909

Ad Hoc Committee on Energy: Agreed to H. Res. 531, to provide for the expenses of investigations and studies to be conducted by the Ad Hoc Committee on Energy. Page 16910

State Department Authorization: House concurred in Senate amendments numbered 1, 2, 3, 4, 5, 6, 8, 9, and 10 to H.R. 5040, to authorize appropriations for the Department of State for fiscal year 1977.

House concurred in Senate amendment numbered 7 with an amendment, returning the measure to the Senate. Pages 16911, 16912

Clean Air: By a yea-and-nay vote of 326 yeas to 49 nays, Roll No. 291, the House passed H.R. 6161, Clean Air Act Amendments of 1977.

By a yea-and-nay vote of 380 yeas to 1 nay, with 1 voting "present," Roll No. 288, agreed to a motion that the House resolve itself into the Committee of the Whole for the consideration of the bill.

Rejected a motion to recommit the bill to the Committee on Interstate and Foreign Commerce.

Agreed to the Committee amendment as amended.

Agreed To:

An amendment to title II, relating to pollution from mobile sources that extends auto emission standards, allows higher carbon monoxide and nitrogen oxide standards, and changes provisions relating to vehicle inspection, warranties, and auto test requirements (agreed to by a recorded vote of 255 ayes to 139 noes, Roll No. 290).

Agreed to the following amendments to the previous amendment:

An amendment that suspends the implementation of auto emission standards for high altitude areas until 1981;

An amendment that establishes maximum lead levels in gasoline produced by small refineries; and

An amendment that requires the Administrator of EPA to report to Congress by 1980 regarding whether a lower level of emissions is necessary to protect the public health (agreed to by a division vote of 43 ayes to 2 noes).

Rejected a substitute amendment for title II that sought to retain the committee language with two major changes: (1) to delay enforcement of the auto emission standards for one year to 1980; and (2) provide a waiver for emission of oxides of nitrogen from vehicles of gross weight 3,000 pounds or more in lieu of 4,500 pounds or more (rejected by a recorded vote of 190 ayes to 202 noes, Roll No. 289).

Agreed to the following amendments to the previous amendment:

A technical amendment to correct the gross weight figure to 3,000 pounds; and

An amendment that would continue EPA's high altitude emission standards; prohibit discrimination in model range availability; prohibit pricing discrimination between high and low altitude dealers; and permit a delay if the new standards are not technologically feasible.

Agreed to the following amendments to the committee amendment:

An amendment that voids any measure in a State implementation plan which requires a toll on bridges located entirely within one city;

An amendment that adds language relating to operating permits for new source construction permits; and

An amendment that deletes language requiring a Task Force on Environmental Cancer and Heart and Lung Disease to consider the impact of personal health habits in developing its recommendations.

The Clerk was authorized to correct section numbers, punctuation, and cross references in the engrossment of the bill. Pages 16913–16979

Strip Mining: The Speaker appointed Representatives Tsongas, Rahall, and Ruppe as additional conferees in the conference on H.R. 2, Surface Mining Control and Reclamation Act of 1977. Page 16980

San Luis Unit: House agreed to the amendments of the Senate to H.R. 4390, to authorize the Secretary of the Interior to construct the San Luis Unit, Central Valley Project, California—clearing the measure for the President. Pages 16980, 16981

Receive and Sign: By unanimous consent the Speaker was authorized to sign enrolled bills and joint resolutions, and the Clerk was authorized to receive messages from the Senate, notwithstanding any adjournment of the House until Wednesday, June 1. Page 16981

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of June 1. Page 16981

Resignations—Appointments: By unanimous consent the Speaker was authorized to accept resignations, to make appointments to any commissions, boards, or committees authorized by law or by the House, notwithstanding the adjournment of the House until Wednesday, June 1. Page 16981

Referrals: One Senate-passed measure was referred to the appropriate House committee.

Adjournment: Adjourned at 4:07 p.m.

Committee Meetings

FOOD STAMPS

Committee on Agriculture: Continued markup of food stamp legislation, and will resume on Wednesday, June 1.

LABOR-HEW AND TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House the following measures:

A bill making appropriations for the Departments of Labor, and Health, Education, and Welfare for fiscal year 1978 as amended, and

A bill making appropriations for the Department of Transportation for fiscal year 1978, as amended.

ENERGY CONSERVATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on H.R. 6831, National Energy Act; H.R. 4757, Residential Energy Conservation Act; and H.R. 3981, Solar and Energy Conservation

Commercialization Act. Testimony was heard from Representative Drinan; Assistant Secretary of Agriculture Alex Mercure; and public witnesses.

FEDERAL EMPLOYEES' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation and Health and Safety held an oversight hearing on the Federal Employees' Compensation Act, hearing testimony from Representative Harris.

PAPER WORK PROBLEMS IN EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on paper work problems in elementary and secondary education programs. Testimony was heard from Representative Levitas; Ivan Gluckman, National Association of Secondary School Principals; Paul Smith, Children's Defense Fund; and Phyllis McClure, NAACP Legal Defense Fund.

NUCLEAR NON-PROLIFERATION

Committee on International Relations: Subcommittees on International Security and Scientific Affairs, and on International Economic Policy and Trade held a joint hearing on comprehensive nuclear non-proliferation legislation. Testimony was heard from NRC Chairman Rowden; ERDA Acting Administrator Fri; ACDA Deputy Director Keeney; former Member of Congress Orvan Hansen; and public witnesses.

UNITED STATES/SOUTH AFRICAN RELATIONS

Committee on International Relations: Subcommittees on Africa, and on International Operations held joint hearings on United States/South African relations: South Africa's visa policy. Testimony was heard from William R. Cotter, African-American Institute; Michael Peay, Lawyers' Committee on Civil Rights Under Law; Barbara Watson, Administrator, Bureau of Security and Consular Affairs, and William B. Edmondson, Deputy Assistant Secretary for African Affairs, Department of State.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 6831, National Energy Act. Testimony was heard from representatives of EPA, ERDA, Department of Interior; National Institute of Safety and Health; National Institute for Environmental Health Sciences; and public witnesses.

Hearings continue tomorrow.

FPC OVERSIGHT/REFORM

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on Federal Communications Commission oversight/reform. Testimony was heard from representatives of Department of State; Office of Telecommunications Policy, Federal Communications Commission; and public witnesses.

PART TIME EMPLOYMENT—FLEXIBLE WORK SCHEDULES

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization continued hearings on H.R. 1627, relating to part time employment; and H.R. 2732 and 2930, authorizing flexible work schedules. Testimony was heard from Professor Bronfebrenner, Cornell University, on behalf of NOW, Women's Lobby, National Women's Political Caucus, and Women's Equity Action League; John F. McClelland, NARFE; Joyce Skinner, HUD; and Carol Lobes, Wisconsin State Civil Service.

APPORTIONMENT OF APPOINTMENTS IN D.C.

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on H.R. 5054, to eliminate the requirement of apportionment of appointments in the departmental service in the District of Columbia. Testimony was heard from Representative Harris; Arch S. Ramsay, Civil Service Commission; and Clifford Gould, GAO.

MILITARY CONSTRUCTION AUTHORIZATION

Committee on Rules: Granted an open rule providing for the consideration of and two hours of general debate and providing that the bill be read for amendment by titles instead of by sections, on H.R. 6990, Military Construction Authorization Act, 1978. Testimony was heard from Representatives Nedzi and Beard. A statement for the record was submitted by Representative Beard.

DEPARTMENT OF ENERGY ORGANIZATION ACT

Committee on Rules: Granted an open rule providing for the consideration of and three hours of general debate; waiving points of order against the consideration of the bill for failure to comply with the provisions of section 402(a) of the Congressional Budget Act, providing three hours of general debate, two and one-half hours to be equally divided and controlled by the Chairman and ranking minority member of the Committee on Government Operations and one-half hour to be equally divided and controlled by the Chairman and ranking minority member of the Committee on Post Office and Civil Service, providing that the bill be read for amendment by titles instead of by sections, waiving points of order against the substitute for failure to comply with the provisions of clause 5, Rule XXI, providing one motion to recommit with or without instructions, and after passage of H.R. 6804, House shall consider S. 826 and waiving points of order against S. 826 for failure to comply with section 402(a) of the Congressional Budget Act, and it shall be in order to strike all after the enacting clause of S. 826 and insert the provisions of H.R. 6804 as passed by the House, Department of Energy Organization Act. Testimony was heard from Representatives Moss, Giaimo, Horton, and Brown of Ohio. Statements for the record were submitted by Representatives Moss and Horton.

DNA RECOMBINANT MOLECULE RESEARCH

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the science policy implications of the DNA recombinant molecule research issue. Testimony was heard from Washington, D.C., attorneys Daniel M. Singer and W. Brown Morton; Norman Latker, Patent Counsel, HEW; Rudolph J. Anderson, Jr., Merck & Co., Inc.; and Professor David J. Newburger, School of Law, Washington University.

SBA BONDS REDUCTION

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight continued hearings on H.R. 2377, to authorize the Administrator of the Small Business Administration to reduce the amount of performance and payment bonds in connection with contracts let to the Administration under section 8(a) of such Act. Testimony was heard from representatives of Association of Minority Business Enterprise of New York; Southeast Queens Minority Contractors Association; National Association of Credit Management; American Insurance Association; and Surety Association of America.

Hearings continue Wednesday, June 1.

OSHA IMPACT ON SMALL BUSINESS

Committee on Small Business: Subcommittee on Energy, Environment, Safety and Research continued hearings on the impact of OSHA on small business. Testimony was heard from Dr. Eula Bingham, Administrator, Occupational Safety and Health Administration.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued hearings on Title II of H.R. 6831, National Energy Act, with testimony from public witnesses.

Hearings continue Wednesday, June 1.

Friday, May 27, 1977

Senate

Chamber Action

Routine Proceedings, pages 17066–17138

Bills introduced: six bills and two resolutions were introduced as follows: S1617–1622; S. Res. 180 and 181. Pages 17078, 17079

Bills Reported: Reports were made as follows:

S. 103, to convey certain Federal land in Nevada to the Ely Indian Colony, with an amendment (S. Rept. 95–233);

S. 1372, to disestablish one of the positions of Deputy Secretary of Defense, and establish an Under Secretary of Defense for Policy, with an amendment (S. Rept. 95–234);

Conference report on S. 521, authorizing funds for repairs to the John F. Kennedy Center for the Performing Arts (S. Rept. 95–235);

S. 1377, extending time for commencing actions on behalf of Indians for settlement of monetary damages on outstanding Indian Claims, with an amendment (S. Rept. 95–236);

S. 667, to convey certain federally owned land in Nevada to the Te-Moak Banks of Western Shoshone Indians, with an amendment (S. Rept. 95–237); and

S. Res. 180, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1061, to continue authority of the D.C. Government to borrow from the U.S. Treasury (without written report), (referred to Committee on the Budget). Page 17078

Bills Passed:

Aviation Insurance: Senate passed and returned to the House H.R. 6010, too amend the Federal Aviation Act so as to expand the types of risks which the Secretary of Transportation may insure or reinsure, after agreeing to Baker unprinted amendment No. 343, to provide explicit statutory authority for an experiment in small community air service conducted by the Civil Aeronautics Board from August 1, 1973 through July 31, 1975.

S. 1325, related Senate measure, was indefinitely postponed. Pages 17067–17071

ERDA Authorizations: Committee on Environment and Public Works was discharged from the further consideration of H.R. 5101, authorizing funds for environmental research and development activities of the Environmental Protection Agency, and the bill was then passed after striking all after the enacting clause and inserting in lieu thereof text of Senate companion measure, S. 1417, whilch had at first been amended by adoption of Robert C. Byrd unprinted amendment No. 344, of a technical nature.

S. 1417, was then indefinitely postponed. Pages 17071, 17072

Indian Claims: Senate passed with committee amendment and sent to the House S. 1377, extending time for commencing actions on behalf of Indians for settlement of monetary damages on outstanding Indian Claims. Page 17109

Oil Tanker Safety: By unanimous consent, Senate agreed to Robert C. Byrd unprinted amendment No. 345, of a technical and conforming nature, to S. 682, to expand and strengthen regulations concerning vessel

safety standards, passed by the Senate on Thursday, May 26. Pages 17072–17077

JFK Center: Senate agreed to the conference report on S. 521, authorizing funds for repairs to the John F. Kennedy Center for the Performing Arts, thus clearing the measure for the House. Pages 17106, 17107

Vice Presidential Appointment: Vice President appointed Senator Pell as a Congressional Advisor to the SALT Delegation in Geneva, Switzerland, during 1977. Page 17109

Message From the House: Page 17077

Amendments Submitted for Printing: Pages 17079, 17080

Executive Communications: Pages 17077, 17078

Change of Reference: Committee on Commerce, Science, and Transportation was discharged from the further consideration of H.R. 5638, U.S.-Canada fisheries agreement, and the bill was then referred to Committee on Foreign Relations. Page 17106

Senate Authorizations: During the forthcoming recess of the Senate until 12:30 p.m. on Monday, June 6, the Secretary of the Senate is authorized to receive and refer messages from the President and House of Representatives; and the Vice President, President pro tempore, Deputy President pro tempore, and Acting President pro tempore are authorized to sign duly enrolled bills and joint resolutions.

Also, all committees are authorized to file reports between the hours of 9 a.m. and 3 p m. on Friday, June 3. Pages 17104, 17109

Confirmations: Senate confirmed the following nominations:

Eleanor H. Norton, of New York, to be a member of the Equal Employment Opportunity Commission;

Robert L. Wright, of Kentucky, to be a U.S. marshal for the Western District of Kentucky;

Robert L. Nelson, of the District of Columbia, to be an Assistant Secretary of the Army;

Three Air Force in the rank of General;

Two Army in the rank of General;

Two Navy in the Rank of Admiral;

Twenty-one Marine Corps in the rank of general; and

Sundry nominations in the Army, Navy, and Air Force. Pages 17137, 17138

Nominations: Senate received the following nominations:

Antonia H. Chayes, of Massachusetts, to be an Assistant Secretary of the Air Force;

Virginia D. McCarty, to be U.S. attorney for the Southern District of Indiana; and

James K. Robinson, to be U.S. attorney for the Eastern District of Michigan. Page 17137

Recess: Senate met at 10 a.m., and in accordance with provisions of H. Con. Res. 229, recessed at 12:49 p.m. Page 17137

Committee Meetings

APPROPRIATIONS—LABOR/HEW

Committee on Appropriations: Subcommittee approved for full committee consideration proposed appropriations for fiscal year 1978 for the Departments of Labor and Health, Education, and Welfare.

NOMINATIONS

Committee on Foreign Relations: Committee approved the following nominations:

Patricia M. Derian, of Mississippi, to be Coordinator for Human Rights and Humanitarian Affairs;

Arthur A. Hartman, of New Jersey, to be Ambassador to France;

Malcolm Toon, of Maryland, to be Ambassador to the Soviet Union; and

Robert H. Nooter, of Missouri, to be Deputy Administrator, Agency for International Development.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of Ersa H. Poston, of New York, and Jule M. Sugarman, of Georgia, each to be a Civil Service Commissioner, after the nominees testified and answered questions on their own behalf. Senator Talmadge, Representative Harris, and Alan K. Campbell, Chairman, Civil Service Commission, all testified on the nomination of Mr. Sugarman.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported S. Res. 142, requesting $500,000 for expenses of Committee on Armed Services (amended to reduce amount to $475,000); and reconsidered its action of May 25, when it ordered favorably reported S. Res. 148, requesting $1,210,000 for expenses of the Select Committee on Intelligence, and agreed to reduce the amount to $1,150,000 instead of $1,000,000.

Also, committee began consideration of an original bill to provide for the public financing of general elections for the U.S. Senate and making amendments in the Federal Election Campaign Act of 1971, but did not complete action thereon and recessed subject to call. The original bill incorporates portions of S. 926 and S. 1344.

House of Representatives

Chamber Action

The House was not in session today. Its next session will be on Wednesday, June 1.

Committee Meeting

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on H.R. 6831, National Energy Act. Testimony was heard from Transportation Secretary Adams; EPA Administrator Costle; FEA Administrator O'Leary; ERDA Assistant Administrator White; Larry Woodworth, Treasury Department; and public witnesses.

Wednesday, June 1, 1977

Senate

Chamber Action

Senate was not in session today. It will next meet at 12:30 p.m. on Monday, June 6.

Committee Meetings

No meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 50 public bills, H.R. 7498–7547; 4 private bills, H.R. 7548–7551; and 15 resolutions, H.J. Res. 492–494, H. Con. Res. 234–238, and H. Res. 605–611 were introduced. Page 17201

Bills Reported: Reports were filed as follows:

Report entitled "Report of the Committee on House Administration Pursuant to Section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 95–372);

Report entitled "Allocation of Budget Authority and Outlays by Major Programs" (H. Rept. 95–373);

H.R. 2502, to extend certain oil and gas leases by a period sufficient to allow the drilling of an ultradeep well, amended (H. Rept. 95–374);

H.R. 5023, to amend the statute of limitations provisions in section 2415 of title 28, United States Code, relating to claims by the United States on behalf of Indians, amended (H. Rept. 95–375);

H.R. 5646, to amend the Regional Rail Reorganization Act of 1973 to require ConRail to make premium payments under certain medical and life insurance policies, amended (H. Rept. 95–376); and

H.R. 6893, to amend title 4 of the United States Code to make it clear that Members of Congress may not, for purposes of State income tax laws, be treated as residents of any State other than the State from which they were elected (H. Rept. 95–377). Pages 17201–17204

Measures Rereferred: Committee on Post Office and Civil Service was discharged from the further consideration of H. Res. 36, 532, 533, and 534, all expressing support for Solidarity Sunday; and the measures were rereferred to the Committee on International Relations. Pages 17138, 17139

Higher Education Amendments: House concurred in the Senate amendments to H.R. 6774, to make certain technical and miscellaneous amendments to provisions relating to higher education contained in the Education Amendments of 1976—clearing the measure for the President. Page 17141

Commercial Fisheries Research: House concurred in the Senate amendment to H.R. 6206, to authorize appropriations for fiscal years 1978, 1979, and 1980 to carry out the Commercial Fisheries Research and Development Act of 1964—clearing the measure for the President. Pages 17141, 17142

Marine Mammal Protection: By a yea-and-nay vote of 334 yeas to 20 nays, Roll No. 295, the House passed H.R. 6970, Marine Mammal Protection Act Amendments.

Agreed to the committee amendment in the nature of a substitute as amended.

Agreed To:

Sundry technical amendments;

An amendment that requires a reduction in the porpoise quota from 78,900 to 68,910 (agreed to by a recorded vote of 244 ayes to 109 noes, Roll No. 293); and

An amendment to the previous amendment that strikes language requiring the 1980 quota to be 50 percent of that for 1977, and instead requires quotas to be set at the discretion of the Secretary of Commerce (agreed to by a division vote of 32 ayes to 22 noes).

Rejected:

An amendment that provides that all costs incurred from the observer program be paid by the industry through fees administered by the Secretary (rejected by a division vote of 29 ayes to 64 noes);

An amendment that sought to assess a fee of $32 for each porpoise killed to defray the cost of the observer program; and (rejected by a recorded vote of 158 ayes to 194 noes, Roll No. 294); and

An amendment that sought to require observers as a prerequisite for granting permission to transfer a tuna vessel to a foreign flag.

H. Res. 594, the rule under which the bill was considered, was agreed to earlier by a voice vote. Pages 17141–17168

Peace Corps Authorization: By a yea-and-nay vote of 305 yeas to 43 nays, Roll No. 296, the House passed H.R. 6967, to authorize appropriations for the Peace Corps for fiscal year 1978.

Subsequently, this passage was vacated and S. 1235, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the bill as passed by the House. Agreed to amend the title of the Senate bill.

H. Res. 600, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 333 yeas to 2 nays, Roll No. 292. Pages 17168–17173

Subpena: Read a subpena from the U.S. District Court for the District of Columbia directing the Sergeant at Arms of the House of Representatives to appear before the Grand Jury of that court on Monday, June 13, 1977, with certain documents.

Pursuant to H. Res. 10, the subpena and accompanying papers were ordered printed in the Record.

Page 17173

Referrals: Five Senate-passed measures were referred to the appropriate House committees. Page 17170

Adjournment: Adjourned at 5:43 p.m.

Committee Meetings

FOOD STAMPS

Committee on Agriculture: Continued markup of food stamp legislation, and will resume tomorrow.

NATIONAL ENERGY ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on H.R. 6831 and related bills, National Energy Act. Testimony was heard from Representative Baucus; a panel representing utility and power groups; Community Services Administration; and public witnesses.

FEDERAL FINANCIAL ASSISTANCE TO STUDENTS

Committee on Education and Labor: Subcommittee on Post Secondary Education continued hearings on all forms of Federal financial assistance to students with testimony from a panel of college and university presidents.

Hearings continue Wednesday, June 8.

NUCLEAR WASTE

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources met and approved for full committee action report entitled "West Valley and the Nuclear Waste Dilemma".

FEDERAL OFFICES OF INSPECTOR GENERAL

Committee on Government Operations: Subcommittee on Intergovernmental Relations continued hearings on H.R. 2819, to establish statutory Offices of Inspector General in various Federal departments and agencies. Testimony was heard from representatives of Department of Interior and Labor.

IMPACT OF NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on the overall impact of the President's energy programs. Witnesses heard were Dr. James Schlesinger, Assistant to the President for Energy; William Nordhaus, Council of Economic Advisers; CBO Director Rivlin; and panels on long term issues, and economic impacts.

RECOMBINANT DNA ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment began markup of H.R. 7418, Recombinant DNA Act, and will resume on Friday, June 3.

COMMITTEE BUSINESS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations met for consideration of subpenas, and briefings on forthcoming hearings.

GRAND JURY REFORM

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law held a hearing on H.R. 94, Grand Jury Reform Act of 1977. Testimony was heard from former IRS Commissioner Alexander; and representatives of The Newspaper Guild; Reporter's Committee for Freedom of the Press; Hofstra University School of Law; International Longshoremen's & Warehousemen's Union; and National Council of Churches.

PUBLIC DISCLOSURE OF LOBBYING ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Government Relations met for markup of H.R. 1180, Public Disclosure of Lobbying Act, and adjourned subject to call of the Chair.

BENEFITS TO FORMER EMPLOYEES OF COUNTY COMMITTEES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 3139, extending benefits to former employees of county committees. Testimony was heard from Thomas Tinsley, Civil Service Commission; Dan McGrath, Department of Agriculture; and H. Woodrow Jones, NASCCE.

DoD MINORITY BUSINESS SUBCONTRACTING

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight held a hearing on the Department of Defense minority business subcontracting program. Testimony was heard from Richard W. Gutmann, General Accounting Office.

Hearings continue tomorrow.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued hearings on Title II of H.R. 6831, National Energy Act. Testimony was heard from Representatives Moorhead, Ruppe, Alexander, Goldwater, Coughlin, Cohen, Wylie, and Pepper.

Hearings continue Friday, June 3.

Résumé of Congressional Activity

FIRST SESSION OF NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through May 31, 1977

	Senate	*House*	*Total*
Days in session	81	77	..
Time in session	415 hrs. 18′	323 hrs. 59′	..
Congressional Record:			
Pages of proceedings	8,888	5,192	14,080
Extension of Remarks	..	..	3,396
Public bills enacted into law	12	22	34
Private bills enacted into law	..	..	..
Bills in conference	1	5	6
Bills through conference	3	8	11
Measures passed, total	243	314	..
Senate bills	67	13	..
House bills	48	142	..
Senate joint resolutions	6	3	..
House joint resolutions	7	7	..
Senate concurrent resolutions	8	6	..
House concurrent resolutions	11	11	..
Simple resolutions	96	132	..
Measures reported, total	*239	*330	..
Senate bills	122	4	..
House bills	25	213	..
Senate joint resolutions	3	..	..
House joint resolutions	2	4	..
Senate concurrent resolutions	2	1	..
House concurrent resolutions	3	7	..
Simple resolutions	82	101	..
Special reports	30	29	..
Conference reports	4	12	..
Measures pending on calendar	43	69	..
Measures introduced, total	1,890	8,825	10,715
Bills	1,622	7,497	..
Joint resolutions	60	491	..
Concurrent resolutions	27	233	..
Simple resolutions	181	604	..
Quorum calls	17	23	..
Yea-and-nay votes	170	181	..
Recorded votes	..	87	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 237 reports have been filed in the Senate, a total of 371 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through May 31, 1977

Army nominations, totaling 6,123, disposed of as follows:	
Confirmed	5,449
Unconfirmed	674
Navy nominations, totaling 15,757, disposed of as follows:	
Confirmed	14,834
Unconfirmed	923
Air Force nominations, totaling 9,395, disposed of as follows:	
Confirmed	9,392
Unconfirmed	3
Marine Corps nominations, totaling 2,959 disposed of as follows:	
Confirmed	921
Unconfirmed	2,038
Civilian nominations, totaling 3,331, disposed of as follows:	
Confirmed	2,271
Unconfirmed	1,004
Withdrawn	56

Summary

Total nominations received	37,565
Total confirmed	32,867
Total unconfirmed	4,642
Total withdrawn	56

Thursday, June 2, 1977

Senate

Chamber Action

Senate was not in session today. It will next meet at 12:30 p.m. on Monday, June 6.

Committee Meetings

No meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 37 public bills, H.R. 7552–7587, and 7589; 1 private bill, H.R. 7588; and 10 resolutions, H.J. Res. 495–502, H. Con. Res. 239, and H. Res. 612 were introduced. Pages 17358–17360

Bills Reported: Reports were filed as follows:

H.R. 7552, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1978 (H. Rept. 95–378);

H.R. 7553, making appropriations for public works for water and power development and energy research for the fiscal year ending September 30, 1978 (H. Rept. 95–379);

H.R. 7554, making appropriations for the Department of Housing and Urban Development, and for sundry independent executive agencies, boards, bureaus, commissions, corporations, and offices for the fiscal year ending September 30, 1978 (H. Rept. 95–380);

H.R. 7555, making appropriations for the Departments of Labor, and Health, Education, and Welfare, and related agencies, for the fiscal year ending September 30, 1978 (H. Rept. 95–381);

H.R. 7556, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies for the fiscal year ending September 30, 1978 (H. Rept. 95–382);

H.R. 7557, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1978 (H. Rept. 95–383);

H.R. 7558, making appropriations for Agriculture and Related Agencies programs for the fiscal year ending September 30, 1978 (H. Rept. 95–384);

Conference report on S. 521, to amend the John F. Kennedy Center Act to authorize funds for the repair of leaks (H. Rept. 95–385);

Report entitled "Appropriations Committee Recommendations compared with the Allocation of Budget Totals to the Appropriations Committee for fiscal year 1978 (H. Rept. 95-386);

Report entitled "Report on the Suballocation of Spending Authority for the Revised Third Concurrent Resolution for fiscal year 1977, and the First Concurrent Resolution for fiscal year 1978, in accordance with section 302(b)(2) of the Congressional Budget Act of 1974 (H. Rept. 95–387); and

H.R. 7589, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1978 (H. Rept. 95–388). Page 17259

Late Report: Committee on Appropriations received permission to file a report by midnight on H.R. 7589, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1978. Page 17261

Age Discrimination: House disagreed to the amendment of the Senate to H.R. 6668, to amend the Age Discrimination Act of 1975 to extend the date upon which the United States Commission on Civil Rights is required to file its report under such Act; and asked a conference with the Senate. Appointed as conferees: Representatives Perkins, Brademas, Beard of Rhode Island, Miller of California, Kildee, Heftel, Hawkins, Biaggi, Quie, Jeffords, and Pressler. Page 17262

Library Services: By a voice vote, the House passed S. 602, to extend and revise the Library Services and Construction Act.

Agreed to an amendment, the text of which is H.R. 3712 as passed by the House, in lieu of the language of the Senate bill.

House then insisted on its amendment to S. 602, and asked a conference with the Senate. Appointed as conferees: Representatives Perkins, Brademas, Beard of Rhode Island, and Quie. Pages 17262, 17263

Department of Energy: House completed all general debate and began reading for amendment on H.R. 6804, to establish a Department of Energy in the executive branch by the reorganization of energy functions within the Federal Government in order to secure effective management to assure a coordinated national energy policy; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Friday, June 3.

Agreed to the following amendments to the committee amendment in the nature of a substitute:

An amendment that includes the consideration of urban and rural needs in the conservation and development of energy resources policy;

An amendment that provides for the utilization of the productive capacity of the private sector in the development and achievement of the policies and purposes of this Act;

Six perfecting amendments from the Committee on Post Office and Civil Service;

An amendment that establishes an Office of Energy Research within the Department;

An amendment that changes the title of the Assistant Secretary for Resource Applications to the Assistant Secretary for Production and Resource Applications;

An amendment that strikes the Secretary's authority to regulate the wellhead price of natural gas and gives that power to the Federal Energy Regulatory Commission; and limits the Secretary's authority to issue regulations of general applicability (agreed to by a recorded vote of 236 ayes to 119 noes, Roll No. 299);

An amendment that transfers the transmission line functions from the Bureau of Reclamation to the Department, and provides that any change in cost allocation concerning multipurpose water resource facilities would have to be approved by Congress;

An amendment that transfers to the Department the functions of the Federal Energy Administration relating to carpooling and vanpooling;

An amendment that limits data-gathering activities to the Secretary, rather than the Secretary and the Federal Energy Regulatory Commission;

An amendment that makes the Federal Energy Regulatory Commission an independent regulatory agency for purposes of reorganization;

Two perfecting amendments to language concerning the Federal Energy Regulatory Commission;

An amendment that clarifies the language relating to administrative procedures and judicial review; and

An amendment that provides for congressional veto of rules and regulations promulgated by the Department (agreed to by a recorded vote of 200 ayes to 125 noes, Roll No. 301).

Rejected:

An amendment in the nature of a substitute that sought to strike the provision establishing the Federal Energy Regulatory Commission (rejected by a division vote of 29 ayes to 51 noes);

An amendment that sought to establish an independent National Energy Board responsible for energy pricing (rejected by a recorded vote of 83 ayes to 277 noes, Roll No. 298);

An amendment that sought to strike the Secretary's authority relating to the establishment and review of priorities for curtailments of natural gas deliveries; and

An amendment that sought to strike certain powers of the Department relating to Federal leases (rejected by a recorded vote of 170 ayes to 180 noes, Roll No. 300).

H. Res. 603, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 345 yeas to 2 nays, Roll No. 297). Page 17263–17329

Presidential Message—Fishery Agreement: Received and read a message from the President wherein he transmits to the Congress a governing international fishery agreement for 1978–1982 between the United States and Japan—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 95–168). Page 17329

Adjournment: Adjourned at 6:11 p.m.

Committee Meetings

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House a bill making appropriations for military construction for fiscal year 1978, as amended.

MILITARY HEALTH CARE DELIVERY

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on military health care delivery and the CHAMPUS program. Testimony was heard from representatives of Fleet Reserve Association; Retired Officers Association; National Association for Uniformed Services; Air Force Sergeants Association; Reserve Officers Association; Non-Commissioned Officers Association; and Blue Shield Association.

CONGRESSIONAL BUDGET OFFICE

Committee on the Budget: Task Force on Budget Process held an oversight hearing on the Congressional Budget Office and its operations, hearing testimony from CBO Director Rivlin.

AGE RETIREMENT POLICIES

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on H.R. 1115, H.R. 65, and H.R. 6798, relating to age retirement policies. Testimony was heard from Representatives Pepper, Findley, and Rosenthal, and public witnesses.

LEGISLATIVE BRANCH DISCLOSURE ACT

Select Committee on Ethics: Held a hearing on H.R. 7401, Legislative Branch Disclosure Act of 1977. Testimony was heard from Representatives Simon, and O'Brien; Civil Service Commission Chairman Alan K. Campbell; Elmer B. Staats, Comptroller General of the U.S.; Fred Wertheimer, Common Cause; and Melvin G. Cooper, State of Alabama State Ethics Commission.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Accounts met on committee business.

DIPLOMATIC PRIVILEGES

Committee on International Relations: Subcommittee on International Operations held a hearing on legislation pertaining to diplomatic privileges and immunities. Testimony was heard from Bruno Ristau, Chief, Foreign Litigation Division, Department of State.

TRADING WITH THE ENEMY ACT REFORM

Committee on International Relations: Subcommittee on International Economic Policy and Trade began markup of a draft bill on reform of Trading with the Enemy Act.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power began markup of H.R. 6831, National Energy Act, and will resume tomorrow.

CONFLICTS OF INTEREST IN REGULATORY AGENCIES

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on conflicts of interest in regulatory agencies with testimony from Alan K. Campbell, Chairman, U.S. Civil Service Commission.

INDOCHINA REFUGEES

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law continued hearings on H.R. 2051, to authorize the creation of a record of admission for permanent residence in the cases of certain refugees from the Republic of Vietnam, Laos, or Cambodia. Testimony was heard from Leonel J. Castillo, Commissioner, Immigration and Naturalization Service; and Kenneth S. Levine, Deputy Assistant Secretary for legislation, HEW.

DoD MANPOWER POLICY NUMBER FOUR—DoD MINORITY BUSINESS SUBCONTRACTING PROGRAM

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight held hearings on Defense manpower policy number four; and DOD minority business subcontracting program. Testimony was heard from New York City Mayor Beame; and representatives of Office of Federal Procurement Policy, OMB; Department of Labor; and Department of Defense.

WAYS AND MEANS MISCELLANY

Committee on Ways and Means: Met and ordered reported favorably to the House the following bills:

H.R. 3 amended, Medicare-Medicaid Anti-Fraud and Abuse Amendments;

H.R. 7200 amended, Public Assistance Amendments of 1977;

H.R. 3373, to extend for an additional temporary period the existing suspension of duties on certain classifications of yarns of silk;

H.R. 5263, to suspend until the close of June 30, 1979, the duty on certain bicycle parts;

H.R. 3093, to extend until July 1, 1979, the duty-free treatment on copying lathes used for making rough or finished shoe lasts;

H.R. 5146, to provide for the duty-free entry of competition bobsleds and luges;

H.R. 5322, to continue for a temporary period the existing suspension of duty on certain istle;

H.R. 2849, to suspend for a three-year period the rate of duty on mattress blanks of rubber latex;

H.R. 3790, to suspend until the close of June 30, 1980, the duty on concentrate of poppy straw used in producing codeine or morphine;

H.R. 3946, to suspend for a temporary period the rate of duty on wool not finer than 46s;

H.R. 4018, to suspend until the close of June 30, 1979, the duty on certain doxorubiein hydrochloride antibiotics;

H.R. 5052, to provide for the temporary suspension of duty on the importation of color couplers and coupler intermediates used in the manufacture of photographic sensitized material;

H.R. 5176, to lower the duty on levulose until the close of December 31, 1980;

H.R. 1550, to reduce the rate of duty on ceramic insulators used in spark plugs;

H.R. 1904, to provide duty-free treatment for intravenous fat emulsions;

H.R. 2982, to suspend for a two-year period the duty on synthetic tantalum/columbium concentrate;

H.R. 2850, to suspend for a three-year period the rate of duty on certain latex sheets;

H.R. 3387, to continue until the close of June 30, 1980, the existing suspension of duties on synthetic rutile;

H.R. 4654, to reduce the rate of duty on unmounted underwater lenses;

H.R. 2692, to suspend for two years the duty on wood excelsior imported from Canada;

H.R. 5858, to permit the free entry of Canadian petroleum (including reconstituted crude petroleum) and crude shale oil, provided that an equivalent amount of the same kind and quality of domestic or duty-paid foreign crude petroleum (including reconstituted crude petroleum) and crude shale oil has been exported to Canada;

H.R. 5037, for the relief of Jack R. Misner;

H.R. 5289, for the relief of Joe Cortina of Tampa, Fla.; and

H.R. 5285 amended, with respect to the tariff treatment accorded to sheets manufactured from acrylic resin materials.

Friday, June 3, 1977

Senate

Chamber Action

Senate was not in session today. It will next meet at 12:30 p.m. on Monday, June 6.

Committee Meetings

No meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 7590–7603; and 1 private bill, H.R. 7604 were introduced.

Pages 17457–17458

Bill Reported: One report was filed as follows: H.R. 2437, to amend the Act of April 17, 1954, which preserved within Manassas National Battlefield Park, Virginia, important historic properties relating to the Battles of Manassas, amended (H. Rept. 95–389).

Page 17457

Youth Employment: House agreed to the amendment of the Senate to H.R. 2992, to authorize appropriations for fiscal year 1978 for carrying out the Comprehensive Employment and Training Act of 1973 as amended—clearing the measure for the President.

Pages 17400–17401

Department of Energy: By a yea-and-nay vote of 310 yeas to 20 nays, Roll No. 305, the House passed H.R. 6804, to establish a Department of Energy in the executive branch by the reorganization of energy functions within the Federal Government in order to secure effective management to assure a coordinated national energy policy.

Rejected a motion to recommit the bill to the Committee on Government Operations withinstructions to report it back forthwith containing an amendment that sought to strike the title establishing the Federal Energy Regulatory Commission and amendments pertaining to that title that were adopted in the Committee of the Whole (rejected by a division vote of 58 ayes to 140 noes).

By a yea-and-nay vote of 202 yeas to 126 nays, Roll No. 304, on a demand for a separate vote in the House, agreed to an amendment that terminates the provisions of this Act on December 31, 1982. Earlier, while in the Committee of the Whole, this amendment was agreed to by a division vote of 36 ayes to 22 noes.

By a yea-and-nay vote of 313 yeas, Roll No. 302, the House agreed to resolve itself into the Committee of the Whole.

Agreed to the committee amendment in the nature of a substitute as amended by:

An amendment that provides the right to a hearing to a person who wishes to contest a remedial order issued by the Department pursuant to the Emergency Petroleum Allocation Act;

An amendment that prohibits the entering into contracts or the making of payments except to such extent or in such amounts as are provided in advance in appropriation Acts;

An amendment that directs the Secretary to include in his annual report a summary of efforts to promote conservation and recycling and recommendations for changes in laws needed to encourage more conservation and recycling;

A perfecting amendment relating to advisory committees chartered by the Department;

An amendment that directs other Cabinet Departments and the General Services Administration to designate a principal energy conservation officer responsible for coordination with the Department of Energy on energy matters;

An amendment that requires the Secretary to include in his annual report a study and summary of rural energy needs;

An amendment that includes individuals compensated under the Executive Schedule within the conflict-of-interest provisions in the bill;

An amendment that prohibits, for a period of 2 years, any previous supervisory employee of the Department from appearing before the Department in any professional capacity;

An amendment that directs the Secretary to include in his annual report a summary of supportive and monitoring activities related to environmental research programs;

A technical conforming amendment relating to the Director of Energy Research;

An amendment that gives full-time temporary employees transferred to the Department the option of converting to permanent full-time status within 120 days; and

An amendment that extends to 2 years the time during which reemployment rights may be exercised.

Rejected:

An amendment that sought to prohibit, for a period of 2 years, supervisory employees from accepting employment from a person, if the employee had personally and substantially participated in the Department's regulation of that person (rejected by a recorded vote of 146 ayes to 184 noes, Roll No. 303);

An amendment that sought to place a ceiling on the total number of people that may be employed by the

Department for 3 years (rejected by a division vote of 23 ayes to 31 noes); and

An amendment that sought to give the President the discretion to delegate to the Department the authority to become the importer of foreign oil and gas (rejected by a division vote of 16 ayes to 34 noes). Earlier, a point of order against the amendment for not being germane was overruled.

Subsequently, this passage was vacated and S. 826, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

The Clerk was authorized to correct section numbers, punctuation marks, and cross references in the engrossment of the amendment to S. 826.

Pages 17401–17446

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of June 8. Page 17447

Presidential Message—Romanian Waiver Authority: Received and read a message from the President wherein he transmits to the Congress his recommendation for a 12-month extension of the waiver authority currently applicable to Romania. Page 17447

Late Report: Committee on Interior and Insular Affairs received permission to file a report by midnight tonight on H.R. 2437, to amend the Act of April 17, 1954, which preserved within Manassas National Battlefield Park, Virginia, important historic properties relating to the Battles of Manassas. Page 17447

Adjournment: Adjourned at 2:05 p.m.

Committee Meetings

ERDA STUDY ON ENERGY

Ad Hoc Committee on Energy: Met for briefing on ERDA's "Market Oriented Program Planning Study", which purports to be a comprehensive study of the energy situation through the year 2000.

UNITED STATES-SOUTH AFRICA RELATIONS

Committee on International Relations: Subcommittee on Africa held a hearing on United States-South Africa Relations: Internal Change in South Africa. Testimony was received from Colin Legum, Associate Editor, London Observer; David Sibeko, Director, Foreign Affairs and permanent observer representative at the U.N. for the Pan Africanist Congress of Azania; and John Chettle, Director, North and South American of the South Africa Foundation.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued markup of H.R. 6831, National Energy Act, and will resume on Monday, June 6.

PUBLIC DISCLOSURE OF LOBBYING

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 1180, Public Disclosure of Lobbying Act.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Concluded hearings on title II of H.R. 6831, National Energy Act, with testimony from Secretary of Interior Andrus.

Joint Committee Meeting

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the May employment/unemployment situation, receiving testimony from Julius Shiskin, Commissioner of Labor Statistics, Department of Labor.

Committee recessed subject to call.

Monday, June 6, 1977

Senate

Chamber Action

Routine Proceedings, pages 17559–17602

Bills Introduced: Five bills and one resolution were introduced, as follows: S. 1623–1627; and S. Res. 182.

Pages 17568–17569, 17640–17642

Bills Reported: Reports were made as follows:

S. 947, to hold in trust for the Creek Nation of Oklahoma land known as the Yardeka School land, with an amendment (S. Rept. 95–238); and

S. 1291, to hold in trust for the Cheyenne-Arapaho Tribes certain lands in Oklahoma, with amendments (S. Rept. 95–239). Page 17566

Bill Passed:

Drug Abuse Prevention: Senate passed without amendment and sent to the House S. 1232, authorizing funds for fiscal years 1978 and 1979 for programs under the Drug Abuse Prevention and Control Act.

Pages 17561–17563

Housing: Senate began consideration of S. 1523, authorizing funds for housing and community development assistance programs for fiscal year 1978 through 1980, taking action on amendments proposed thereto, as follows:

Adopted:

(1) By 39 yeas to 33 nays, Proxmire unprinted amendment No. 346, reducing by $123 million to a total of approximately $1.16 billion total funding for housing assistance; Page 17609

(2) Modified Bayh unprinted amendment No. 347, increasing from $12,500 to $16,000 FHA guarantee ceilings for single unit mobile homes, and from $20,000 to $24,000 for double wide mobile units; Page 17611

(3) Harry F. Byrd, Jr., unprinted amendment No. 348, to modify the definition of an urban county to include any county which has a population of at least 100,000 persons and no incorporated areas, plus a density of at least 5,000 persons per square mile; Page 17617

(4) Curtis unprinted amendment No. 349, to reduce the cost of financing nonprofit teaching facilities hospitals whose mortgages are both insured by HUD/FHA and guaranteed by HEW under the Public Health Service Act; Page 17617

(5) Heinz unprinted amendment No. 350, to permit the use of community development funds for the establishment of locally designed rehabilitation loan programs in conjunction with local lending institutions; Page 17618

(6) Humphrey unprinted amendment No. 351, providing a study and report to Congress by the Secretaries of HUD and the Treasury on current fiscal crisis confronting many urban areas; Page 17622

(7) Hathaway unprinted amendment No. 352, to provide that foreclosed property held by the Secretary of Agriculture shall be subject to legitimate State and local taxes; Page 17623

(8) Nunn unprinted amendment No. 353, to require HUD to take into account the impact of a Federal policy or programs when making discretionary grants to cities which fail to qualify under existing formulas; Page 17637

(9) Brooke unprinted amendment No. 354, of a technical nature; and Page 17642

(10) Dole unprinted amendment No. 355, of a clarifying nature. Page 17648

Rejected: By 31 yeas to 40 nays and 1 voting "present", modified Morgan amendment No. 314, to delete from the bill Title IV—Community Reinvestment. Page 17625

Also during consideration of this bill, the Chair ruled as nongermane to its provisions Proxmire amendment No. 346, to subject the appointments of the Chairman and Vice Chairman of the Board of Governors of the Federal Reserve System to confirmation by the Senate. Page 17612

Pending at recess was Eagleton amendment No. 335, to amend the Federal Flood Insurance Program so as to allow a community which chooses not to adopt the HUD land use code to continue to have access to conventional forms of financing, on which the yeas and nays have been ordered. Page 17642

Pages 17602–17640, 17642–17649

Relations With Cuba: S. Res. 182, to express the sense of the Senate with regard to conditions under which the United States would establish diplomatic relations with Cuba, was submitted, and, when objection was heard to request for its immediate consideration, went over under the rule. Pages 17640–17642

Bill Placed on Calendar: H.R. 6161, Clean Air Act Amendments, was received and ordered placed on the Senate Calendar. Page 17567

Bill Referred: H.R. 6970, marine mammal protection, was referred to Committee on Commerce, Science, and Transportation. Page 17567

Message From the House: Pages 17564–17565

Amendments Submitted for Printing: Pages 17571–17576

Executive Communications: Pages 17565–17566

Presidential Messages: Senate received messages from the President, as follows:

Transmitting a governing international fishery agreement for 1978–1982 between the United States and Japan—referred jointly to Committees on Commerce, Science, and Transportation and Foreign Relations—PM 85; and

Recommending a 1-year extension of the United States-Romania Trade Agreement of 1975—referred to Committee on Finance—PM 86. Page 17564

Vice Presidential Appointment: Vice President appointed Senator Long to the National Transportation Policy Study Commission. Page 17649

Treaty Received: Injunction of secrecy was removed from Protocol amending the Convention with the United Kingdom for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with respect to Taxes on Income (Ex. J, 95th Cong., 1st sess.), and the treaty, together with accompanying papers, was referred to Committee on Foreign Relations.

Pages 17563–17564

Nominations:

Received on June 2

Thomas C. Jorling, of Massachusetts, to be an Assistant Administrator of the Environmental Protection Agency; and

Numerous Air Force nominations.

Received on June 3

Richard M. Moose, of Arkansas, to be an Assistant Secretary of State;

William W. Allison, of Georgia, to be Deputy Director of the Community Services Administration;

M. Carr Ferguson, of New York, to be an Assistant Attorney General;

Richard Blumenthal, to be U.S. Attorney for the District of Connecticut;

Jesse R. Brooks, to be U.S. Attorney for the Northern District of Alabama;

James R. Burgess, Jr., to be U.S. Attorney for the Eastern District of Illinois;

Patrick H. Molloy, to be U.S. Attorney for the Eastern District of Kentucky; and

James C. Murphy, Jr., to be U.S. Marshal for the Southern District of Georgia.

Received Today

Roland R. Mora, of California, to be Deputy Assistant Secretary of Labor for Veterans' Employment;

Edward R. Fried, of Maryland, to be U.S. Executive Director of the International Bank for Reconstruction and Development;

Joseph Coolidge Wheeler, of Virginia, to be an Assistant Administrator of the Agency for International Development; and

Numerous nominations in the Army and Navy.

Pages 17650–17660

Record Votes: Two record votes were taken today (total—172). Pages 17610, 17637

Recess: Senate met at 12:30 p.m. and recessed at 7:21 p.m.

Page 17650

Committee Meetings

TREASURY DEPARTMENT INVESTMENTS

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on H.R. 5675, to authorize the Treasury Department to make short-term investments of any portion of its excess operating cash balance, receiving testimony from David Mosso, Fiscal Assistant Secretary, Department of the Treasury; J. Charles Partee, Member, Board of Governors of the Federal Reserve System; Rex Morthland, representing American Bankers Association; Orlanda Darden, representing American Savings and Loan League; David Harper, accompanied by Samuel Foggie, representing the National Bankers Association; Richard S. Lawton, representing the National Savings and Loan League; and Edwin B. Brooks, Jr., representing the U.S. League of Savings Associations, all of Washington, D.C.

Hearings were adjourned subject to call.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Alfred E. Kahn, of New York, to be a member of the Civil Aeronautics Board, after the nominee, who was introduced by Senator Moynihan, testified and answered questions on his own behalf.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Robert A. Frosch, of Massachusetts, to be Administrator of the National Aeronautics and Space Administration, after the nominee, who was introduced by Senators Kennedy, and Brooke, testified and answered questions on his own behalf.

CABLE TELEVISION

Committee on Commerce, Science, and Transportation: Subcommittee on Communications began hearings on the cable TV system, receiving testimony from Richard E. Wiley, Chairman, Federal Communications Commission; Gustave M. Hauser, Warner Cable Corporation, New York City; Anna Marie Hutchinson, Eagle North Communications Corp., Oakhurst, California; Stephen Effros, Community Antenna Television Association, Washington, D.C.; and Anthony G. Oettinger, Community Antenna Television Commission of Massachusetts, Cambridge.

Hearings continue tomorrow.

ENERGY TAX REVENUES

Committee on Finance: Subcommittee on Administration of the Internal Revenue Code held hearings to receive testimony on administrative problems involved in recycling energy tax revenues. Witnesses heard were Prof. Robert Hall, Massachusetts Institute of Technology, Cambridge; Prof. Wallace Oates, Princeton University, Princeton, N.J.; Professor Lawrence R. Klein, and R. M. Young and George Schink, Wharton Econometric Forecasting Associates, Philadelphia; Dr. Rudolph Penner, American Enterprise Institute, Washington, D.C.; Dr. Alvin A. Cook, Data Resources, Inc., Washington, D.C.; and Dr. Jack Carlson, Chamber of Commerce of the United States, Washington, D.C.

Hearings were adjourned subject to call.

NOMINATIONS AND PEACE ACADEMY

Committee on Foreign Relations: Committee ordered favorably reported the nominations of Richard K. Fox, Jr., of Minnesota, to be Ambassador to Trinidad and Tobago; Arthur W. Hummel, Jr., of Maryland, to be Ambassador to Pakistan; Herbert Salzman, of the District of Columbia, to be U.S. representative to the Organization for Economic Cooperation and Development; Albert W. Sherer, Jr., of Connecticut, with the rank of Ambassador, to head the U.S. Delegation to the preparatory meeting in Belgrade of the Conference on Security and Cooperation in Europe, and thereafter as a member and head of the delegation's working group at the main CSCE meeting in the autumn; Marvin L. Warner, of Ohio, to be Ambassador to Switzerland; Melissa F. Wells, of New York, to be U.S. representative on the Economic and Social Council of the U.S., with the rank of Ambassador; Jean Price Lewis of Virginia, and Abelardo Lopez Valdez, of Texas, each to be an Assistant Administrator for AID; Richard N. Cooper, of Connecticut, to be Alternate Governor of the International Bank for Reconstruction and Development, the Inter-American Development Bank, the Asian Development Bank, and the African Development Fund; Sam Y. Cross, Jr., of Virginia, to be U.S. Executive Director of the International Monetary Fund; Thomas B. C. Leddy, of Virginia, to be U.S. Alternate Executive Director of the International Monetary Fund; and Foreign Service Officer promotion list dated May 25, 1977. Testimony on the nomination of Mr. Warner was received from Dennis Kux, American Foreign Service Association, Washington, D.C.

Also, committee held hearings on S. 469, to establish a commission to study proposals for establishing the National Academy of Peace and Conflict, receiving testimony from Senator Randolph and Christian A. Chapman, Deputy Assistant Secretary of State for Educational and Cultural Affairs.

Hearings were recessed subject to call.

FOREIGN RELATIONS—AFRICA

Committee on Foreign Relations: Subcommittee on African Affairs met to hear Ambassador Andrew Young in connection with his recent trip to Africa and on U.S. policy in that area.

Subcommittee recessed subject to call.

MAGISTRATES' JURISDICTION

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery began hearings on S. 1612 and S. 1613, bills to expand the jurisdiction of U.S. Magistrates, receiving testimony from Charles M. Metzner, District Judge, Southern District of New York, Peter McCabe, Chief, Magistrates Division, Administrative Office of United States Courts, both representing the Judicial Conference of the United States; Miles Lord, District Judge, Minneapolis, accompanied by Magistrates George McPartlin, St. Paul, and Charles Barnes, Duluth; Otto R. Skopil, Jr., District Judge, accompanied by Magistrates George E. Juba and Walter H. Evans, Jr., all of Portland; Professor Leo Levin, University of Pennsylvania Law School, Philadelphia; and Magistrate Raymond T. Terlizzi, Phoenix.

Hearings continue on Wednesday, June 8.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 7605–7633 and 7636; 2 private bills, H.R. 7634 and 7635; and 6 resolutions, H.J. Res. 503–506, and H. Res. 613 and 614 were introduced. Pages 17557–17558

Bills Reported: Reports were filed as follows:

Report entitled "Allocation of Budget Authority and Outlays for fiscal year 1977" (H. Rept. 95–390);

Report entitled "Allocation of Budget Totals to Subcommittees for fiscal year 1978" (H. Rept. 95–391); and

H.R. 7636, making appropriations for the Department of Interior and Related Agencies for fiscal year 1978 (H. Rept. 95–392). Pages 17556–17557

Consent Calendar: On the call of the Consent Calendar, the House passed the following:

Sent to the Senate without amendment:

Survivor annuity: H.R. 3447, to amend chapter 83 of title 5, United States Code, to grant an annuitant the right to elect within 1 year after remarriage whether such annuitant's new spouse shall be entitled, if otherwise qualified, to a survivor annuity, and to eliminate the annuity reduction made by an unmarried annuitant to provide a survivor annuity to an individual having an insurable interest in cases where such individual predeceases the annuitant.

Eligible bills not considered:

Passed over without prejudice: H.R. 2931 and 2502.

Pages 17483–17484

International Trade Commission Authorization: House disagreed to the amendment of the Senate to H.R. 6370, to authorie appropriations to the International Trade Commission for fiscal year 1978, to provide for the Presidential appointment of the chairman and vice chairman of the Commission, and to provide for greater efficiency in the administration of the Commission; and asked a conference with the Senate. Appointed as conferees: Representatives Ullman, Vanik, Gibbons, Rostenkowski, Jones of Oklahoma, Conable, and Steiger. Page 17483

Suspensions: House voted to suspend the rules and pass the following:

Federal Crop Insurance Corporation: S. 955, to amend the Federal Crop Insurance Act (passed by a yea-and-nay vote of 377 yeas to 5 nays, Roll No. 306).

Pages 17484–17485, 17512–17513

Soil and water resources: H.R. 75, as amended, to provide for furthering the conservation, protection, and enhancement of the Nation's land, water, and related resources for sustained use (passed by a yea-and-nay vote of 365 yeas to 16 nays, Roll No. 307). Agreed to amend the title of the bill.

Subsequently, the passage was vacated, and S. 106, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill. Pages 17485–17487, 17513–17515

Wheat referendum referral: S. 1240, to extend the

time of conducting the referendum with respect to the national marketing quota for wheat for the marketing year beginning June 1, 1978—clearing the measure for the President. Page 17488

F.E.A. authorization: H.R. 6794, to amend the Federal Energy Administration Act of 1974 to extend the duration of authorities under such Act, and to authorize appropriations for the Federal Energy Administration for the 1978 fiscal year (passed by a yea-and-nay vote of 272 yeas to 111 nays, Roll No. 308).

Objection was heard to a unanimous consent request to change the amount authorized for acquisition and storage of petroleum products in the Strategic Petroleum Reserve from $500 million to $1,210 million; and an objection was heard to a unanimous consent request to withdraw and reintroduce the bill incorporating the aforementioned change.

Subsequently, this passage was vacated, and S. 1468, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill. Pages 17489–17492, 17515–17516

Member's residence for State income tax purposes: H.R. 6893, to amend title 4 of the United States Code to make it clear the Members of Congress may not, for purposes of State income tax laws, be treated as resident of any State other than the State from which they were elected (passed by a yea-and-nay vote of 294 yeas to 83 nays with 7 voting "present", Roll No. 309). Pages 17493–17497, 17516

Indian Claims Commission authorization: H.R. 4585, to authorize appropriations for the Indian Claims Commission for fiscal year 1978; and to facilitate the transfer of cases from the Indian Claims Commission to the United States Court of Claims. Pages 17502–17506

Oil and gas leases extension: H.R. 2502, as amended, to extend certain oil and gas leases by a period sufficient to allow the drilling of an ultradeep well. Pages 17506–17507

Manassas National Battlefield Park: H.R. 2437, as amended, to amend the Act of April 17, 1954, which preserved within Manassas National Battlefield Park, Virginia, important historic properties relating to the battles of Manassas. Pages 17507–17512

Suspension Failed: By a division vote of 162 ayes to 128 noes, the House failed to Suspend the Rules and pass S. 1377 (in lieu of H.R. 5023), to extend the time for commencing actions on behalf of an Indian tribe, band, or group. Pages 17496–17502, 17517

Subcommittee To Sit: Subcommittee on Government Information and Individual Rights of the Committee on Government Operations received permission to sit today during proceedings of the House under the 5-minute rule. Pages 17487–17488

Late Report: Committee on Appropriations received permission to file a report by midnight tonight on H.R. 7636, making appropriations for the Department of the Interior and Related Agencies for fiscal year 1978. Page 17517

Coast Guard Authorization: House disagreed to the amendment of the Senate to H.R. 6823, to authorize appropriations for the U.S. Coast Guard for the fiscal year 1978, and asked a conference with the Senate. Appointed as conferees: Representatives Murphy of New York, Biaggi, Studds, Oberstar, Mikulski, Ruppe, and Treen. Pages 17517–17518

Military Construction Authorization: By a yea-and-nay vote of 351 yeas to 24 nays, Roll No. 312, the House passed H.R. 6990, to authorize certain construction at military installations.

Rejected an amendment that sought to eliminate the applicability of the Davis-Bacon Act, requiring the payment of prevailing wages, to construction contracts authorized in the bill (rejected by a recorded vote of 76 ayes to 298 noes, Roll No. 311).

Subsequently, this passage was vacated, and S. 1474, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

H. Res. 602, the rule under which the bill was considered, was agreed to earlier by a voice vote. Pages 17518–17545

Adjournment: Adjourned at 5:49 p.m.

Committee Meetings

FOOD STAMPS

Committee on Agriculture: Continued markup of food stamp legislation, and will resume tomorrow.

SOIL CONSERVATION AND DOMESTIC ALLOTMENT ACT

Committee on Agriculture: Subcommittee on Conservation and Credit held a hearing on H.R. 7269, to amend the Soil Conservation and Domestic Allotment Act. Testimony was heard from USDA and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House a bill making appropriations for the Department of Interior and Related Agencies for fiscal year 1978, as amended.

ENVIRONMENTAL EDUCATION ACT EXTENSION

Committee on Education and Labor: Select Committee on Education held a hearing on the proposed extension of the Environmental Education Act. Testimony was heard from Dr. Walter Bogan, Director, Office of Environmental Education, and public witnesses.

Hearings continue tomorrow.

JUSTICE DEPARTMENT POLICIES

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on oversight of Justice Department policies with testimony from Attorney General Bell.

EARTHQUAKE HAZARDS REDUCTION ACT

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining met and approved for full committee action H.R. 6683, as amended, Earthquake Hazards Reduction Act of 1977.

UMATILLA INDIAN RESERVATION LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held hearings on H.R. 2539, pertaining to land consolidation and development on the Umatilla Indian Reservation; and H.R. 2540, pertaining to the inheritance of trust or restricted lands on the Umatilla Indian Reservation. Testimony was heard from Ray Butler, Acting Deputy Commissioner, Bureau of Indian Affairs, and public witnesses.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued markup of H.R. 6831, National Energy Act, and will resume tomorrow.

FCC REFORM

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held a panel discussion on Federal Communications Commission reform, and will continue tomorrow.

PUBLIC DISCLOSURE OF LOBBYING ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued markup of H.R. 1180, Public Disclosure of Lobbying Act.

FBI CHARTER PROPOSALS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on FBI charter proposals and the Attorney General's domestic intelligence guidelines. Testimony was heard from Mary Lawton, Deputy Assistant Attorney General, and Thomas J. Grady, Investigation Review Unit, Department of Justice; and John Hotis, Inspector, Federal Bureau of Investigation.

ADDITIONAL JUDGESHIPS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law met for markup of H.R. 3685, to provide for the appointment of additional judgeships for the United States district courts and courts of appeals, and will resume tomorrow.

PRODUCT LIABILITY INSURANCE

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities held a hearing on product liability insurance. Testimony was heard from representatives of McKinsey & Company, Inc.; Insurance Services Office; and American Insurance Association.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Began markup of Title II, Tax Provisions, of H.R. 6831, National Energy Act, and will resume tomorrow.

Tuesday, June 7, 1977

Senate

Chamber Action

Routine Proceedings, pages 17746–17792

Bills Introduced: 12 bills and 5 resolutions were introduced, as follows: S. 1628–1639; and S. Res. 183–187. Pages 17768, 17764–17765

Bill Reported: Report was made as follows:

H.R. 3416, to provide that leasing of flue-cured tobacco acreage-poundage marketing quotas after June 15 be permitted only on farms on which at least 80 percent of the acreage allotment was planted for such year (S. Rept. 95-240). Page 17751

Bill Passed:

Housing: Committee on Banking, Housing, and Urban Affairs was discharged from the further consideration of H.R. 6655, authorizing funds for housing and community development assistance programs for fiscal years 1978 through 1980, and by 79 yeas to 7 nays, the bill was then passed after striking all after the enacting clause and inserting in lieu thereof text of Senate companion measure, S. 1523, to which bill Senate had at first taken action on proposed amendments, as follows:

Adopted:

(1) By 49 yeas to 36 nays, Eagleton amendment No. 335, to amend the Federal Flood Insurance Act so as to allow a community which chooses not to adopt the HUD land use code to continue to have access to conventional forms of financing; Page 17792

(2) Modified Chafee amendment No. 358, to require HUD to utilize funds from an existing reserve to provide operating subsidies to Section 236 assisted housing; Page 17795

(3) Modified Gravel unprinted amendment No. 357, giving Secretary of HUD discretionary authority to

increase FHA insurance ceilings for mobile homes by 50 percent in noncontiguous areas of the United States; Page 17800

(4) Gravel unprinted amendment No. 358, to establish within the Department of HUD an Office of Indian and Alaska Native Programs; Page 17805

(5) Javits unprinted amendment No. 359, increasing mortgage limits on two-family dwellings under Section 235 from $28,000 to $46,000 in normal cost areas, and from $36,000 to $54,000 in high cost areas; Page 17808

(6) Javits unprinted amendment No. 360, increasing from $42,000 to $49,000 limitation on mortgages in high cost areas which can be purchased by GNMA under Section 8 housing, and increasing maximum sales price for such housing from $52,000 to $55,000; Page 17809

(7) Bentsen unprinted amendment No. 361, providing a study of housing and community development problems experienced by cities undergoing a higher than average growth rate; Page 17810

(8) Proxmire unprinted amendment No. 363, providing a process for exclusion from coverage for modular homes upon certification that their structures meet statutory standards; Page 17818

(9) Proxmire unprinted amendment No. 364, of a technical nature relating to the definition of "developmental disabilities"; Page 17818

(10) Bumpers unprinted amendment No. 365, to provide that no city's community development entitlement will decline by more than 20 percent in any 1 year; Page 17819

(11) Hathaway amendment No. 353, to require that not less than 25 percent of the funds made available for the urban development action grants provided by Section 119 shall be used for grants to certain cities under 50,000 population; Page 17820

(12) Talmadge unprinted amendment No. 366, to eliminate a provision of the Housing and Community Development Act of 1974, which authorized the making of Federal guarantees for certain tax-exempt obligations issued by local public bodies for specific urban renewal efforts; Page 17828

(13) Johnston unprinted amendment No. 367, to permit the Secretary of HUD to provide mortgage insurance in defense impact regions where private sector developers have been unable to provide adequate low- and moderate-income housing; Page 17829

(14) By 70 yeas to 18 nays, Muskie amendment No. 361, deleting section 208, thereby maintaining present methods of accounting which permit congressional examination of full costs of long-term housing contract obligations; Page 17832

(15) Cranston unprinted amendment No. 368, to clarify congressional intent with regard to the status of existing Section 23 contracts; Page 17846

(16) Williams unprinted amendment No. 369, en bloc, making certain changes in the operation of the National Flood Insurance Program, including an increase in ceiling on flood insurance coverage for residential and small business properties; Page 17846

(17) Mathias amendment No. 336, to permit the VA to guarantee home mortgages for the purchase of homes converted to condominiums; Page 17848

(18) Bellmon unprinted amendment No. 370, to establish a $45,000 loan limit on single-family dwellings outside of urban areas; Page 17849

(19) Brooke unprinted amendment No. 371, to clarify the right of "MESBIC's" to receive funding under the Community Development Block Grant Program; Page 17851

(20) Sasser unprinted amendment No. 372, to create a task force on small cities to be chaired by the Secretary of HUD; and Page 17852

(21) Proxmire unprinted amendment No. 373, en bloc, of a technical and conforming nature. Page 17852

Rejected:

(1) By 43 yeas to 45 nays, Sasser unprinted amendment No. 362, which would have retained existing formula for allocation of community development funds to rural areas; and Page 17810

(2) By 36 yeas to 53 nays, Tower amendment No. 343, to make distressed "areas" of cities and counties eligible for assistance under the proposed Urban Development Action Grant Program. Page 17824

S. 1523 was indefinitely postponed. Pages 17792–17872

D.C. Water Services: Senate passed and sent to the House S. 1322, to revise the basis for estimating the annual Federal payment to the District of Columbia for water services and sanitary sewer services furnished to the United States. Pages 17873–17875

Export Administration Act Amendments: Senate agreed to the conference report on H.R. 5840, to amend and extend the Export Administration Act, thus clearing the measure for action of the House. Pages 17831–17832

Coast Guard Authorizations: Senate insisted on its amendment to H.R. 6823, authorizing funds for activities of the Coast Guard for fiscal year 1978, agreed to conference with the House and appointed as conferees Senators Magnuson, Inouye, Long, Stevens, and Griffin. Page 17875

Bills Referred: Several House-passed bills were referred to appropriate Senate committees. Page 17751

Bill Held at the Desk: H.R. 6893, relating to State income taxation of Members of the Congress, was received and ordered held at the desk. Page 17875

Messages From the House: Page 17748

Amendments Submitted for Printing: Pages 17765–17769

Committee Authority To Sit: Foreign Relations Subcommittee on Arms Control, Oceans, and International Environment is authorized to sit during session of the Senate on Wednesday, June 8; and Foreign Relations Committee is authorized to sit during session of the Senate on Friday, June 10. Page 17875

Confirmations: Senate confirmed the following nominations:

Lawrence S. Eagleburger, of Virginia, to be Ambassador to Yugoslavia;

Malcolm Toon, of Maryland, to be Ambassador to the Soviet Union;

Arthur A. Hartman, of New Jersey, to be Ambassador to France;

Patricia M. Derian, of Mississippi, to be Coordinator for Human Rights and Humanitarian Affairs;

Richard K. Fox, Jr., of Minnesota, to be Ambassador to Trinidad and Tobago;

Arthur W. Hummel, Jr., of Maryland, to be Ambassador to Pakistan;

Marvin L. Warner, of Ohio, to be Ambassador to Switzerland;

Jean Price Lewis, of Virginia, and Abelardo Lopez Valdez, of Texas, each to be an Assistant Administrator of the Agency for International Development;

Richard N. Cooper, of Connecticut, to be Alternate Governor of the International Bank for Reconstruction and Development, the Inter-American Development Bank, the Asian Development Bank, and the African Development Fund;

Sam Y. Cross, Jr., of Virginia, to be U.S. Executive Director of the International Monetary Fund;

Herbert Salzman, of the District of Columbia, to be U.S. Representative to the Organization for Economic Cooperation and Development, with the rank of Ambassador;

Albert W. Sherer, Jr., of Connecticut, for the rank of Ambassador while serving as head of the U.S. delegation to the preparatory meeting in Belgrade of the Conference on Security and Cooperation in Europe, and thereafter as a member and head of the delegation's working group at the main CSCE meeting in the autumn;

Melissa F. Wells, of New York, to be the Representative of the United States on the Economic and Social Council of the United Nations, with the rank of Ambassador;

Thomas B. C. Leddy, of Virginia, to be U.S. Alternate Executive Director of the International Monetary Fund;

John C. West, of South Carolina, to be Ambassador to Saudi Arabia; and

A Foreign Service list dated May 25, 1977. Pages 17875–17876

Nominations: Senate received the nominations of Azie Taylor Morton, of Virginia, to be Treasurer of the United States; and

One Air Force in the rank of General. Page 17875

Record Votes: Five record votes were taken today (total—177). Pages 17795, 17819, 17828, 17845–17846, 17862

Recess: Senate met at 9:45 a.m. and recessed at 7:13 p.m. Page 17875

Committee Meetings

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee approved for full committee consideration proposed appropriations for fiscal year 1978 for the Department of Transportation.

APPROPRIATIONS—TREASURY AND POSTAL SERVICE

Committee on Appropriations: Subcommittee approved for full committee consideration proposed appropriations for fiscal year 1978 for the Department of the Treasury and the Postal Service.

FNMA

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on S. 1397, to increase from 16 to 19 the size of the Board of Directors of the Federal National Mortgage Association, receiving testimony from Secretary Patricia Roberts Harris of Housing and Urban Development; Gale Cincotta, National Peoples Action, Chicago; Conrad Weiler, Alliance for Neighborhood Government, Temple University, Philadelphia; Ronald Brown, National Urban League, Washington, D.C.; Nick Licata, Seattle Coalition on Redlining, Seattle, Wash.; Dr. Henry Schecter, AFL-CIO, Washington, D.C.; Q. V. Williamson, National Association of Real Estate Brokers, Washington, D.C.; Edward Brice, Schochet Associates, Boston.

Hearings continue tomorrow.

CABLE TELEVISION

Committee on Commerce, Science, and Transportation: Subcommittee on Communications continued hearings on the cable TV system, receiving testimony from Jack Valenti, Motion Picture Association of America, Washington, D.C.; Paul MacAvoy, Yale University, New Haven, Conn.; Robert J. Wormington, Independent Television Stations, Inc., Kansas City, Mo.; Stanley M. Besen, Rice University, Houston; Russell Karp, Teleprompter Corporation, New York City; Ralph M. Baruch, Viacom International, Inc., New York City; Bowie Kuhn, Commissioner, Organized

Baseball, New York City; Gerald F. Phillips, United Artists Corporation, New York City; and Leo L. Beranek, Boston Broadcasters, Inc., Needham, Mass.

Hearings continue tomorrow.

NATURAL GAS PRICING

Committee on Energy and Natural Resources: Committee held hearings to receive testimony on part D (natural gas pricing) of S. 1469, the proposed National Energy Act, and S. 256, proposing deregulations of the wellhead price of natural gas, receiving testimony from John F. O'Leary; Administrator, Federal Energy Administration, and Richard L. Dunham, Chairman, Federal Power Commission.

Hearings continue on Monday, June 13.

PUBLIC BUILDINGS

Committee on Environment and Public Works: Subcommittee on Regional and Community Development held hearings on the public building prospectuses: Federal Office Building, Post Office and Court House, Juneau, Alaska; Federal Building, Ketchican, Alaska; Federal Building & Courthouse, Phoenix, Arizona; Federal Building & Courthouse, Sacramento, California; Federal Archives Records Center, San Bruno, California; U.S. Court of Appeals and Post Office, San Francisco, California; Customhouse, San Francisco, California; Federal Building, Kansas City, Missouri; Federal Office Building, Kansas City, Missouri; Post Office & Courthouse, Trenton, New Jersey; Courthouse, Foley Square, New York, New York; New Courthouse, Portland, Oregon; Federal Building, Philadelphia, Pennsylvania; GSA/FSS Depot, Shelby, Ohio; Auditors Building, Washington, D.C.; and Federal Office Building and Courthouse, San Jose, California. Testimony was received from Ray O'Brien, Deputy Assistant Commissioner for Space Management, William Campbell, Assistant Commissioner for Buildings Management, and Frederick Wendenback, Deputy Assistant Commissioner for Buildings Management, all of General Services Administration.

Hearings were adjourned subject to call.

MEDICARE AND MEDICAID ADMINISTRATION

Committee on Finance: Subcommittee on Health held hearings on S. 1470, proposing reform of the administrative and reimbursement procedures currently employed under the medicare and medicaid programs, receiving testimony from Joseph A. Califano, Secretary of Health, Education, and Welfare; David Hollister, Lansing, Mich., on behalf of the National Conference of State Legislatures; Dr. Robert P. Whalen, Albany, New York, on behalf of the Association of State and Territorial Health Officials; and Jacquelin Hanson, Medical American Health System Agency, Kansas City, Mo., accompanied by Anthony Mott, Rochester, New York, on behalf of the American Association for Comprehensive Health Planning.

Hearings continue tomorrow.

NOMINATION AND TREATIES

Committee on Foreign Relations: Committee ordered favorably reported the nomination of John C. West, to be Ambassador to the Kingdom of Saudi Arabia, prior to which action the nominee, who was introduced to the committee by Senators Thurmond and Hollings, testified and answered questions on his own behalf.

Also, committee held hearings on the Inter-American Treaty of Reciprocal Assistance (Ex. J, 94th Cong., 1st sess.), receiving testimony from Gale McGee, Permanent Representative of the U.S. to the Organization of American States; and David A. Gantz, Assistant Legal Adviser for European Affairs, Department of State; and on Agreement between the U.S. and Canada concerning the proposed construction of a pipeline to transmit Alaskan oil to the Lower 48 States (Ex. F, 95th Cong., 1st sess.), receiving testimony from Senator Stevens; Julius L. Katz, Assistant Secretary for Economic and Business Affairs, accompanied by Phillip R. Trimble, Deputy Legal Adviser, both of the Department of State; William W. Brackett, Alaskan Arctic Pipeline, Washington, D.C.; and John R. Hall, Washington, D.C., representing the Kitimat Pipeline Group

Hearings were recessed subject to call.

BLIND TRUSTS/CONFLICT OF INTEREST

Committee on Governmental Affairs: Committee began hearings to receive testimony on whether blind trusts can serve as appropriate mechanisms for the avoidance of conflicts of interest by public officials, and whether statutory guidelines should be established for such trust agreements; and on S. 695, to impose on former Federal procurement personnel an extended time period during which they may not work for defense contractors. Witnesses heard were Senators Dole and Bartlett; Fred Wertheimer, Common Cause, Washington, D.C.; and Alan B. Morrison, Washington, D.C.

Hearings continue on Thursday, June 9.

SACCHARIN

Committee on Human Resources: Subcommittee on Health and Scientific Research held hearings to evaluate information upon which the FDA based its decision to propose regulations banning the use of saccharin, receiving testimony from Senator Hayakawa; Dr. Donald S. Fredrickson, Director, National Institutes of Health, and Dr. Donald Kennedy, Commissioner of the Food and Drug Administration, both of the Department of Health, Education, and Welfare; Dr. Frederick C. Robbins, Case Western Reserve University, Cleveland; Dr. John J. Burns, Hoffman LaRoche, Inc., New York City; Dr. Joyce C. McCann, University of California (Berkeley); Prof. Abraham E. Nizel, Tufts University, Medford, Mass.; Dr. John A. Oates, Vanderbilt University School of Medicine, Nashville; Dr. Albert J. Stunkard, Philadelphia.

Hearings continue on Tuesday, June 21.

CRIMINAL LAW REFORM

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures began hearings on S. 1437, to codify, revise, and reform the Federal criminal laws, and on the following criminal sentencing bills: S. 31, 45, 181, 204, 260, 888, 979, and 1221, receiving testimony from Senators Bentsen, Domenici, Hart, and Javits; Griffin Bell, Attorney General of the United States, Department of Justice; and Edmund G. Brown, Beverly Hills, Calif., Prof. Louis B. Schwartz, Philadelphia, and Prof. G. Robert Blakey, Ithaca, N.Y., participants in the now defunct National Commission on Reform of the Federal Criminal Laws.

Hearings continue tomorrow.

INDIAN SELF-DETERMINATION

Select Committee on Indian Affairs: Committee held oversight hearings on the implementation of Title I of the Indian Self-Determination and Education Reform Act (P.L. 93-638), receiving testimony from Raymond V. Butler, Acting Commissioner of Indian Affairs and LaFollette Butler, Acting Chief of the Office of Indian Self-Determination Services, both of the Department of the Interior; and Dr. Emery A. Johnson, Director and James Danielson, Acting Director, Office of Program Support, both of the Indian Health Service, Department of Health, Education, and Welfare.

Hearings were recessed subject to call.

EYEGLASS INDUSTRY

Select Committee on Small Business: Monopoly Subcommittee resumed hearings on alleged restrictive and anticompetitive practices in the eyeglass industry, receiving testimony from Joseph Sims, Deputy Assistant Attorney General, Antitrust Division, Department of Justice; Dr. Darius Gaskins, Director, Bureau of Economics, Federal Trade Commission; Dr. Benjamin Shimberg, Center for Occupational and Professional Assessment, Educational Testing Service, Princeton, N.J.; and Dr. Selma Mushkin, Georgetown University, Washington, D.C.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 7637-7651; 3 private bills, H.R. 7652-7654; and 3 resolutions, H.J. Res. 507, H. Con. Res. 240, and H. Res. 615, were introduced. Pages 17745-17746

Bills Reported: Reports were filed as follows:

H.R. 3, to strengthen the capability of the Government to detect, prosecute, and punish fraudulent activities under the medicare and medicaid programs, amended (H. Rept. 95-393);

H.R. 7200, to make needed improvements in the programs of supplemental security income benefits, aid to families with dependent children, child welfare services, and social services, amended (H. Rept. 95-394); and

H. Res. 615, waiving certain points of order against H.R. 7556, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies for fiscal year 1978 (H. Rept. 95-395). Page 17745

Education of the Handicapped: House cleared for the President H.R. 6692, authorizing funds through fiscal year 1982 for education programs for handicapped persons; by agreeing to the amendment of the Senate thereto. Pages 17695-17696

Private Calendar: On the call of the Private Calendar, the House passed the following bills:

Sent to the Senate, without amendment: H.R. 2563, 1392, 1440, and 2944.

Sent to the Senate, amended: H.R. 1445 and 1552.

Passed over without prejudice: H.R. 1405, 2661, 2662, 3081, 3085, 3090, 1777, and 1787. Pages 17696-17698

Federal Employees' Political Activity: By a yea-and-nay vote of 244 yeas to 164 nays, Roll No. 319, the House passed H.R. 10, to restore to Federal civilian and Postal Service employees their rights to participate voluntarily, as private citizens, in the political processes of the Nation, and to protect such employees from improper political solicitations.

By a yea-and-nay vote of 371 yeas to 26 nays, with 1 voting "present", Roll No. 313, agreed to resolve into the Committee of the Whole on the State of the Union for the further consideration of the bill.

Rejected a motion to recommit the bill to the Committee on Post Office and Civil Service with instructions to report it back forthwith containing an amendment that sought to change the effective date of the bill to the first Wednesday after the first Tuesday in October 1978.

Rejected a motion to strike out the enacting clause.

Agreed to the Committee substitute as amended by:

An amendment designed to clarify a previously adopted amendment, the intent of which is not to be construed as prohibiting any activity by employee organizations which is not now prohibited or to permit any activity not now permitted (agreed to by a recorded vote of 266 ayes to 139 noes, Roll No. 315).

Rejected two amendments to the previous amendment, the first of which sought to strike out language

regarding the exemption of officers, employees, or agents of an employee organization (rejected by a recorded vote of 131 ayes to 277 noes, Roll No. 314); the second sought to strike out "which are not unlawful".

Agreed to an amendment that includes in the "restricted positions category" persons who conduct field level inspections.

Rejected a substitute for the previous amendment which included more positions into the "restricted positions" category.

Agreed to an amendment that strikes out language stating that an employee who fails to answer charges relating to a violation of the bill is presumed to be guilty by the Civil Service Commission; and

Agreed to an amendment that prohibits an employee from soliciting campaign funds from an individual or company with whom he has any responsibility to audit or negotiate contracts (agreed to by a division vote of 38 ayes to 20 noes).

Rejected:

An amendment that sought to eliminate exceptions under which persons in the restricted positions category may participate in political campaigns (rejected by a recorded vote of 56 ayes to 344 noes, Roll No. 316);

An amendment designed to protect an employee who served as a campaign manager, from discrimination if he failed to carry his assigned political area (rejected by a division vote of 32 ayes to 55 noes);

An amendment that sought to provide a definition for "extortion" (rejected by a recorded vote of 190 ayes to 219 noes, with 1 voting "present", Roll No. 317);

An amendment that sought to prohibit an employee from soliciting campaign funds from any other employee that he works with (rejected by a recorded vote of 156 ayes to 251 noes, Roll No. 318);

An amendment that sought to require that an employee obtain mandatory leave 90 days before an election or on the day following announcement of the candidacy;

A substitute to the previous amendment (rejected by a division vote of 39 ayes to 74 noes);

A point of order was sustained against an amendment that sought to require employees seeking elective office to obtain leave of absence without pay on the day the employee becomes a candidate; and

Points of order were sustained against two amendments that sought to include members of the uniformed services under provisions of the Act.

The Clerk was authorized to correct section numbers, cross references, and to make other technical and conforming corrections in the engrossment of the bill.

Pages 17699–17725

Memorandum-Order: Read a letter from the Clerk transmitting an order of the U.S. District Court for the District of Columbia, regarding Civil Action No. 76-2006; ordered printed in the Record. Page 17725

Adjournment: Adjourned at 5:35 p.m.

Committee Meetings

FOOD STAMPS

Committee on Agriculture: Continued markup of food stamp legislation, and will resume tomorrow.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense began hearings on consolidation of helicopter pilot training, and will continue tomorrow.

JFK ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of John F. Kennedy held a hearing with testimony from Loran Eugene Hall.

HUMAN RESOURCES DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization began but did not complete markup of H.R. 2596, Human Resources Development Act of 1977.

ENVIRONMENTAL EDUCATION ACT EXTENSION

Committee on Education and Labor: Subcommittee on Select Education continued hearings on the proposed extension of the Environmental Education Act. Testimony was heard from State officials; educational personnel, and public witnesses.

FEDERAL EMPLOYEES' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health, and Safety continued hearings on the Federal Employees' Compensation Act. Testimony was heard from Representatives Duncan of Tennessee, and Fisher.

Hearings continue tomorrow.

COAL MINE HEALTH AND SAFETY ACT

Committee on Education and Labor: Subcommittee on Labor Standards held an oversight hearing on the Federal Coal Mine Health and Safety Act of 1969. Testimony was heard from Senator Gibson, Kentucky State Legislature; and representatives of the Association of Bituminous Coal Operators.

Hearings continue Thursday, June 9.

BILINGUAL EDUCATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held a hearing on bilingual education. Testimony was heard from representatives of Office of Education: Office for Civil Rights; and public witnesses.

Hearings continue tomorrow.

ANALYSIS OF NATIONAL ENERGY ACT

Ad Hoc Committee on Energy: Met for briefing by Congressional Budget Office Director Alice Rivlin on analysis of the National Energy Act.

LEGISLATIVE BRANCH DISCLOSURE ACT

Select Committee on Ethics: Continued hearings on H.R. 7401, Legislative Branch Disclosure Act of 1977. Testimony was heard from Representative Oberstar; Thomas E. Harris, Chairman, and Joan D. Aikens, Vice Chairman, Federal Election Commission; and Roscoe L. Egger, Price Waterhouse & Company.

GAO AUDITS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs met and approved for full committee action H.R. 2176 as amended, authorizing the General Accounting Office to audit the Federal Reserve System, the Office of the Comptroller of the Currency, and the Federal Deposit Insurance Corporation; and two subcommittee reports entitled:

Federal Trade Commission Oversight—Rulemaking, Advertising, and Consumer Access; and

Real Estate Leasing Practices of the Comptroller of the Currency and FDIC.

FEDERAL OFFICES OF INSPECTOR GENERAL

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on H.R. 2809, to establish statutory Offices of Inspector General in various Federal departments and agencies. Testimony was heard from representatives of Department of Transportation, and Environmental Protection Agency.

INDIAN CLAIMS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands met and approved for full committee action the following bills:

H.R. 2664, technical amendments, to amend the Indian Claims Commission Act of August 13, 1946 (Sioux Black Hills Claim); and

H.R. 3377, to authorize the Wichita Indian Tribe of Oklahoma, and its affiliated bands and groups of Indians, to file with the Indian Claims Commission any of their claims against the United States for lands taken without adequate compensation.

ERDA AUTHORIZATION—AFRICA REPORT

Committee on International Relations: Reconsidered and ordered reported favorably to the House, without amendment, H.R. 6796, authorizing appropriations for the Energy Research and Development Administration for fiscal year 1978; and

Heard Ambassador Young report on his recent trip to Africa.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations met for discussion of rules for investigation of Korean-American relations.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued markup of H.R. 6831, National Energy Act, and will resume tomorrow.

FCC REFORM

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued panel discussions on Federal Communications Commission reform.

RECOMBINANT DNA ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met for markup of Recombinant DNA Act, and will resume tomorrow.

ADDITIONAL JUDGESHIPS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law met in open and executive sessions for markup of H.R. 3685, to provide for the appointment of additional judgeships for the U.S. District Courts and Courts of Appeals, and will continue on Thursday, June 9.

HIGHWAY OBLIGATION LIMITATION

Committee on Public Works and Transportation: Subcommittee on Surface Transportation met and approved for full committee action H.R. 7462, to amend the Federal-Aid Highway Act of 1976 to provide an obligation limitation for fiscal year 1978.

HIGHWAY AND MASS TRANSIT PROGRAMS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on the highway and mass transit programs. Testimony was heard from Representatives Barnard, Simon, and Santini; Carlton Fisher, Chairman, National Conference of Governors' Highway Safety representatives, and public witnesses.

Hearings continue Thursday, June 9.

LEGAL SERVICES CORPORATION AMENDMENTS ACT

Committee on Rules: Granted an open rule providing

for the consideration of and 1 hour of general debate; waiving all points of order against section 3 of the bill for failure to comply with the provisions of clause 5 of Rule XXI, on H.R. 6666, Legal Services Corporation Amendments Act of 1977. Testimony was heard from Representatives Kastenmeier and Railsback.

STATE, JUSTICE, COMMERCE, AND JUDICIARY APPROPRIATIONS

Committee on Rules: Granted a rule waiving points of order against certain designated provisions of the bill for failure to comply with the provisions of clause 2 of Rule XXI. (The Rules Committee, however, failed to grant a waiver of clause 2 of Rule XXI for provisions in the bill (p. 44, lines 5-21) involving expenses of the International Trade Commission) on H.R. 7556, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies for the fiscal year ending September 30, 1978. Testimony was heard from Chairman Mahon and Representatives Slack, Vanik, Bevill, Cederberg, and Steiger.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Rules: Granted a rule waiving points of order against designated provisions of the bill for failure to comply with the provisions of clause 2 of Rule XXI on H.R. 7589, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1978. Testimony was heard from Chairman Mahon and Representatives McKay, McEwen, and Cederberg.

CLINCH RIVER BREEDER REACTOR

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy R.D. & D. began hearings on the Clinch River Breeder Reactor with testimony from Dr. James Schlesinger, Assistant to the President for Energy.

Hearings continue tomorrow.

WOMEN IN BUSINESS

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight continued hearings on Women in Business with testimony from Secretary of Commerce Juanita Kreps.

NATIONAL CEMETERY SYSTEM

Committee on Veterans' Affairs: Subcommittee on Cemeteries and Burial Benefits held an oversight hearing on the National Cemetery System, Congressional Cemetery, and related matters. Testimony was heard from departmental, veterans' organizations, and public witnesses.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued markup of H.R. 6831, National Energy Act—Tax Provisions, and will resume tomorrow.

Joint Committee Meetings

RURAL ECONOMY

Joint Economic Committee: Committee held hearings to receive testimony on the economic problems of rural America. Witnesses heard were John White, Deputy Secretary of Agriculture; Lester Anderson, Blue Earth County, Minnesota; John Ladd, Mohawk Valley Economic Development District, Mohawk, New York; Robert McNichols, Pulaski County, Virginia; and Prof. Luther Tweeten, Oklahoma State University, Stillwater.

Hearings continue on June 15.

MILITARY PROCUREMENT

Conferees met in open and closed session to resolve the differences between the Senate- and House-passed versions of H.R. 5970, authorizing funds for military procurement for fiscal year 1978, but did not reach final agreement thereon and will meet again in closed session on Thursday, June 9.

Wednesday, June 8, 1977

Senate

Chamber Action

Routine Proceedings, pages 17976–18013

Bills Introduced: 11 bills and 2 resolutions were introduced, as follows: S. 1640–1650; S. Con. Res. 28; and S. Res. 188. Pages 17982–17983, 17989, 18071–18072

Bill Reported: Report was made as follows:

S. Res. 188, to amend Senate Rule XLIX relative to political fund activity (S. Rept. 95-241). Page 17982

Bill Passed:

Mike Monroney Aeronautical Center: Senate passed and sent to the House S. 1640, to designate the Federal Aviation Administration Aeronautical Center, Oklahoma City, as the "Mike Monroney Aeronautical Center". Pages 17977–17978

Enrollment Correction: Senate agreed to S. Con. Res. 28, authorizing technical correction in the enrollment of H.R. 5840, to amend and extend the Export Administration Act. Pages 18071–18072

Clean Air: Senate began consideration of S. 252, proposed Clean Air Act Amendments of 1977, agreeing to committee amendments en bloc, and the bill as thus amended, will be considered as original text for the purpose of further amendment. Senate agreed to other proposed amendments, as follow:

(1) Muskie unprinted amendment No. 374, to provide that authorizations for the National Commission on Air Quality begin in fiscal year 1978; Page 18039

(2) Modified Cannon amendment No. 269, to permit continued operation of existing nonferrous smelters employing intermittent emission reduction strategies for up to 10 years if the more costly pollution control equipment will force their closure; Page 18045

(3) By 51 yeas to 43 nays, Griffin-Riegle unprinted amendment No. 376 (to Hart amendment No. 355), the net effect of which would call for EPA study of the public health implications of attaining an emission standard on oxides of nitrogen from light duty vehicles of 0.4 gram per vehicle mile, and the cost and technological capability of attaining such standard; Page 18069

(4) Hart amendment No. 355, as amended. Page 18042

Pending at recess was Nelson amendment No. 366, to allow a 2-year extension of the date by which American Motors must meet emission standards for automobiles on which a yea-and-nay vote will be taken at approximately 10 a.m. on Thursday, June 9. Page 18073

By unanimous consent it was agreed that time be reduced from 6 hours to 4 hours for debate of an amendment to be offered by Senators Griffin and Riegle. Page 18072 Pages 18013–18078

Coal Conversion Orders: Senate agreed to the House amendments with an amendment (Jackson unprinted amendment No. 375) to S. 1468, extending authority of the Federal Energy Administration to issue coal conversion orders pursuant to the Energy Supply and Coordination Act. Jackson amendment would increase authorization for the Strategic Petroleum Reserve for fiscal year 1978 from $500 million to $1.210 billion. Page 18066

Surface Mining: Senate insisted on its amendment to H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, agreed to conference with the House and appointed as conferees Senators Jackson, Metcalf, Metzenbaum, Bumpers, Ford, Matsunaga, Hansen, Hatfield, McClure, and Bartlett. Page 18063

Library Services and Construction: Senate disagreed to the House amendment to S. 602, to extend through fiscal year 1982 programs under the Library Services and Construction Act, agreed to conference with the House, and appointed as conferees Senators Pell, Randolph, Kennedy, Eagleton, Williams, Cranston, Stafford, Schweiker, Hayakawa, and Javits. Page 18077

Unanimous Consent Calendar: The following measures were transferred in the Calendar to Measures Cleared to be Considered by Unanimous Consent: S. 103, S. 667, S. 947, and S. 1291, Indian lands bills; and S. 1372, Under Secretary of Defense for Policy. Pages 17976, 17978

Consecutive Referral: By unanimous consent it was agreed that when Committee on Banking, Housing, and Urban Affairs reports S. 989, relating to condominium and cooperative home loans, the bill then be referred to Committee on Veterans' Affairs. Page 18073

Bill Held at Desk: H.R. 2563, a private bill, was received and ordered to be held at the desk.

Bills Referred: Five House-passed private bills were referred to Committee on the Judiciary. Page 17982

Messages From the House: Page 17979–17980

Amendments Submitted for Printing: Pages 17989–179999

Executive Communications: Page 17999

Nominations: Senate received the following nominations:

Goler T. Butcher and Alexander Shakow, both of the District of Columbia, each to be an Assistant Administrator of the Agency for International Development;

Claud Anderson, of Florida, to be Federal Cochairman of the Coastal Plains Regional Commission;

F. Kenneth Baskette, Jr., of Colorado, to be Federal Cochairman of the Four Corners Regional Commission;

J. Joseph Grandmaison, of New Hampshire, to be Federal Cochairman of the New England Regional Commission;

George D. McCarthy, of the District of Columbia, to be Federal Cochairman of the Old West Regional Commission;

Patsy Ann Danner, of Missouri, to be Federal Cochairman of the Ozarks Regional Commission;

Patrick J. Vaughan, of Idaho, to be Federal Cochairman of the Pacific Northwest Regional Commission;

Cristobal P. Aldrete, of Virginia, to be Federal Cochairman of the Southwest Border Regional Commission;

William R. Bechtel, of Wisconsin, to be Federal Cochairman of the Upper Great Lakes Regional Commission;

Esther Crane Wunnicke, of Alaska, to be a Member of the Joint Federal-State Land Use Planning Commission for Alaska; and

Five Army nominations in the rank of General. Page 18077

Record Vote: One record vote was taken today.

Page 18071

Recess: Senate met at 10 a.m. and recessed at 7:25 p.m.

Page 18077

Committee Meetings

INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT

Committee on Agriculture, Nutrition and Forestry: Subcommittee on Agricultural Research and General Legislation began hearings on proposals to extend and amend the Federal Insecticide, Fungicide, and Rodenticide Act. Witnesses heard were Robert J. Alikonis, Pesticide Formulators Association, Washington, D.C.; Cal Stephenson, United Pesticide Formulators and Distributors Association, College Park, Ga.; Dr. Andrew P. Janovich, Western United Resources, Inc., Denver; John S. Barr, National Cotton Council, Oak Ridge, La.; William Buffaloe, American Association of Pesticide Control Officials, Raleigh, N.C.; Robert Russell, Rollins Orkin and Co., Atlanta; Edgar Duskin, Southern Agricultural Chemicals Association, Dawson, Ga.; Farrell Higbee, National Agricultural Aviation Association, Washington, D.C.; Perry L. Adkisson, Texas A & M University, College Station; John Hall, National Forest Products Association, Washington, D.C.; Phillip Spear, National Pest Control Association, Vienna, Va.; Dana K. Griffin, International Sanitary Commission, accompanied by Scott Whitney, College of William & Mary, Williamsburg, Va.

Hearings continue tomorrow.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee began to mark up proposed appropriations for fiscal year 1978 for public works projects, but did not complete action thereon and will meet again on Friday, June 10.

FNMA

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on S. 1397, to increase from 16 to 19 the size of the Board of Directors of the Federal National Mortgage Association, after receiving testimony from James E. Murray, accompanied by Robert Bennett, both of the Federal National Mortgage Association; Lewis Glucksman, Lehman Commercial Paper, New York City; Morris Mark, Goldman, Sachs & Company, New York City; Eric I. Kersh, New York City; Elliott Schneider, Perspective Research, Gruntal & Co., New York City; Kennon Rothchild, Mortgage Bankers Association, Washington, D.C.; Fred Allen, United Mortgage Bankers of America, Washington, D.C.; John Teutsch, Ranier Mortgage Company, Seattle; Cal Stuart, Skinker-DeBaliviere Community Council, St. Louis; and Lynn Dunsavage, Dallas.

NATIONAL CLIMATE PROGRAM

Committee on Commerce, Science and Transportation: Using the facilities of the Communications Technology Satellite, Subcommittee on Science, Technology and Space began hearings on S. 421, to establish a program to educate the public in understanding climatic dynamics, receiving testimony from Dr. Robert S. Cooper, Director, Goddard Space Flight Center, Greenbelt, Md.; Linda DeGrande, Cargill Investors, Chicago; Erie Jones, Elementary Services, State of Illinois, Springfield; F. R. Orr, Momence, Illinois; Maxim M. Cohen, Chicago Regional Port District, Lake Calumet Harbor, Chicago; John Block, Illinois Department of Agriculture, Springfield; Dean Orville G. Bently, College of Agriculture, University of Illinois, Urbana; Prof. Verner Suomi, Space Science and Engineering Center, University of Wisconsin, Madison; Dr. William C. Ackerman, Dr. Stanley A. Changnon, Jr., and Dr. Paul Schickedanz, Illinois State Water Survey, Urbana.

Hearings continue tomorrow.

CABLE TELEVISION

Committee on Commerce, Science and Transportation: Subcommittee on Communications continued hearings on the cable TV system, receiving testimony from Henry Geller, The Aspen Institute, Program on Communications and Society, Washington, D.C.; Sheila Mahony, Cable Television Information Center, Urban Institute, Washington, D.C.; Pluria Marshall, National Black Media Coalition, Houston; Wilson C. Wearn, National Association of Broadcasters, Greenville, South Carolina; and Daniel Aaron, National Cable Television Association, Balla Cynwyd, Pennsylvania.

Hearings were recessed subject to call.

ERDA NUCLEAR PROGRAMS

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development held hearings on proposed legislation authorizing funds for fiscal year 1978 for nuclear programs of ERDA, receiving testimony from Robert W. Fri, Acting Administrator, Eric S. Beckjord, Director, Division of Reactor Development and Demonstration, Dr. Douglas C. Bauer, Director, Division of Nuclear Research and Applications, and William R. Voight, Jr., Director, Division of Uranium Resources and Enrichment, all of the Energy Research and Development Administration; Wallace Behnke, Commonwealth Edison, Chicago; Dr. Tom Cochran, Natural Resources Defense Council, Washington, D.C.; Dr. Floyd Culler, Oak Ridge National Laboratory, Oak Ridge, Tennessee; and B. B. Parker, Duke Power Company, Charlotte, North Carolina.

Hearings were recessed subject to call.

NATIONAL PARK SYSTEM

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation began hearings on S. 975, to improve the administration of the national park system, receiving testimony from Senator Williams; Representatives Holtzman, Scheuer, Bingham, and Rangel; Robert L. Herbst, Assistant Secretary of the Interior for Fish and Wildlife and Parks; Barbara Reach, Assistant to the Mayor of New York; Mrs. Webster Todd, Dean Thomas Southerland, and D. W. Bennett, all representing the Gateway Citizens Committee; Destry Jarvis, National Parks and Conservation Association, Washington, D.C.; Ross Capon, National Association of Railroad Passengers, Washington, D.C.; Sydney Howe, Urban Environment Foundation, Washington, D.C.; and Amy Meyer, People for Golden Gate National Recreation Area, San Francisco.

Hearings were recessed subject to call.

WATERSHED PROJECTS

Committee on Environment and Public Works: Subcommittee on Water Resources held hearings to receive testimony on pending watershed work plans of the Soil Conservation Service submitted pursuant to Public Law 83-566. Witnesses were heard on listed projects, as follows:

Okatoma Creek project, Mississippi—James W. Mitchell, Director, Watersheds Division, Soil Conservation Service, Department of Agriculture; and Chris Jacob, Delta Chapter, Sierra Club, Jackson, Miss.;

Bush River project, Virginia—Mr. Mitchell; Joseph Hazelgrove, Bush River Watershed Conservation District, Farmville, Va.; Hugh Jenkins, Prince Edward County, Green Bay, Va.; and Ben Marshall, Prince Edward County, Farmville, Va.; and

Boulder River project, Montana—Mr. Mitchell; and Paul T. Smith, North Boulder Drainage District, Boulder, Mont.

Subcommittee will meet again tomorrow.

MEDICARE AND MEDICAID

Committee on Finance: Subcommittee on Health continued hearings on S. 1470, proposing reform of the administrative and reimbursement procedures currently employed under the medicare and medicaid programs, receiving testimony from John Alexander McMahon, Chicago, accompanied by Alan Manzano, Chicago, and Leo J. Gehrig, Washington, D.C., all of the American Hospital Association; Dr. John A. D. Cooper, accompanied by Dr. David D. Thompson and Dr. James D. Bentley, all representing the Association of American Medical Colleges, Washington, D.C.; Michael D. Bromberg, accompanied by Robert J. Samsel, both representing the Federation of American Hospitals, Washington, D.C.; John F. Horty, National Council of Community Hospitals, Pittsburgh, Pa.; Michael Cassidy for Dr. Charles E. Phillips, American Protestant Hospital Association, Washington, D.C.; Bruce D. Thevenot, American Health Care Association, Washington, D.C.; and Harry Asmus, accompanied by Jack MacDonald, both representing the National Council of Health Care Services, Washington, D.C.

Hearings continue tomorrow.

NUCLEAR PROLIFERATION POLICY

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans, and International Environment resumed hearings on S. 897, to strengthen U.S. policies on nuclear nonproliferation, and to reorganize certain nuclear export functions, and S. 1432, to provide for more efficient and effective control over the proliferation of nuclear explosives, receiving testimony from Carl Walske, Atomic Industrial Forum, Inc., Bethesda, Md.; Dwight J. Porter, Westinghouse Corp., Washington, D.C.; Lewellen King, Energy Daily, Washington, D.C.; and John E. Gray, International Energy Association, Washington, D.C.

Hearings continue on Wednesday, June 15.

INTERNATIONAL COMMUNICATIONS

Committee on Foreign Relations: Subcommittee on International Operations held oversight hearings on the role of the media, business, banking, labor, national security, etc. in the current and future international flow of information, receiving testimony from Leonard Marks, Cohn & Marks, Washington, D.C.; William Colby, Washington, D.C.; William Harley, National Association of Educational Broadcasters, Washington, D.C.; and Antony Oettinger, and John Legates, both of Harvard University, Cambridge.

Hearings continue tomorrow.

REGULATORY REFORM

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations concluded hearings on S. 600, to require, over a period of 8 years, the President to submit a plan designed to prevent unnecessary or harmful regulation by Federal agencies, after receiving testimony from Representative Moss; Richard D. Redenius, Acting Assistant Administrator for Planning and Management, Environmental Protection Agency; Linda Heller Kamm, General Counsel, Department of Transportation; and Fred Wertheimer, and Bruce Adams both of Common Cause, Washington, D.C.

CHEMICALS/NURSING MOTHERS

Committee on Human Resources: Subcommittee on Health and Scientific Research began oversight hearings on the health implications of environmental toxins in mothers' milk. Witnesses heard were Dr. David P. Rall, Director, and Dr. John Moore, Deputy Director, both of the National Institute of Environmental Health Sciences, Department of Health, Education, and Welfare; Dr. Jack Griffith, Branch Chief, Office of Human Effects and Monitoring, Environmental Protection Agency; Stephanie G. Harris, Environmental Defense

Fund, Washington, D.C.; Dr. James Allen, University of Wisconsin Medical School; Marian Thompson, La Leche' League, Franklin Park, Ill.; Dr. Mark Thoman, American Academy of Clinical Toxicology, Des Moines, Iowa; Dr. William Weill, Michigan State University, East Lansing; and Dr. Robert P. Whalen, Commissioner of Health, State of New York, Albany.

Hearings continue on Friday, June 10.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of Finis E. Cowan, of Texas, to be U.S. District Judge for the Southern District of Texas, after the nominee, who was introduced by Senators Tower and Bentsen, testified and answered questions on his own behalf.

CRIMINAL LAW REFORM

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures continued hearings on S. 1437, to codify, revise, and reform the Federal criminal laws, and on the following criminal sentencing bills: S. 31, 45, 181, 204, 260, 888, 979, and 1221. Witnesses heard were Norman A. Carlson, Director, Bureau of Prisons, Department of Justice; Judge Marvin E. Frankel, U.S. District Court for the Southern District of New York, New York City; Pierce O'Donnell, Washington, D.C.; Ernest van den Haag, New York City; and Dean Don M. Gottfredson, School of Criminal Justice, Rutgers University, Newark.

Hearings continue tomorrow.

MAGISTRATES' JURISDICTION

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery continued hearings on S. 1612, and 1613, bills to expand the jurisdiction of U.S. Magistrates, receiving testimony from Thomas Ehrlich, Legal Services Corp., Washington, D.C.; Morey L. Sear, U.S. District Judge for the Eastern District of Louisiana, accompanied by Magistrates James Carriere and Robert Acomb, all of New Orleans; and Charles R. Halperin, Council for Public Interest Law, Washington, D.C.

Hearings continue on Friday, June 10.

INTELLIGENCE

Select Committee on Intelligence: Committee held a closed business meeting, but made no announcements and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 32 public bills, H.R. 7655–7686; 2 private bills, H.R. 7687 and 7688; and 6 resolutions, H. Con. Res. 241 and 242, and H. Res. 616–619 were introduced. Pages 17974–17976

Measures Reported: Reports were filed as follows:

Report entitled "Allocation of Budget Authority and Outlays for fiscal year 1978" (H. Rept. 95–396);

Report entitled "Allocation of Budget Totals for Fiscal Year 1978, Committee on Science and Technology" (H. Rept. 95–397);

H. Res. 616, waiving points of order against H.R. 7636, making appropriations for the Department of Interior and Related Agencies for fiscal year 1978 (H. Rept. 95–398);

H. Res. 617, providing for the consideration of H.R. 6666, to amend the Legal Services Corporation Act to provide authorization of appropriations for additional fiscal years (H. Rept. 95–399); and

H. Res. 618, waiving points of order against H.R. 7589, making appropriations for military construction for the Department of Defense for fiscal year 1978 (H. Rept. 95–400). Page 17974

Speaker Pro Tempore: Read a letter from the Speaker designating Representative Alexander as Speaker pro tempore for today. Page 17910

Aviation Insurance: House agreed to the Senate amendment to H.R. 6010, to expand the types of risks which the Secretary of Transportation may insure or reinsure; with an amendment—returning the measure to the Senate. Subsequently, the House insisted on its amendment and asked a conference with the Senate. Appointed as conferees: Representatives Anderson of California, Johnson of California, Roncalio, Harsha, and Snyder. Pages 17910–17911

Disaster Relief: House agreed to the Senate amendment to H.R. 6197, to amend the Disaster Relief Act of 1974 to provide for authorization of appropriations thereunder through fiscal year 1978—clearing the measure for the President. Pages 17912–17913

John F. Kennedy Center: By a yea-and-nay vote of 291 yeas to 90 nays, Roll No. 320, the House agreed to the conference report on S. 521, to amend the John F. Kennedy Center Act to authorize funds for the repair of leaks—clearing the measure for the President. Pages 17913–17915

Treasury-Postal Service Appropriations: By a yea-and-nay vote of 359 yeas to 45 nays, Roll No. 321, the House passed H.R. 7552, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for fiscal year 1978.

Rejected a motion to recommit the bill to the Committee on Appropriations.

Rejected an amendment that sought to delete 32 positions within the Office of Management and Budget that are assigned to the President's Government reorganization effort; and

An amendment that sought to delete $148,000 appropriated for office expenses for former President Nixon (rejected by a division vote of 19 ayes to 34 noes). A point of order was overruled against the amendment.

Points of order were sustained against the following language as legislation in an appropriation bill:

Language appropriating $3.85 million for salaries and expenses for the White House Office;

Language appropriating $2.157 million for operating expenses for the Executive Residence;

Language appropriating $61,000 for operating expenses for the Official Residence of the Vice President;

Language appropriating $1.327 million for salaries and expenses for special assistance to the President;

Language appropriating $2.1 million for salaries and expenses for the Council on Wage and Price Stability; and

Language appropriating $1.85 million for salaries and expenses for the Domestic Council.

The Clerk was authorized to correct section numbers in the engrossment of the bill. Pages 17915–17931

Saline Water Conversion: House disagreed to the amendment of the Senate to H.R. 4746, to extend certain authorities of the Secretary of the Interior with respect to water resources research and saline water conversion programs; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Meeds, Udall, Miller of California, Krebs, Weaver, Lujan, and Marriott. Page 17931

Transportation Appropriations: By a yea-and-nay vote of 391 yeas to 11 nays, Roll No. 323, the House passed H.R. 7557, making appropriations for the Department of Transportation and related agencies for fiscal year 1978.

Rejected a motion to recommit the bill to the Committee on Appropriations.

Agreed to an amendment that appropriates an additional $7 million for operating expenses for the Coast Guard (a point of order was overruled against the amendment); and

An amendment that prohibits the use of any funds for any construction or improvements at Flushing Airport in New York City.

Rejected an amendment that sought to prohibit the use of any funds by air traffic controllers to land civil supersonic aircraft at John F. Kennedy Airport in New York City unless the aircraft meets existing noise standards (rejected by a recorded vote of 128 ayes to 274 noes, Roll No. 322); and

A substitute amendment that sought to prohibit the use of funds by air traffic controllers to land any civil aircraft at J.F.K. Airport unless it meets existing noise standards (rejected by a division vote of 22 ayes to 28 noes).

An amendment was offered but subsequently withdrawn that sought to prohibit the use of any funds to convert highway signs to metric markings without prior congressional approval.

Points of order were sustained against the following language as legislation in an appropriations bill:

Language appropriating $218.8 million for acquisition, construction, and improvements for the Coast Guard; and

Language appropriating $22 million for research, development, test, and evaluation for the Coast Guard. Page 17931–17964

Victims of Crime: By a yea-and-nay vote of 312 yeas to 79 nays, Roll No. 324, the House agreed to H. Res. 601, providing for the consideration of and 1 hour of debate on H.R. 7010, Victims of Crime Act of 1977. Pages 17964–17967

Subcommittee To Sit: Subcommittee on Government Information and Individual Rights of the Committee on Government Operations received permission to sit Thursday, June 9, during proceedings of the House under the 5-minute rule. Page 17967

Adjournment: Adjourned at 5:59 p.m.

Committee Meetings

ADULT CARE HOMES

Select Committee on Aging: Held a hearing on the national crisis in adult care homes. Testimony was heard from State officials, Departmental and public witnesses.

FOOD STAMPS

Committee on Agriculture: Continued markup of food stamp legislation, and will resume tomorrow.

FIFRA AMENDMENTS

Committee on Agriculture: Subcommittee on Department Investigations, Oversight, and Research held a hearing on possible amendments to the Federal Insecticide, Fungicide, and Rodenticide Act, as amended. Testimony was heard from public witnesses.

Hearings continue tomorrow.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued hearings on consolidation of helicopter pilot training, and will continue tomorrow.

INTERNATIONAL COMMODITY AGREEMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on international commodity agreements. Testimony was heard from C. Fred Bergsten, Assistant Secretary of the Treasury for International Affairs; and Julius L. Katz, Assistant Secretary of State for Economic and Business Affairs.

RELEASE OR DETENTION PRIOR TO TRIAL

Committee on the District of Columbia: Subcommittee on Judiciary met and approved for full committee action a clean bill in lieu of H.R. 547, to amend Title 23 of the D.C. Code with respect to the release or detention prior to trial of persons charged with certain violent or dangerous criminal offenses.

FEDERAL EMPLOYEES' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety continued hearings on the Federal Employees' Compensation Act with testimony from Representative Whitehurst.

BILINGUAL EDUCATION

Committee on Education and Labor: Subcommittee Elementary, Secondary and Vocational Education continued hearings on bilingual education with testimony from public witnesses.

Hearings continue tomorrow.

FEDERAL FINANCIAL ASSISTANCE TO STUDENTS

Committee on Education and Labor: Subcommittee on Post Secondary Education continued oversight hearings on all forms of Federal financial assistance to students. Testimony was heard from State officials.

Hearings continue tomorrow.

STATUS OF ENERGY TECHNOLOGIES

Ad Hoc Committee on Energy: Met for briefing on status of energy technologies by Robert Fri, Acting Administrator, ERDA.

FEDERAL VAN POOLING PROGRAM

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on Section 701 of H.R. 6831, Federal van pooling program. Testimony was heard from Representative Edgar; David Bardin and Robert Hemphill, FEA; Ciro Farina and Jack Finberg, GSA; W. Lee Mertz and Robert McManus, Department of Transportation; and Monte Canfield, Jr., GAO.

Hearings continue tomorrow.

EARTHQUAKE HAZARDS REDUCTION ACT— MT. HOOD NATIONAL FOREST

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 6683 as amended, Earthquake Hazards Reduction Act of 1977; and

H.R. 7606, authorizing the Secretary of Agriculture to permit recreational access to Mt. Hood National Forest, Oregon.

PUBLIC DIPLOMACY REVIEW

Committee on International Relations: Subcommittee on International Operations held a hearing on review of public diplomacy with testimony from Comptroller General Elmer B. Staats.

MIDDLE EAST DEVELOPMENTS

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on recent developments in the Middle East. Testimony was heard from Alfred L. Atherton, Jr., Assistant Secretary for Bureau of Near Eastern and South Asian Affairs, Department of State.

U.S. POLICY TOWARD RHODESIA

Committee on International Relations: Subcommittee on Africa held a hearing on United States policy toward Rhodesia. Testimony was heard from William Edmondson, Deputy Assistant Secretary of State for African Affairs; and Garfield Todd, former Prime Minister of Southern Rhodesia.

TRADING WITH THE ENEMY ACT REFORM

Committee on International Relations: Subcommittee on International Economic Policy and Trade met for markup of Trading with the Enemy Act reform legislation, and will resume tomorrow.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued markup of H.R. 6831, National Energy Act, and will resume tomorrow.

FTC RULEMAKING

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held an oversight hearing on Federal Trade Commission rulemaking, hearing testimony from FTC and public witnesses.

RECOMBINANT DNA ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of Recombinant DNA Act, and will resume on Friday, June 10.

PUBLIC DISCLOSURE OF LOBBYING ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 1180, Public Disclosure of Lobbying Act, and will resume tomorrow.

COAST GUARD'S MARINE SAFETY PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held an oversight hearing on the Coast Guard's Marine Safety Program with further testimony from Rear Adm. William M. Benkert.

LEAA FUNDING OF NARCOTICS RELATED PROJECTS

Select Committee on Narcotics Abuse and Control: Held a hearing on LEAA funding of narcotics related projects. Testimony was heard from Deputy Attorney General Peter Flaherty; Acting Administrator of LEAA James Gregg; and Noel Bufe, Administrator, Office of Criminal Justice Programs, State of Michigan.

PUBLIC WORKS APPROPRIATIONS

Committee on Rules: Granted a rule waiving points of order against designated provisions of the bill for failure to comply with the provisions of clause 2 of Rule XXI on H.R. 7553, making appropriations for public works for water and power development and energy research for fiscal year 1978. Testimony was heard from Chairman Mahon and Representatives Bevill, Flowers, McCormack, Myers, and Wydler.

INTERIOR APPROPRIATIONS

Committee on Rules: Granted a rule waiving points of order against certain designated provisions of the bill for failure to comply with the provisions of clause 2 of Rule XXI. The Rules Committee, however, failed to grant a waiver of clause 2 of Rule XXI for provisions in the bill (p. 8, lines 8 through 16) redesignating the "Indiana Dunes National Lakeshore" as the "Paul H. Douglas Indiana Dunes National Lakeshore", on H.R. 7636, Making appropriations for the Department of Interior and Related Agencies for fiscal year 1978. Testimony was heard from Chairman Mahon, and Representatives McCormack, Brown of California, Udall, Yates, and McDade.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Rules: Granted a rule waiving points of order against designated provisions of the bill for failure to comply with the provisions of clause 2 and clause 6 of Rule XXI on H.R. 7554, Department of Housing and Urban Development-Independent Agencies appropriations, fiscal year 1978. Testimony was heard from Chairman Mahon and Representatives Boland, and Coughlin. A statement for the record was submitted by Representative Koch.

FIFRA EXTENSION

Committee on Rules: Granted an open rule providing for the consideration of and one hour of general debate and waiving points of order against the consideration of the bill for failure to comply with section 402(a) of the Congressional Budget Act, on H.R. 7073, Extension of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended. Testimony was heard from Representatives de la Garza and Thone.

U.S. GRAIN STANDARDS ACT AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of general debate and providing that after the passage of H.R. 6135, it shall be in order to strike out all after the enacting clause of S. 1051 and insert in lieu thereof the text of H.R. 6135 as passed by the House, to amend the U.S. Grain Standards Act with respect to recordkeeping requirements and supervision fees. Testimony was heard from Chairman Foley and Representatives de la Garza and Thone.

AIR TRAFFIC CONTROL

Committee on Science and Technology: Subcommittee on Transportation, Aviation, and Weather held a hearing on air traffic control with testimony from FAA Deputy Administrator Quentin S. Taylor.

Hearings continue tomorrow.

NUCLEAR-FOSSIL FUEL CYCLES

Committee on Science and Technology: Subcommittee on the Environment and the Atmosphere held a hearing on the nuclear-fossil fuel cycles. Testimony was heard from Dr. James Schlesinger, President's energy adviser; a panel of environmentalists; and a panel of industry representatives.

Hearings continue tomorrow.

CLINCH RIVER BREEDER REACTOR

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy R.D. & D. continued hearings on the Clinch River Breeder Reactor. Testimony was heard from representatives of General Electric Co.; Westinghouse; and Rockwell International Corp.

Hearings continue tomorrow.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Met and approved several motions relating to the Korean influence investigation.

VETERANS' MISCELLANY

Committee on Veterans' Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 1678, To Name the Veterans' Administration Hospital Located at 13000 North Thirtieth Street, Tampa, Fla., the "James A. Haley Veterans Hospital";

A clean bill in lieu of H.R. 5936, to assist veterans with a permanent and total service-connected disability due to the loss or loss of use of one upper and one lower extremity to acquire specially adapted housing;

H.R. 7345, to increase the rates of disability and death

pension and to increase the rates of dependency and indemnity compensation for parents;

A clean bill in lieu of H.R. 7482, relating to the assignment of retired military personnel to the American Battle Monuments Commission; and

H.R. 7643, to name the Veterans' Administration Hospital located at 200 Springs Road, Bedford, Mass., the "Edith Nourse Rogers Memorial Veterans Hospital".

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued markup of Title II of H.R. 6831, National Energy Act, and will resume tomorrow.

Joint Committee Meetings

NATIONAL ECONOMY

Joint Economic Committee: Committee began hearings to review U.S. economic conditions, and to discuss the future outlook, receiving testimony from Jack Carlson, Chamber of Commerce of the United States, Washington, D.C.; A. J. Karchere, IBM Corp., Armonk, N.Y.; and Ronald L. Teigen, University of Michigan, Ann Arbor.

Hearings continue tomorrow.

HEALTH RESEARCH

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4975, to authorize funds for fiscal year 1978 for biomedical research and related programs.

SURFACE MINING

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, but did not reach final agreement thereon and will meet again on Tuesday, June 14.

Thursday, June 9, 1977

Senate

Chamber Action

Routine Proceedings, pages 18196–18269

Bills Introduced: 20 bills were introduced, as follows: S. 1651–1670. Page 18197

Bills Passed:

Indian Lands: Senate passed with committee amendment and sent to the House S. 103, to convey certain Federal land in Nevada to the Ely Indian Colony. Pages 18262–18263

Under Secretary of Defense for Policy: Senate passed with committee amendment and sent to the House S. 1372, to disestablish one of the positions of Deputy Secretary of Defense, and establish an Under Secretary of Defense for Policy. Pages 18263–18265

Indian Lands: Senate passed with committee amendment and sent to the House S. 667, to convey certain federally owned land in Nevada to the Te-Moak Bands of Western Shoshone Indians. Pages 18265–18266

Indian Lands: Senate passed with committee amendment and sent to the House S. 947, to hold in trust for the Creek Nation of Oklahoma land known as the Yardeka School land. Page 18266

Indian Lands: Senate passed with committee amendments and sent to the House S. 1291, to hold in trust, for the Cheyenne-Arapaho Tribes certain lands in Oklahoma. Page 18266–18268

Enrollment Correction: Senate agreed to H. Con. Res. 243, authorizing correction in enrollment of H.R. 6206, authorizing funds for fiscal years 1978 through 1980 to carry out the Commercial Fisheries Research and Development Act of 1964. Page 18268

Older Americans/Civil Rights Commission Report: Senate insisted on its amendment to H.R. 6668, to extend until Nov. 28, 1977, the deadline for transmittal by the Commission on Civil Rights of its report on unreasonable discrimination based on age in federally financed programs. Page 18268

Clean Air: Senate continued consideration of S. 252, proposed Clean Air Act Amendments of 1977, taking action on additional amendments proposed thereto, as follows:

Adopted:

(1) Moynihan unprinted amendment No. 377, to bar the placing of tolls on the Brooklyn Bridge in an effort to reduce air pollution in lower Manhattan; Page 18120

(2) By 77 yeas to 16 nays, modified Nelson amendment No. 366, to allow a 2-year extension of the date by which American Motors must meet emission standards for automobiles; Page 18121

(3) Modified Garn amendment No. 301, to clarify the position of the Indians vis-a-vis the States; Page 18129

(4) By 56 yeas to 38 nays, Baker unprinted amendment No. 381 (in the nature of a substitute for Riegle unprinted amendment No. 380), major objectives of which would (1) give industry 2 additional years at current emission rates to perfect evolving technologies to meet final standards, (2) establish final emission standards in 1980 and beyond, and (3) provide a waiver from the 1.0. NO_x standard to encourage the introduction of new engine and emission systems; and Page 18183

(5) By 90 yeas to 1 nay, Riegle unprinted amendment No. 380, as amended. Page 18168

Rejected:

(1) Division I of Griffin unprinted amendment No. 378 (to Nelson amendment No. 366), limiting its application to automobiles manufactured in the United States (tabled by 56 yeas to 38 nays); Page 18125

(2) Division II of Griffin unprinted amendment No. 378 (to Nelson amendment No. 366), to allow additional 1-year extensions of such date if the Administrator determines that such delay would not be harmful to public health (tabled by 60 yeas to 35 nays); Page 18125

(3) By 18 yeas to 75 nays, Garn amendment No. 317, to require all parks and wilderness areas, including those under 5,000 acres and 6,000 acres, respectively, to be Class I areas; Page 18130

(4) By 33 yeas to 61 nays, Stevens unprinted amendment No. 379 (to Garn amendment No. 316), to allow increases for not to exceed 18 days per year in terms of the air quality standards set by the bill for Class I and Class II areas. Garn amendment No. 316, as modified, was then withdrawn. Page 18148

Pages 18120–18196, 18268–18269

Department of Energy: Senate disagreed to the House amendment to S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, requested conference with the House; and appointed as conferees Senators Ribicoff, Jackson, Muskie, Metcalf, Church, Percy, Javits, Roth, Hansen, and Hatfield. Page 18146

Bills Referred: H.R. 7552, Treasury-Postal Service appropriations, and H.R. 7557, Transportation appropriations, were referred to Committee on Appropriations. Page 18197

Messages From the House: Page 18196

Amendments Submitted for Printing: Pages 18230–18232

Executive Communications: Pages 18196–18197

Nominations: Senate received the following nominations:

John A. Gronouski, of Texas, to be a Member of the Board for International Broadcasting;

Julius B. Richmond, of Massachusetts, to be an Assistant Secretary of Health, Education, and Welfare, to be Medical Director in the Regular Corps of the Public Health Service, and to be Surgeon General of the Public Health Service;

Leland E. Bartelt, of California, to be Administrator of the Federal Grain Inspection Service; and

John M. Rector, of Virginia, to be Assistant Administrator of Law Enforcement Assistance. Page 18269

Record Votes: Seven record votes were taken today. Pages 18128–18129, 18135, 18168, 18189

Recess: Senate met at 9 a.m. and recessed at 7:58 p.m. Page 18269

Committee Meetings

INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT

Committee on Agriculture, Nutrition and Forestry: Subcommittee on Agricultural Research and General Legislation continued hearings on proposals to extend and amend the Federal Insecticide, Fungicide, and Rodenticide Act. Witnesses heard were Douglas M. Costle, Administrator, Environmental Protection Agency; Dr. James Nielson, Deputy Assistant Secretary of Agriculture for Conservation, Research and Education; John Datt, American Farm Bureau Federation, Washington, D.C.; Dr. Allen J. Lemin, Kalamazoo, Michigan, accompanied by Dr. J. P. Mahlstede, Ames, Iowa, both representing the Agricultural Research Institute; Jack Early, National Agricultural Chemicals Association, accompanied by K. Ross Fitzsimmons, and John Conner, all representing the National Agricultural Chemicals Association, Washington, D.C.; Ralph Engel, Chemical Specialties Manufacturers Association, Inc.; Washington, D.C.; Arthur Segal, Lisuma Association, Inc., Miami; Gustave Fritschie, National Fisheries Institute, Washington, D.C.; Jeff McDonald, Society of American Florists, Washington, D.C.; Dr. Edwin Crosby, National Canners Association, Washington, D.C.; Kevin Kirk, Atomic Chemicals Corporation, Spokane, Washington; Jacqueline Warren and Maureen Hinkel, Environmental Defense Fund, Washington, D.C.; Harriet Barlow, Rural America, Washington, D.C.; and Mark Setin, Minnesota Soybean Growers Association, Winnebago, Minn.

Hearings were adjourned subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee, in closed session, approved for full committee consideration proposed appropriations for fiscal year 1978 for the Defense Establishment.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of John Heimann, of New York, to be Comptroller of the Currency, after receiving testimony from Representative McDonald. The nominee, who was introduced to the committee by Senator Javits, testified and answered questions on his own behalf.

OIL SPILLS

Committee on Commerce, Science, and Transportation: Committee began hearings on S. 687, 121, 1187, 182, and 898, bills proposing establishment of a system of liability and compensation for oil spill damage, receiving testimony from Rear Admiral G. H. Patrick Bursley, Chief Counsel, Coast Guard, Department of Transportation; Charles P. Eddy, Deputy Assistant Secretary of the Interior for Energy and Minerals; Maxime Lipeles, Environmental Policy Center, Washington, D.C.; and James N. Barnes, Center for Law and Social Policy, Washington, D.C.

Hearings continue tomorrow.

NATIONAL CLIMATE PROGRAM

Committee on Commerce, Science and Transportation: Subcommittee on Science, Technology and Space continued hearings on S. 421, to establish a program to educate the public in understanding climatic dynamics, receiving testimony from Dr. Frank Press, Director, Office of Science and Technology Policy, Executive Office of the President; Dr. Edward S. Epstein, Associate Administrator, National Oceanic and Atmospheric Administration; Dr. Alan M. Lovelace, Acting Administrator, National Aeronautics and Space Administration; David J. Bardin, Deputy Administrator, Federal Energy Administration; Dr. Edward P. Todd, Head, Astronomical, Atmospheric, Earth, and Ocean Sciences Directorate, National Science Foundation; Dr. Howard Hjort, Director, Agricultural Economics, Department of Agriculture; and Patsy T. Mink, Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs.

Hearings were recessed subject to call.

STRATEGIC PETROLEUM RESERVE

Committee on Energy and Natural Resources: Subcommittee on Production and Supply held hearings on a proposal to accelerate the development of strategic petroleum reserves, receiving testimony from John F. O'Leary, Administrator, and Thomas E. Noel, Assistant Administrator, Strategic Petroleum Reserve, both of the Federal Energy Administration; and John G. Buckley, Northeast Petroleum Industries, Inc., Boston.

Hearings were recessed subject to call.

ERDA NUCLEAR PROGRAMS

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development continued hearings on proposed legislation authorizing funds for fiscal year 1978 for nuclear programs of ERDA, receiving testimony from Dr. Edward Teller, Lawrence Livermore Laboratory, Livermore, California; Dr. Theodore B. Taylor, Center for Environmental Studies, Princeton University, New Jersey; Dr. Alvin Weinberg, Institute for Energy Analysis, Oak Ridge, Tennessee; Professor Emeritus Manson Benedict, Massachusetts Institute of Technology, Cambridge; and Milton Levenson, Electric Power Research Institute, Palo Alto, California.

Subcommittee recessed subject to call.

WATERSHED PROJECTS

Committee on Environment and Public Works: Subcommittee on Water Resources continued hearings to receive testimony on pending watershed work plans of the Soil Conservation Service submitted pursuant to Public Law 83–566. Witnesses were heard on listed projects, as follows:

Cypress Creek, Alabama Project—Wilbur Nolen, Alabama Soil & Water Conservation Committee, Montgomery;

Pine River, Wisconsin Project—William Louis, Richland County Soil and Water Conservation District, Richland Center, Washington;

Upper and Lower Little Black, Arkansas/Missouri Project—Senator Eagleton; Representative Burlison; and Fred Moutrie, Naylor, Missouri; and

Nibbs Creek, Virginia Project—Robert A. Willis, Board of Supervisors, Amelia County, Virginia; Thomas Stark III, Commonwealth Attorney, Amelia County; R. C. Lanier, Piedmont Soil and Water Conservation District, Farmville, Virginia; John M. Boswell, Wilson and Boswell, Crewe, Virginia; C. Wayne Keener, Amelia; and Alpha Ward Walden, Blackstone, Virginia.

Committee recessed subject to call.

MEDICARE AND MEDICAID

Committee on Finance: Subcommittee on Health continued hearings on S. 1470, proposing reform of the administrative and reimbursement procedures currently employed under the medicare and medicaid programs, receiving testimony from Bert Seidman, AFL–CIO, Washington, D.C.; Dr. Raymond T. Holden, accompanied by Dr. Edgar T. Beddingfield, both representing the American Medical Association, Chicago; Neil Hollander, Blue Cross Association, Washington, D.C.; Anthony G. Weinlein, Service Employees International Union, accompanied by Stanley Wisniewski and Moe Foner, both of the National Union of Hospital and Healthcare Employees, all of Washington, D.C.; A. B. Davis, Jr., Kansas Hospital Association, Wichita; Morton D. Miller, accompanied by William C. White, Jr., on behalf of Health Insurance Association of America, Washington, D.C.; Thomas E. Greene III, New York City, on behalf of Hospital Financing Study Group; and Dr. Donald H. Steward, Jr., American Association of Neurological Surgeons and the Congress of Neurological Surgeons, Washington, D.C.

Hearings continue tomorrow.

INTERNATIONAL COMMUNICATIONS

Committee on Foreign Relations: Subcommittee on International Operations continued oversight hearings on the role of the media, business, banking, labor, national security, etc. in the current and future international flow of information, receiving testimony from John Reinhardt, Director, U.S. Information Agency; Andrew Heiskell, Time, Inc., New York City; Otis Chandler, Los Angeles Times, Los Angeles; William Sheehan, American Broadcasting Corporation, New York City; and Jack Valenti, Motion Picture Association, Washington, D.C.

Hearings continue tomorrow.

BLIND TRUSTS/CONFLICT OF INTEREST

Committee on Governmental Affairs: Committee resumed hearings to receive testimony on whether blind trusts can serve as appropriate mechanisms for the avoidance of conflicts of interest by public officials, and whether statutory guidelines should be established for such trust agreements; and on S. 695, to impose on former Federal procurement personnel an extended time period during which they may not work for defense contractors. Witnesses heard were Senator Proxmire; Alan K. Campbell, Chairman, Civil Service Commission; Leon Ulman, Deputy Assistant Attorney General, Office of Legal Counsel, Department of Justice; Lester A. Fettig, Administrator, Office of Federal Procurement Policy, Office of Management and Budget; and Gerald H. Goldsholle, Subcommittee on Conflict of Interest and Ethics, Association of the Bar of the City of New York.

Hearings were recessed subject to call.

ACCOUNTING AND AUDITING

Committee on Governmental Affairs: Subcommittee on Reports, Accounting, and Management continued hearings to review the processes by which accounting and auditing practices and procedures, promulgated or approved by the Federal Government, are established. Witnesses heard were Manuel Cohen, Cohen Commission, Washington, D.C.; Newton N. Minow, Arthur Andersen Public Review Board, Chicago; Howard Wagner, Jewel Companies, Inc., Chicago; and John Hackett, Cummins Engine Co., Inc., Columbus, Ind.

Hearings continue on Monday, June 13.

NOMINATION

Committee on Human Resources: Committee held joint hearings with Committee on Veterans' Affairs on the nomination of Roland R. Mora, of California, to be Deputy Assistant Secretary of Labor for Veterans' Employment, receiving testimony from Larry Roffee, Paralyzed Veterans of America, Inc., Washington, D.C.; Jo Torres, National Association of Concerned Veterans, Washington, D.C.; William Lawson, American Association of Minority Veterans Program Administrators, Washington, D.C.; and Tom Wincek, National Association of Veteran Program Administrators, Washington, D.C. The nominee, who was introduced to the committee by Senators Cranston and Hayakawa, testified and answered questions on his own behalf.

Hearings were adjourned subject to call.

CRIMINAL LAW REFORM

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures continued hearings on S. 1437, to codify, revise, and reform the Federal criminal laws, and on the following criminal sentencing bills: S. 31, 45, 181, 204, 260, 888, 979, and 1221. Witnesses heard were Judge Gerald B. Tjoflat, Committee on the Administration of the Probation System, U.S. Court of Appeals, Fifth Circuit; Harold D. Koffsky representing Committee on the Administration of the Criminal Law, U.S. District Court for the Northern District of California; Judge William H. Webster, Advisory Committee on Criminal Rules, U.S. Court of Appeals for the Eighth Circuit; Harold R. Tyler, Advisory Corrections Council, New York City; Judge Morris E. Lasker, U.S. District Court for the Southern District of New York, New York City; Andrew von Hirsch Center for Policy Research, Inc., New York City; and John Shattuck, American Civil Liberties Union, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 7689–7713; and 6 resolutions, H.J. Res. 508–510, and H. Con. Res. 243–245, were introduced. Pages 18335–18336

Bills Reported: Reports were filed as follows:

H.R. 7606, to permit general recreational access and geothermal explorations for six months within a portion of the Bull Run Reserve, Mount Hood, National Forest, Oregon (H. Rept. 95–401); and

H.R. 6362, Forest Service Timber Sales Study, amended (H. Rept. 95–402). Page 18335

Commercial Fisheries Authorization: Agreed to H. Con. Res. 243, authorizing corrections in the enrollment of H.R. 6206, to authorize appropriations for fiscal years 1978, 1979, and 1980 to carry out the Commercial Fisheries Research and Development Act of 1964.

Pages 18270–18271

Interior Appropriations: By a yea-and-nay vote of 395 yeas to 7 nays, Roll No. 327, the House passed H.R. 7636, making appropriations for the Department of the Interior and related agencies for fiscal year 1978.

By a recorded vote of 145 ayes to 251 noes, Roll No. 326, rejected an amendment that sought to increase oper-

ating expenses of the Energy Research and Development Administration by $39.8 million.

Rejected an amendment that sought to strike out a provision prohibiting ERDA from using funds in the Act to implement or finance authorized price support or loan guarantee programs.

A point of order was sustained against language seeking to change the name of the "Indiana Dunes National Lakeshore" to the "Paul H. Douglas Indiana Dunes National Lakeshore."

H. Res. 616, a rule waiving points of order against the bill was adopted earlier by a yea-and-nay vote of 332 yeas to 65 nays, Roll No. 325. Pages 18270–18303

Late Reports: Committee on Veterans' Affairs received permission to file reports by midnight tonight on; H.R. 1678, to name the Veterans' Administration hospital located at 13000 North Thirtieth Street, Tampa, Fla., the "James A. Haley Veterans' Hospital";

H.R. 7345, to increase the rates of disability and death pension and to increase the rates of dependency and indemnity compensation for patients;

H.R. 7658, to assist veterans with a permanent and total service-connected disability due to the loss or loss of use of one upper and one lower extremity to acquire specially adapted housing; and

H.R. 7678, relating to the assignment of retired military personnel to the American Battle Monuments Commission. Page 18303

Legal Services Corporation: House considered H.R. 6666, to amend the Legal Services Corporation Act to provide authorizations for additional fiscal years; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Friday, June 10.

Took the following action in the Committee of the Whole:

Agreed to an amendment that prohibits staff attorneys from becoming candidates for partisan political office.

Rejected:

An amendment that sought to restore restrictions disallowing grants or contracts for support services (rejected by a division vote of 6 ayes to 12 noes); and

An amendment that sought to tighten restrictions in current law regarding political activities of staff attorneys (rejected by a recorded vote of 178 ayes to 198 noes, Roll No. 329).

H. Res. 617, the rule under which the bill was considered was adopted earlier by a yea-and-nay vote of 352 yeas to 52 nays, Roll No. 328. Pages 18303–18318

Adjournment: Adjourned at 5:27 p.m.

Committee Meetings

FOOD STAMPS

Committee on Agriculture: Continued markup of food stamp legislation, and will resume tomorrow.

FIFRA AMENDMENTS

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research continued hearings on possible amendments to the Federal Insecticide, Fungicide, and Rodenticide Act, as amended. Testimony was heard from James Nielson, Deputy Assistant Secretary for Conservation, Research and Education, USDA; and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued hearings on consolidation of helicopter pilot training.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on balance of payments loan to Portugal.

FEDERAL COAL MINE HEALTH AND SAFETY ACT

Committee on Education and Labor: Subcommittee on Labor Standards continued oversight hearing on the Coal Mine Health and Safety Act of 1969. Testimony was heard from representatives of National Coal Association; National Independent Coal Operators' Association; and United Mine Workers.

BILINGUAL EDUCATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on bilingual education. Testimony was heard from public witnesses.

FEDERAL FINANCIAL ASSISTANCE TO STUDENTS

Committee on Education and Labor: Subcommittee on Postsecondary Education continued oversight hearings on all forms of Federal financial assistance to students with testimony from student groups.

Hearings continue Thursday, June 16.

ALTERNATIVE ENERGY STRATEGIES

Ad Hoc Committee on Energy: Met for briefing on alternative energy strategies by a panel of energy supply and demand forecasters; senior analysts associated with recent studies by Stanford Research Institute; Exxon; and MIT Workshop.

FEDERAL VAN POOLING PROGRAM

Committee on Government Operations: Subcommittee on Government Activities and Transportation continued hearings on Section 701 of H.R. 6831, Federal van pooling program, with testimony from van pool operator organizations.

JUSTICE DEPARTMENT POLICIES

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held an oversight hearing on Justice Department policies, hearing testimony from Attorney General Griffin Bell.

LONG-TERM IMPACT OF COAL USE

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on the long term impact of coal use. Testimony was heard from FEA Administrator O'Leary; ERDA Assistant Administrator for Environment and Safety Liverman; and representatives of Western Interstate Nuclear Board; Electric Power Research Institute; Environmental Policy Center; and The New England Council.

DIPLOMATIC PRIVILEGES

Committee on International Relations: Subcommittee on International Operations began markup of legislation pertaining to diplomatic privileges and immunities, and will resume at a later date.

TRADING WITH THE ENEMY ACT REFORM

Committee on International Relations: Subcommittee on International Economic Policy and Trade continued markup of Trading with the Enemy Act reform legislation.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued markup of H.R. 6831, National Energy Act, and will resume tomorrow.

MEDICAL TREATMENT OF ALIENS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 2400 and 3697, to provide financial assistance to medical facilities for treatment of certain aliens. Testimony was heard from Representatives Sisk, Van Deerlin, Krebs, Bob Wilson, and Danielson; and representatives of Immigration and Naturalization Service, and HEW.

ADDITIONAL JUDGESHIPS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law met and approved for full committee action a clean bill in lieu of H.R. 3685, to provide for the appointment of additional judgeships for the United States district courts and courts of appeals.

INDOCHINA REFUGEES

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law met and approved for full committee action H.R. 2051 as amended, to authorize the creation of a record of admission for permanent residence in the cases of certain refugees from the Republic of Vietnam, Laos, or Cambodia.

PUBLIC DISCLOSURE OF LOBBYING ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 1180, Public Disclosure of Lobbying Act, and will resume tomorrow.

ALASKA LANDS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 6564, 1652, and 5605, to provide for the addition of certain d-2 lands in the State of Alaska to the National Park, National Forest, National Refuge, and Wild and Scenic Rivers Systems. Testimony was heard from representatives of Departments of Interior and Agriculture.

Hearings continue tomorrow.

OCS LANDS ACT AMENDMENTS

Ad Hoc Select Committee on Outer Continental Shelf: Continued hearings on H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977, with testimony from Secretary of Interior Andrus.

1980 CENSUS

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on the 1980 Census. Testimony was heard from officials of Bureau of the Census; Congressional Budget Office; Treasury Department; HUD; FEA; and HEW.

Hearings continue tomorrow.

HIGHWAY AND MASS TRANSIT PROGRAMS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on the highway and mass transit programs. Testimony was heard from Representatives Madigan and Findley and public witnesses.

AIR TRAFFIC CONTROL

Committee on Science and Technology: Subcommittee on Transportation, Aviation, and Weather continued hearings on air traffic control. Witnesses heard were John F. Leyden, President, Professional Air Traffic Controllers Organization; J. J. O'Donnell, President, Air Line Pilots Association; and John L. Baker, President, Aircraft Owners and Pilots Association.

Hearings continue Tuesday, June 14.

NUCLEAR-FOSSIL FUEL CYCLES

Committee on Science and Technology: Subcommittee on the Environment and the Atmosphere continued hearings on the nuclear-fossil fuel cycles. Testimony

was heard from Dr. Steven J. Gage, EPA; Dr. James L. Liverman, ERDA; and a panel of environmentalists.

CLINCH RIVER BREEDER REACTOR

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy R.D. & D. continued hearings on the Clinch River Breeder Reactor. Witnesses heard were Dr. Vincent McDelvey, U.S. Geological Survey; Milton Searl, Electric Power Institute; Dr. Leon Silver, National Academy of Sciences; and William Voigt, IAEA Study of World Uranium Resources.

Hearings continue tomorrow.

NATURAL DISASTER ASSISTANCE

Committee on Small Business: Subcommittee on General Small Business Problems held a hearing on Federal natural disaster assistance. Testimony was heard from Chairman Perkins, Representative Rahall, and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session on committee business.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued markup of Title II of H.R. 6831, National Energy Act, and will resume on Monday, June 13.

Joint Committee Meetings

NATIONAL ECONOMY

Joint Economic Committee: Committee continued hearings to review U.S. economic conditions and to discuss the future outlook, receiving testimony from Charles L. Schultze, Chairman, Council of Economic Advisers.

Hearings recessed subject to call.

COAST GUARD AUTHORIZATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 6823, authorizing funds for activities of the Coast Guard for fiscal year 1978.

MILITARY PROCUREMENT

Conferees continued in closed session to resolve the differences btween the Senate- and House-passed versions of H.R. 5970, authorizing funds for military procurement for fiscal year 1978, but did not reach final agreement thereon and will meet again on Monday, June 13.

Friday, June 10, 1977

Senate

Chamber Action

Routine Proceedings, pages 18419–18458

Bills Introduced: Eight bills and two resolutions were introduced, as follows: S. 1671–1678; and S. Res. 189–190. Pages 18426, 18433–18434

Bills Reported: Reports were made as follows:

S. Res. 144, requesting $300,300 for expenses of Committee on Agriculture, Nutrition, and Forestry through February 28, 1978, with amendments (S. Rept. 95–242);

S. Res. 142, requesting $475,000 for expenses of Committee on Armed Services through February 28, 1978, with an amendment (S. Rept. 95–243);

S. Res. 164, reqesting $610,000 for expenses of Committee on Banking, Housing, and Urban Affairs through February 28, 1978, with an amendment (S. Rept. 95–244);

S. Res. 159, requesting $1,514,300 for expenses of Committee on the Budget through February 28, 1978, with an amendment (S. Rept. 95–245);

S. Res. 151, requesting $1,847,800 for expenses of Committee on Commerce, Science, and Transportation through February 28, 1978, with an amendment (S. Rept. 95–246);

S. Res. 158, requesting $775,000 for expenses of Committee on Energy and Natural Resources through February 28, 1978, with an amendment (S. Rept. 95–247);

S. Res. 157, requesting $858,500 for expenses of Committee on Environment and Public Works through February 28, 1978, with an amendment (S. Rept. 95–248);

S. Res. 97, requesting $385,000 for expenses of Committee on Finance through February 28, 1978, with amendments (S. Rept. 95–249);

S. Res. 156, requesting $905,000 for expenses of Committee on Foreign Relations through February 28, 1978 (S. Rept. 95–250);

S. Res. 161, requesting $2,683,200 for expenses of Committee on Governmental Affairs and its subcommittees through February 28, 1978, with an amendment (S. Rept. 95–251);

S. Res. 146, requesting $1,624,000 for expenses of Committee on Human Resources through February 28, 1978, with an amendment (S. Rept. 95–252);

S. Res. 170, requesting $3,111,700 for expenses of Committee on the Judiciary and its subcommittees through February 28, 1978, with an amendment (S. Rept. 95–253);

S. Res. 189, requesting $399,300 for expenses of Committee on Rules and Administration through February 28, 1978 (S. Rept. 95–254);

S. Res. 149, requesting $198,800 for expenses of Committee on Veterans' Affairs through February 28, 1978, with amendments (S. Rept. 95–255);

S. Res. 140, requesting $174,500 for expenses of Select Committee on Small Business through February 28, 1978 (S. Rept. 95–256);

S. Res. 148, requesting $1,150,000 for expenses of Select Committee on Intelligence, with an amendment (S. Rept. 95–257);

S. Res. 147, requesting $407,000 for expenses of Select Committee on Aging through February 28, 1978, with an amendment (S. Rept. 95–258);

S. Res. 141, requesting $231,500 for expenses of Select Committee on Nutrition and Human Needs through February 28, 1978, with amendments (S. Rept. 95–259);

S. 760, a private relief bill (S. Rept. 95–260);

S. 422, a private relief bill, with an amendment (S. Rept. 95–261);

H.R. 3314, a private relief bill (S. Rept. 95–262);

S. 469, to establish a commission to study proposals for establishing the National Academy of Peace and Conflict, with amendments (S. Rept. 95–263);

S. Res. 178, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1231, authorizing $10,420.000 for fiscal year 1978 for the U.S. Commission on Civil Rights (S. Rept. 95–264); and

S. Res. 180, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1061, to continue authority of the D.C. Government to borrow from the U.S. Treasury (S. Rept. 95–265). Page 18425

Bill Passed:

Clean Air: By 73 yeas to 7 nays, Senate passed H.R. 6161, proposed Clean Air Act Amendments of 1977, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion measure, S. 252, to which bill Senate had at first taken action on additional proposed amendments as follows:

Adopted:

(1) Bartlett unprinted amendment No. 382, to establish a procedure for ambient air quality sampling of a region as a whole; Page 18467

(2) Bartlett unprinted amendment No. 383, to allow a State to subdivide and reclassify regions down to any size that still allows for efficient and effective air quality management; Page 18468

(3) Bentsen unprinted amendment No. 384, authorizing $5 million for study of Gulf Coast air quality; Page 18468

(4) Burdick unprinted amendment No. 385, to clarify the status of facilities which are presently under construction but which have not yet received all of the required permits; Page 18470

(5) Huddleston unprinted amendment No. 386, to require the National Commission on Air Quality to include in its study of alternative strategies for permitting new construction in nonattainment areas, to focus on the special problems of small businesses and Government agencies in obtaining trade-offs of emissions from existing sources; Page 18472

(6) Huddleston unprinted amendment No. 387, to assure that in determining the best available air quality control technology, all actions taken by the fuel user are to be taken into account; Page 18472

(7) Huddleston unprinted amendment No. 388, to exempt the Louisville Gas & Electric Co. from the delayed compliance penalties provided in Section 11; Page 18473

(8) Curtis unprinted amendment No. 389, to provide a temporary relaxation in the average lead requirement for small refineries for 3 years, until October 1, 1982; Page 18474

(9) Gravel unprinted amendment No. 390, to eliminate the highway fund sanction for failure by a State to implement a transportation control plan; Page 18475

(10) Heinz unprinted amendment No. 391, requiring EPA study concerning the effect on the public health and welfare of sulfate emissions from all sources; Page 18477

(11) Kennedy unprinted amendment No. 392, requiring EPA study concerning the effects on health and welfare of particulate emissions from motor vehicles; Page 18477

(12) Kennedy unprinted amendment No. 393, requiring EPA to publish a list of all known chemical contaminants resulting from environmental pollution which have been found in human tissue; Page 18478

(13) Culver unprinted amendment No. 394, requiring EPA study on the effects on public health and welfare of odors and odorous emissions; Page 18479

(14) Baker unprinted amendment No. 395, to permit States to take into account the entire stack height of stacks for which a construction contract was awarded before February 8, 1974; Page 18480

(15) Dole unprinted amendment No. 396, to exempt from regulations grain elevators of less than 2.5 million bushel capacity; Page 18481

(16) By 45 yeas to 44 nays, Metzenbaum amendment No. 379, authorizing the President to require major

noncomplying industrial coal burners to utilize coal supplies that are locally and regionally available (motion to reconsider tabled by 43 yeas to 42 nays);

Page 18486

(17) Jackson unprinted amendment No. 397, to clarify the meaning of the words "necessary preconstruction permits for approvals" of certain major emitting facilities;

Page 18492

(18) By 43 yeas to 39 nays, Hart unprinted amendment No. 399 (as a substitute for Hatch unprinted amendment No. 398), restoring to law language permitting States to adopt motor vehicle emission inspection programs, and to assure that dealers are not penalized if autos do not conform to such inspection requirements; and

Page 18500

(19) Domenici unprinted amendment No. 400, providing that the President take into account the final cost to the consumer of any order requiring the use of locally or regionally available coal or coal derivatives to prevent economic dislocation or unemployment.

Page 18505

Rejected:

By 17 yeas to 71 nays, modified Scott amendment No. 378, authorizing States and local governments to determine whether the air quality standards above those established nationally should be required to meet special conditions within a given area.

Page 18458

S. 252 was then indefinitely postponed.

Pages 18458–18531

Regulatory Reform: Senate passed with committee amendments and sent to the House S. 263, to provide for interim regulatory reform of the Interstate Commerce Commission, Federal Trade Commission, Federal Power Commission, Federal Communications Commission, Civil Aeronautics Board, Federal Maritime Commission, and Consumer Product Safety Commission.

Pages 18532–18533

Budget Waiver Resolution: Senate agreed to S. Res. 180, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1061, to continue authority of the D.C. Government to borrow from the U.S. Treasury.

Pages 18533–18534

Military Construction Authorizations: Senate disagreed to the House amendments to S. 1474, authorizing funds for construction at certain military installations for fiscal year 1978, requested conference with the House and appointed as conferees Senators Hart, Stennis, Jackson, Cannon, Harry F. Byrd, Jr., Nunn, Thurmond, Tower, and Scott.

Page 18533

ERDA Authorizations: The Senate laid down for further consideration on Monday, S. 1340, authorizing funds for fiscal year 1978 for non-nuclear programs of the Energy Research and Development Administration. By unanimous consent it was agreed that time for debate on this bill will be limited to 1 hour, with 30 minutes on amendments.

Page 18531–18532

Bills Referred: H.R. 7636, Interior appropriations, was referred to Committee on Appropriations; and H.R. 10, Federal employees' political activities, was referred to Committee on Governmental Affairs.

Page 18425

Messages From the House:

Page 18424

Amendments Submitted for Printing:

Pages 18433–18434

Confirmations: Senate confirmed the following nominations:

Alfred E. Kahn, of New York, to be a member of the Civil Aeronautics Board; and

Sundry nominations in the Public Health Service.

Page 18434

Nominations: Senate received the following nominations:

Herman J. Cohen, of New York, to be Ambassador to Senegal and Gambia;

Donald G. MacDonald, of Florida, to be an Assistant Administrator of the Agency for International Development;

Lee A. Limbs, Jr., to be U.S. Marshal for the District of Arizona;

Harold D. Hardin, to be U.S. Attorney for the Middle District of Tennessee; and

One Navy nomination in the rank of Admiral.

Page 18534

Record Votes: Five record votes were taken today.

Pages 18465, 18496–18497, 18504, 18515–18516

Recess: Senate met at 9 a.m. and recessed at 5:55 p.m.

Page 18434

Committee Meetings

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee resumed markup of proposed appropriations for fiscal year 1978 for public works projects, but did not complete action thereon and will meet again on Wednesday, June 15.

RENEGOTIATION ACT

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on S. 1594, to revise and extend the Renegotiation Act, receiving testimony from Dennis D. Green, Associate Director for Economics and Government, Office of Management and Budget; Robert McLellan, FMC Corporation, Chicago; and Barry Shillito, Teledyne, Inc., Arlington, Virginia.

Hearings continue on Monday, June 13.

OIL SPILLS

Committee on Commerce, Science, and Transportation: Committee continued hearings on S. 687, 121, 1187, 182, and 898, bills proposing establishment of a system of liability and compensation for oil spill damage, receiving testimony from Joseph A. Klausner, accompanied by Al Maskin, American Maritime Association, Washington, D.C.; Leslie Cheek III, American Insurance Association, Washington, D.C.; James Reynolds, American Institute of Merchant Shipping, Washington, D.C.; Charles M. Lynch, Atlantic Richfield Company, Washington, D.C.; William C. McNeal, accompanied by John Connolly, American Waterways Operators, Inc., Arlington, Va.; and John Prokop, Independent Liquid Terminal Operators Association, Washington, D.C.

Hearings were recessed subject to call.

NATIONAL CLIMATE PROGRAM

Committee on Commerce, Science and Transportation: Subcommittee on Science, Technology and Space continued hearings on S. 421, to establish a program to educate the public in understanding climatic dynamics, receiving testimony from Representative Brown, of California; Dr. George S. Benton, Johns Hopkins University, Baltimore; Dr. Francis Bretherton, National Center for Atmospheric Research, Boulder, Colorado; Dr. Wallace Broecker, Lamont Doherty Geological Observatory, Palisades, New York; Dr. Helmut E. Landsberg, Institute for Fluid Dynamics and Applied Mathematics, University of Maryland, College Park; Paul S. Weller, National Council of Farmer Cooperatives, Washington, D.C.; and Dr. Gilbert H. Porter, Agway, Inc., Syracuse, New York.

Hearings were recessed subject to call.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of Robert R. Nordhaus, of Connecticut, to be a member of the Council of Economic Advisers, after testimony was received from John F. O'Leary, Administrator of the Federal Energy Administration. The nominee, who was introduced to the committee by Senator Domenici, testified and answered questions on his own behalf.

NUCLEAR PROLIFERATION

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development began hearings on S. 1432, to provide for more efficient and effective control over the proliferation of nuclear explosives. Witnesses heard were Robert W. Fri, Acting Administrator, who was accompanied by several of his associates, all of the Energy Research and Development Agency; Louis V. Nosenzo, Deputy Assistant Secretary of State for Nuclear Energy and Energy Technology Affairs; Myron Kratzer, International Energy Association, Ltd., Washington, D.C.; and Dwight Porter, Westinghouse Electric Corporation, Washington, D.C.

Hearings were recessed subject to call.

MEDICARE AND MEDICAID

Committee on Finance: Subcommittee on Health concluded hearings on S. 1470, proposing reform of the administrative and reimbursement procedures currently employed under the medicare and medicaid programs, after receiving testimony from Liane Levitan, De Kalb County, Georgia, on behalf of National Association of Counties; M. Gail Moran, National Governors Conference, Washington, D.C.; Dr. Harold N. Schwinger, American College of Radiology, Chicago; Dr. Tyra Hutchens, representing the College of American Pathologists, Washington, D.C.; Rugh E. Ecklund, American Association of Nurse Anesthetists, Chicago; Dr. Richard Ament, American Society of Anesthesiologists, Park Ridge, Illinois; John Filer, on behalf of the Insurance Association of Connecticut, Hartford; Dr. Richard C. Reba, American College of Nuclear Physicians, Washington, D.C.; Dr. Thomas G. Dorrity, Association of American Physicians and Surgeons, Oakbrook, Ill.; Dr. David M. Davis, on behalf of the American Psychiatric Association and National Association of Private Psychiatric Hospitals, Washington, D.C.; and James M. Hacking, National Retired Teachers Association—American Association of Retired Persons, Washington, D.C.

PEACE ACADEMY AND KOREA BRIEFING

Committee on Foreign Relations: Committee ordered favorably reported with amendments S. 469, to establish a commission to study proposals for establishing the National Academy of Peace and Conflict Resolution.

Also, in closed session, committee received a briefing from General George S. Brown, Chairman, Joint Chiefs of Staff, and Philip C. Habib, Under Secretary of State for Political Affairs, on their recent trip to Korea and U.S. policy toward Korea.

INTERNATIONAL COMMUNICATIONS

Committee on Foreign Relations: Subcommittee on International Operations resumed oversight hearings on the role of the media, business, banking, labor, national security, etc. in the current and future international flow of information, receiving testimony from John Magee, Arthur D. Little, Inc., Cambridge, Mass.; Robert White, Jr., Citibank, Inc., New York City; Glenn Watts, Communications Workers of America, Washington, D.C.; and Stanley Gerwitz, Pan American, New York City.

CHEMICALS/NURSING MOTHERS

Committee on Human Resources: Subcommittee on Health and Scientific Research resumed oversight hear-

ings on the health implications of environmental toxins in mothers' milk. Witnesses heard were Dr. Frank Press, Director, Office of Science and Technology Policy, Executive Office of the President; Dr. Eloise Clark, Assistant Director, National Science Foundation; Dr. Richard Bates, Associate Commissioner for Science, Food and Drug Administration, Dr. Donald Fredrickson, Director, National Institutes of Health, and Dr. David Rall, Director, National Institute of Environmental Health Sciences, all of the Department of Health, Education, and Welfare; and Douglas M. Costle, Administrator, Environmental Protection Agency.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following business items:

Three private immigration bills as follows: S. 455, S. 1142, and H.R. 1440;

Three private claims bills as follows: S. 760, H.R. 3314, and S. 422; and

The nominations of Finis E. Cowan, to be U.S. District Judge for the Southern District of Texas; Jamie C. Boyd, to be U.S. Attorney for the Western District of Texas; Rodolfo A. Garza, to be U.S. Marshal for the Western District of Texas; and Joseph J. Harvey, to be U.S. Marshal for the Western District of Washington.

Committee indefinitely postponed action on the following seven private immigration bills: S. 282, 348, 698, 766, 768, 1323, and 1355.

Committee discussed and put over 1 week S.J. Res. 1, proposing amendments to the Constitution so as to provide for the direct popular election of the President and Vice President of the United States.

Also, committee discussed S. 555, to establish procedures for the court appointment of a temporary special prosecutor; to create an Office of Government Crimes within the Justice Department; and create an Office of Congressional Legal Counsel, and agreed to vote on this measure at its next meeting on Tuesday, June 14.

MAGISTRATES' JURISDICTION

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery concluded hearings on S. 1612 and 1613, bills to expand the jurisdiction of U.S. Magistrates, after receiving testimony from Griffin Bell, Attorney General of the United States, Department of Justice; James F. Hewitt, San Francisco, and Roger A. Lowenstein, Newark, representing the Federal Public Defender; Prof. Linda Silberman, New York University Law School, New York City; John Frank, Phoenix; Dennis Sweeney, Legal Aid Bureau, Baltimore; and Arthur Burnett and Robert Lighthizer, representing the Federal Bar Association, Washington, D.C.

COMMITTEE FUNDING

Committee on Rules and Administration: Committee approved an original resolution (S. Res. 189), requesting $399,300 for the committee for inquiries and investigations through February 28, 1978.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 7714–7736; and 8 resolutions, H.J. Res. 511 and 512, H. Con. Res. 246 and 247, and H. Res. 620–623 were introduced.

Pages 18418–18419

Reports Filed: Reports were filed as follows:

H. Res. 620, providing for the consideration of H.R. 7073, Extension of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended (H. Rept. 95–403);

H. Res. 621, waiving points of order against H.R. 7553, making appropriations for public works for water and power development and energy research for fiscal year 1978 (H. Rept. 95–404); and

H. Res. 622, providing for the consideration of H.R. 6135, to amend the U.S. Grain Standards Act with respect to recordkeeping requirements and supervision fees (H. Rept. 95–405). Page 18418

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 18374

Export Administration Amendments: By a yea-and-nay vote of 306 yeas to 41 nays, Roll No. 331, the House agreed to the conference report on H.R. 5840, Export Administration Amendments of 1977—clearing the measure for the President.

Subsequently, agreed to S. Con. Res. 28, authorizing the Clerk to make certain corrections in the enrollment of H.R. 5840. Pages 18376–18383

National Sea Grant Program: House disagreed to the amendment of the Senate to H.R. 4301, to authorize appropriations for the National Sea Grant Program during fiscal year 1978. Page 18383

State-Justice-Commerce-Judiciary Appropriations: House considered H.R. 7556, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies for fiscal year 1978; but came to no resolution thereon. Proceedings under the 5-minute rule will continue Monday, June 13.

Took the following action in the Committee of the Whole:

Rejected:

An amendment that sought to prohibit the use of any funds to implement any new treaty with the Republic of Panama which surrenders or relinquishes U.S. sovereignty over the Canal Zone;

An amendment that sought to prohibit the use of any funds for salaries or expenses of any diplomatic personnel assigned to Cuba or the Swiss Embassy in Cuba (rejected by a recorded vote of 139 ayes to 206 noes, Roll No. 332);

An amendment that sought to prohibit the use of any funds to represent the Cayuga Indians in any legal action to recover damages or property from the State of New York (rejected by a division vote of 27 ayes to 43 noes); and

An amendment that sought to appropriate an additional $439,000 for the Task Force on Sex Discrimination.

An amendment was offered but subsequently withdrawn that sought to prohibit the use of any funds to enforce the ban on the distribution of saccharin in interstate commerce.

A point of order was sustained against an amendment that sought to guarantee that any new Panama Canal Treaty must not abrogate the traditional interpretation of previous Panama Canal treaties with respect to territorial sovereignty; as legislation in an appropriations bill. Pages 18383–18407

H. Res. 615, the rule waiving certain points of order against the bill, was agreed to earlier by a voice vote.

Legislative Program: Representative Chisholm announced the legislative program for the week of Monday, June 13. Pages 18407–18408

Recess: By unanimous consent it was made in order for the Speaker to declare a recess at anytime on Monday, June 13, subject to the call of the Chair. Page 18408

Flag Day Ceremonies: By unanimous consent it was made in order for the Speaker to declare a recess at anytime on Tuesday, June 14, for the purpose of commemorating Flag Day in such a manner as the Speaker may deem appropriate. Page 18408

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of June 15. Agreed to meet at 10 a.m. on Tuesday, June 14. Agreed to adjourn from Friday to Monday. Page 18408

Referrals: Six Senate-passed measures were referred to the appropriate House committees today. Page 18417

Adjournment: Adjourned at 3:05 p.m.

Committee Meetings

FOOD STAMPS

Committee on Agriculture: Continued markup of food stamp legislation, and will resume on Monday, June 13.

CHILD EXPLOITATION PREVENTION ACT

Committee on Education and Labor: Subcommittee on Select Education and Judiciary Subcommittee on Crime continued joint hearings on the Child Exploitation Prevention Act and other aspects of child abuse. Witnesses heard were Representatives Murphy of New York and Mikulski; John C. Keeney, Deputy Assistant Attorney General, Criminal Division, Department of Justice; G. R. Dickerson, Acting Commissioner, U.S. Customs Service; C. Neil Benson, Chief Postal Inspector, U.S. Postal Service; and Kenneth Wooten, National Coalition for Children's Justice.

KOREA

Committee on International Relations: Subcommittees on International Security and Scientific Affairs and on Asian and Pacific Affairs held a joint hearing on the situation in Korea. Testimony was heard from Under Secretary of State for Political Affairs Philip C. Habib; and Gen. George S. Brown, USAF, Chairman, Joint Chiefs of Staff.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued markup of H.R. 6831, National Energy Act, and will resume on Monday, June 13.

URANIUM INDUSTRY PRICING PRACTICES

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held an executive hearing on Gulf Oil's request for confidential treatment of certain documents in connection with pricing practices in the uranium industry, hearing testimony from Gulf Oil officials.

RECOMBINANT DNA RESEARCH ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met and approved for full committee action a clean bill in lieu of H.R. 4759, Recombinant DNA Research Act of 1977.

PUBLIC DISCLOSURE OF LOBBYING ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 1180, Public Disclosure of Lobbying Act.

ALASKA LANDS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued hearings on H.R. 6564, 1652, and 5605, to provide for the addition of certain d–2 lands in the State of Alaska to the National Park, National Forest, National Refuge, and Wild and Scenic Rivers

Systems. Testimony was heard from officials of the Department of Interior.

Hearings continue Monday, June 13.

1980 CENSUS

Committee on Post Office and Civil Service: Subcommittee on Census and Population continued hearings on the 1980 Census. Testimony was heard from officials of Bureau of Census; Commission on Civil Rights; and State of Delaware.

CLINCH RIVER BREEDER REACTOR

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy R.D. & D. concluded hearings on the Clinch River Breeder Reactor. Testimony was heard from Tom Cochran, Natural Resources Defense Council; Dr. David Rose, MIT; and Dr. Frank Von Hippel, Princeton University School of Engineering/Applied Science.

Monday, June 13, 1977

Senate

Chamber Action

Routine Proceedings, pages 18621–18682

Bills Introduced: Seven bills and three resolutions were introduced, as follows: S. 1679–1685; S.J. Res. 62; and S. Res. 191–192. Pages 18628, 18637

Bill Reported: Report was made as follows:

S. Res. 191, designating certain rooms in the U.S. Capitol as the Hugh Scott Room and the Harry Flood Byrd, Sr., Room (without written report).

Bills Passed: Page 18628

D.C. Borrowing Authority: Senate passed with Committee amendment and sent to the House S. 1061, to continue authority of the D.C. Government to borrow from the U.S. Treasury. Pages 18623, 18624

Flue-Cured Tobacco: Senate passed without amendment and cleared for the President H.R. 3416, to provide that leasing of flue-cured tobacco acreage-poundage marketing quotas after June 15 be permitted only on farms on which at least 40 percent of the acreage allotment was planted for such year. Pages 18625, 18626

Senate Rules: Senate agreed to S. Res. 188, to amend Senate Rule XLIX relative to political fund activity. Page 18626

ERDA Nonnuclear Programs: By 79 yeas to 1 nay Senate passed S. 1340, authorizing funds for fiscal year 1978 for nonnuclear programs of the Energy Research and Development Administration, after agreeing to committee amendments and taking action on additional proposed amendments, as follows:

Adopted:

(1) Randolph unprinted amendment No. 401, to enable ERDA to request loan guarantees for new energy technologies on a project-by-project basis; Page 18686

(2) Ford unprinted amendment No. 403, to direct ERDA to study the feasibility of utilizing distilleries in the production of alcohol for the so-called gasohol program; Page 18695

(3) Ford unprinted amendment No. 404, requiring ERDA to conduct a study on feasibility for commercial application of the process of fine grinding of coal and vegetable residues for use as clean burning fuels; Page 18696

(4) Metzenbaum unprinted amendment No. 405, requiring refund of Federal funds contributed to construction of solar electrical demonstration facilities if such funds are included in the utility's rate base; Page 18697

(5) Ford unprinted amendment No. 406, authorizing ERDA to enter into a cooperative agreement for the construction of a high-Btu pipeline gas demonstration plant utilizing the HYGAS steam-oxygen process and Illinois Basin type coal; Page 18697

(6) Helms unprinted amendment No. 407, authorizing an additional $2 million for the alternative fuels utilization program for study of alcohol fuels and blends; Page 18702

(7) Bumpers unprinted amendment No. 408, authorizing $2 million for ERDA to initiate a new program to develop very high-efficiency residential gas furnaces; Page 18704

(8) McClure unprinted amendment No. 409, making available approximately 6,000 acres of ERDA lands in Idaho to farmers whose lands were damaged by the Teton Dam disaster; Page 18705

(9) Glenn unprinted amendment No. 410, to more clearly define the term "biomass"; Page 18706

(10) Modified Brooke amendment No. 394, increasing from $2 million to $6 million funding for start up of Appropriate Technology program; Page 18708

(11) Humphrey unprinted amendment No. 412, giving the States greater control over the development of solar energy; 18717

(12) By 51 yeas to 30 nays, Melcher unprinted amendment No. 413, increasing by $13 million to a total of $88 million funds for research in Magnetohydrodynamics; Page 18718

(13) By 63 yeas to 19 nays, Bumpers unprinted amendment No. 414, reducing from 2,500 to 200 the number of electric vehicles which may be purchased pursuant to the Electric Vehicle Act of 1976; Page 18720

(14) Bumpers unprinted amendment No. 415, increasing by $5.5 million to a total of $178.9 million funds for solar electric application, and earmarking $7.5 million for design work for small community applications; Page 18724

(15) Baker unprinted amendment No. 416, restoring $4,038,000 for payments in lieu of taxes for certain counties and local governments in Tennessee and New Mexico; Page 18724

(16) Modified Glenn unprinted amendment No. 417, increasing by $1 million to a total of $78.2 million funding for research into improved heat conversion efficiency; and Page 18726

(17) Church unprinted amendment No. 419, of a technical nature modified Ford unprinted amendment No. 406. Page 18729

Rejected:

(1) Melcher amendment No. 357, increasing by $50 million to a total of $125 million funds for research in Magnetohydrodynamics (tabled by 43 yeas to 40 nays); and Page 18714

(2) By 5 yeas to 75 nays, Durkin unprinted amendment No. 418, to delete from the bill $28.3 million for construction of a coal liquefaction plant. Page 18727

Pages 18682–18741

Budget Act Waiver: Senate agreed to S. Res. 178, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1231, authorizing $10,420,000 for fiscal year 1978 for the U.S. Commission on Civil Rights. Pages 18741, 18742

Civil Rights Commission: Senate passed H.R. 5645, authorizing $10,420,000 for fiscal year 1978 for the U.S. Commission on Civil Rights, after striking all after the enacting clause and inserting in lieu thereof the text of Senate companion measure S. 1231, as reported. Senate insisted on its amendment, requested conference with the House and appointed as conferees Senators Bayh, Metzenbaum, Abourezk, Mathias, and Scott.

Pages 18742, 18743

School Volunteers: Senate passed and sent to the House S.J. Res. 62, recognizing the contributions of school volunteers. Page 18743

Clean Air: Senate insisted on its amendment to H.R. 6161, proposed Clean Air Act Amendments of 1977, requested conference with the House and appointed as conferees Senators Randolph, Muskie, Culver, Hart, Anderson, Stafford, Baker, McClure, and Domenici.

Page 18627

Vice Presidential Appointment: Vice President appointed Senator McGovern as a Congressional Adviser to the Strategic Arms Limitation Talks Delegation, in Geneva, Switzerland, during 1977. Page 18743

Messages From the House: Page 18627

Amendments Submitted for Printing:

Pages 18637, 18638

Executive Communications: Page 18627

International Banks: By unanimous consent it was agreed that at 10 a.m. on Tuesday, June 14, when Senate proceeds to consider H.R. 5262, providing for increased U.S. participation in certain international banks, debate thereon be limited to 4 hours; 2 hours on an amendment to be offered by Senator Dole; 1½ hours each on two amendments to be offered by Senator Helms, four to be offered by Harry F. Byrd, Jr., and two to be offered by Senator Allen; 1 hour on any other amendments; and 30 minutes on amendments in the second degree. Pages 18743, 18744

Confirmations: Senate confirmed the following nomination:

Finis E. Cowan, to be U.S. District Judge for the Southern District of Texas;

Jamie C. Boyd, to be U.S. Attorney for the Western District of Texas; and

Rodolfo A. Garza, to be U.S. Marshal for the Western District of Texas. Page 18744

Nominations: Senate received the following nominations:

Russell G. Clark, to be U.S. District Judge for the Western District of Missouri;

William T. Moore, Jr., to be U.S. Attorney for the Southern District of Georgia;

George M. Anderson, to be U.S. Attorney for the Eastern District of North Carolina;

Henry M. Michaux, Jr., to be U.S. Attorney for the Middle District of North Carolina; and

Richard Page, of Washington, to be Urban Mass Transportation Administrator. Page 18744

Record Votes: Five record votes were taken today.

Pages 18717, 18720, 18723, 18729, 18734

Recess: Senate met at 12:30 p.m. and recessed at 8:19 p.m. Page 18744

Committee Meetings

RENEGOTIATION ACT

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on S. 1594, to revise and extend the Renegotiation Act, receiving testimony from Robert F. Keller, Deputy Comptroller of the United States, General Accounting Office; Goodwin Chase, Chairman, accompanied by Harry R. VanCleve, and William F. McQuillen, all of the Renegotiation Board; David Packard, Palo Alto, Calif., representing the Western Electronic Manufacturers Association; and Frank C.

Roberts, Cleveland, representing the Fnancial Executives Institute.

Hearings continue tomorrow.

ENVIRONMENTAL INFORMATION SYSTEM

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology and Space, resumed hearings on S. 657, to establish an earth resources and environmental information system, receiving testimony from Richard W. Gutmann, Director, Procurement and Systems Acquisition Division, General Accounting Office; Arthur G. Anderson, Chairman, Committee on Remote Sensing Programs for Earth Resources Surveys, National Academy of Sciences; Daniel J. Fink, Space Division, General Electric Co., Valley Forge Space Center, Philadelphia; Dr. John L. McLucas, COMSAT General Corporation, Washington, D.C.; Dr. Allen E. Puckett, Hughes Aircraft Co., Culver City, California; and Dr. George E. Solomon, TRW Defense and Space Systems Group, TRW, Inc., Redondo Beach, California.

Hearings continue tomorrow.

NATURAL GAS PRICING

Committee on Energy and Natural Resources: Committee resumed hearings to receive testimony on part D (natural gas pricing) of S. 1469, the proposed National Energy Act, and S. 256, proposing deregulation of the wellhead price of natural gas, receiving testimony from Dolph Briscoe, Subcommittee on Oil and Gas, Committee on Natural Resources and Environmental Management, National Governors' Conference, Austin; Edward Berlin, Albany, New York, and Maurice Van Nostrand, Des Moines, both representing the National Association of Regulatory Utility Commissioners; J. E. Earnest, Houston, and David H. Foster, Washington, D.C., both representing the Natural Gas Supply Committee; A. V. Jones, Albany, Texas, D. K. Davis, Dallas, and Robert A. Hefner, Oklahoma City, all representing the Independent Petroleum Association of America; and W. Philip Gramm, Texas A & M University, College Station.

Hearings continue tomorrow.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Thomas C. Jorling, of Massachusetts, to be an Assistant Administrator of the Environmental Protection Agency, after receiving testimony from former Senator John Sherman Cooper, Washington, D.C., and the nominee, who testified and answered questions on his own behalf.

SOCIAL SECURITY FINANCING

Committee on Finance: Subcommittee on Social Security began hearings on proposals for maintaining the financial stability of the Social Security System, receiving testimony from Secretary of Health, Education, and Welfare Joseph A. Califano.

Hearings continue on Thursday, June 16.

GOVERNMENT ACCOUNTING AND AUDITING

Committee on Governmental Affairs: Subcommittee on Reports, Accounting, and Management concluded hearings to review the processes by which accounting and auditing practices and procedures, promulgated or approved by the Federal Government, are established. Witnesses heard were Representative Baucus; Harold M. Williams, Chairman, accompanied by Philip A. Loomis, Jr., John Evans, and Irving Pollack, all Commissioners of the Securities and Exchange Commission.

Hearings were adjourned subject to call.

FOREIGN INTELLIGENCE SURVEILLANCE

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures began hearings on S. 1566, establishing procedures for electronic surveillance in the area of foreign intelligence, receiving testimony from Griffin B. Bell, Attorney General, and Clarence M. Kelley, Director, Federal Bureau of Investigation, both of the Department of Justice.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 7737–7759; 1 private bill, H.R. 7760; and 13 resolutions, H.J. Res. 513–518, H. Con. Res. 248, and H. Res. 624–629, were introduced. Pages 18620, 18621

Measure Reported: One report was filed as follows:

H. Res. 624, waiving certain points of order against H.R. 7554, making appropriations for the Department of Housing and Urban Development, and for sundry independent executive agencies, boards, bureaus, commissions, corporations, and offices for the fiscal year ending September 30, 1978 (H. Rept. 95–406). Page 18579

Youth Employment and Training: House disagreed to the amendments of the Senate to H.R. 6138, to provide employment and training opportunities for youth; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Perkins, Hawkins, Dent, Beard of Rhode Island, Michael O. Myers, Le Fante, Weiss, Clay, Corrada, Quie, Sarasin, Jeffords, and Pursell. Page 18565

State-Justice-Commerce-Judiciary Appropriations: By a yea-and-nay vote of 353 yeas to 42 nays, Roll No. 335, the House passed H.R. 7556, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies for fiscal year 1978.

Rejected a motion to recommit the bill to the Committee on Appropriations.

By a yea-and-nay vote of 354 yeas to 2 nays, Roll No. 333, the House agreed to resolve itself into the Committee of the Whole.

Agreed to an amendment that prohibits funds to be used to carry out the President's amnesty program (agreed to by a division vote of 26 ayes to 21 noes).

Rejected:

Two amendments en bloc that sought to delete $41.3 million appropriated for construction of three new Federal prisons; and to add $9.15 million for support of prisoners and development of halfway houses and alternative methods of rehabilitation (rejected by a division vote of 6 ayes to 21 noes); and

An amendment that sought to increase the appropriation for the Law Enforcement Assistance Administration by $104.5 million (rejected by a recorded vote of 172 ayes to 210 noes, Roll No. 334).

A point of order was sustained against language making appropriations to the International Trade Commission as legislation in an appropriations bill.

Pages 18565–18578

Magna Carta: The House recessed at 2:47 p.m. to conduct ceremonies relating to the return of the Magna Carta; and reconvened at 3:30 p.m. Page 18579

Public Works Appropriations: House concluded all general debate and began reading for amendment on H.R. 7553, making appropriations for public works for water and power development and energy research for the fiscal year ending September 30, 1978; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Tuesday, June 14.

Pending when the Committee of the Whole rose was an amendment that seeks to terminate funding for 16 of the recommended water projects and to provide only partial funding for the Bonneville project.

Agreed to an amendment that strikes the $33 million in termination funds for the Clinch River Breeder Reactor, and prohibits use of any of the funds in the bill to terminate the project.

H. Res. 621, a rule waiving points of order against the bill, was agreed to earlier by voice vote.

Pages 18579–18609

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 18619

Adjournment: Adjourned at 5:34 p.m.

Committee Meetings

FOOD STAMPS

Committee on Agriculture: Continued markup of food stamp legislation, and will resume tomorrow.

RAY'S ESCAPE

Select Committee on Assassinations: Met for discussion of James Earl Ray's escape from prison.

FEDERAL EMPLOYEES' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Federal Employees' Compensation Act. Testimony was heard from J. Joseph Vacca, President, National Association of Letter Carriers: and Irving Geller, General Counsel, National Federation of Federal Employees.

FEDERAL OFFICES OF INSPECTOR GENERAL

Committee on Government Operations: Subcommittee on Intergovernmental Relations continued hearings on H.R. 2819, to establish statutory offices of Inspector General in various Federal departments and agencies. Testimony was heard from GSA and NASA officials.

PUEBLO INDIAN LANDS—
MIGRATORY WATERFOWL

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held hearings on H.R. 2719, to authorize the Secretary of Interior to contract with the Middle Rio Grande Conservancy District of New Mexico for the payment of operation and maintenance on certain Pueblo Indian lands; and

H.R. 2865, to provide for the preservation and enhancement of critical habitat for migratory waterfowl and other wetlands—dependent migratory birds of the Pacific flyway in the grasslands area of the San Joaquin Valley, California.

Testimony was heard from Representatives Sisk and Lujan; Interior Assistant Secretary Herbst, Fish, Wildlife and Parks; and other Departmental witnesses.

NUCLEAR REGULATORY REFORM

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment began hearings on H.R. 18, 882, 2675, 5369 and related bills, relative to States' rights and nuclear regulatory reform. Testimony was heard from Marcus Rowden, Nuclear Regulatory Commission; Monte Canfield, GAO; and Representative Pattison of New York.

Hearings continue tomorrow.

PUBLIC DIPLOMACY

Committee on International Relations: Subcommittee on International Operations began hearings on public diplomacy and the future. Witnesses heard were Hobart Lewis, Chairman, U.S. Advisory Commission on Information; Leonard Marks, former USIA director, and Chairman, U.S. Advisory Commission on International Educational and Cultural Affairs; and Edmund Gul-

lion, Dean, Fletcher School of Law and Diplomacy, Tufts University.

TRADING WITH THE ENEMY ACT REFORM

Committee on International Relations: Subcommittee on International Economic Policy and Trade met and approved for full committee action a bill, to be introduced, revising Trading with the Enemy Act.

MEDICARE-MEDICAID AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met for markup of changes made in H.R. 3, Medicare-Medicaid Anti-Fraud and Abuse Amendments, by the Ways and Means Committee.

NO-FAULT MOTOR VEHICLE INSURANCE

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on the no-fault automobile insurance experience in the State of Michigan. Testimony was heard from Representatives Van Deerlin and Murphy of New York; and a panel representing insurance companies and law firms.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued markup of H.R. 6831, National Energy Act, and will resume tomorrow.

ALASKA LANDS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment continued hearings on H.R. 6564, 1652, and 5605, to provide for the addition of certain d-2 lands in the State of Alaska to the National Park, National Forest, National Refuge, and Wild and Scenic Rivers Systems. Testimony was heard from Keith Specking, Special Advisor to the Governor of Alaska for Fish and Wildlife; Charles Clusen, Sierra Club; National Wildlife Federation; American Forestry Association; and other public witnesses.

PUBLIC BUILDINGS PROSPECTUSES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on public buildings prospectuses with testimony from GSA witnesses.

Hearings continue tomorrow.

FEDERAL DISASTER ASSISTANCE

Committee on Small Business: Subcommittee on SBA, SBIC, and General Small Business Problems continued hearings on the Federal disaster assistance program. Testimony was heard from SBA Administrator A. Vernon Weaver; Robert Hunter, Administrator, Federal Insurance Administration; Thomas Dunne, Administrator, Federal Disaster Assistance Administration; and John Gibson, Office of Assistant Secretary, HUD.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued markup of Title II of H.R. 6831, National Energy Act, and will resume tomorrow.

Joint Committee Meeting

MILITARY PROCUREMENT

Conferees continued in closed session to resolve the differences between the Senate- and House-passed versions of H.R. 5970, authorizing funds for military procurement for fiscal year 1978, but did not reach final agreement thereon and will meet again tomorrow.

Tuesday, June 14, 1977

Senate

Chamber Action

Routine Proceedings, pages 18870–18924

Bills Introduced: Nine bills and three resolutions were introduced, as follows: S. 1686–1694; S. Con. Res. 29 and 30; S. Res. 193. Pages 18874, 18875, 18891, 18892

Bills Reported: Reports were made as follows:

S. Res. 193, expressing the sense of the Senate that the Secretary of Agriculture should exercise his authority to increase the loan levels for the 1977 crops of wheat and feed grains (S. Rept. 95-266);

H.R. 7552, making appropriations for the Treasury Department, Postal Service, and Executive Office of the President for fiscal year 1978, with amendments (S. Rept. 95-267);

H.R. 7557, making appropriations for the Department of Transportation for fiscal year 1978, with amendments (S. Rept. 95-268);

S. 455, S. 1142, and H.R. 1440, private bills (S. Repts. 95-269 to 95-271, respectively). Page 18874

Bills Passed:

Senate Committee Budgets: Senate agreed to the following resolutions authorizing funds for Senate committee and subcommittee expenses through February 28, 1978:

S. Res. 144—Agriculture, Nutrition, and Forestry—$300,300;

S. Res. 142—Armed Services—$475,000;

S. Res. 164—Banking, Housing, and Urban Affairs—$610,000;

S. Res. 159—Budget—$1,514,300;

S. Res. 151—Commerce, Science, and Transportation—$1,847,800;

S. Res. 158—Energy and Natural Resources—$775,000;

S. Res. 157—Environment and Public Works—$858,500;

S. Res. 97—Finance—$385,000;

S. Res. 156—Foreign Relations—$905,000;

S. Res. 161—Governmental Affairs—$2,683,200;

S. Res. 146—Human Resources—$1,624,000;

S. Res. 170—Judiciary—$3,111,700;

S. Res. 189—Rules and Administration—$399,300;

S. Res. 149—Veterans' Affairs—$198,800;

S. Res. 140—Select Committee on Small Business—$174,500;

S. Res. 148—Select Committee on Intelligence—$1,150,000;

S. Res. 147—Select Committee on Aging—$407,000; and

S. Res. 141—Select Committee on Nutrition and Human Needs—$231,500. Pages 19010–19014

International financial institutions: By 59 yeas to 30 nays, Senate passed H.R. 5262, authorizing U.S. subscriptions and contributions to six international financial institutions, after agreeing to committee amendment in the nature of a substitute bill, and taking action on other amendments proposed thereto, as follows:

Adopted:

(1) By unanimous vote of 90 yeas, Inouye unprinted amendment No. 421, recognizing the need for commitments to international financial institutions in order to achieve economic development, and that the commitment of U.S. resources for such purposes is subject to the appropriations process; Page 18942

(2) Humphrey unprinted amendment No. 423 (as a substitute for Helms unprinted amendment No. 422), expressing the Senate's sense of disgust for Idi Amin Dada, of Uganda; Page 18947

(3) Helms unprinted amendment No. 422, as amended; Page 18943

(4) Modified Helms amendment No. 424, directing U.S. officials of the various financial institutions to attempt to maintain the salaries of employees of such institutions at levels near to those holding comparable positions in the United States. Page 18948

(5) Harry F. Byrd, Jr. amendment No. 392, requiring the President to submit annual report to the Congress setting forth the total amounts of U.S. overseas loans and grants as well as assistance from international organizations from 1945 to the year current; Page 18964

(6) Modified DeConcini unprinted amendment No. 426, reducing from $150 million to $50 million authorizations for the African Development Fund. Page 18981

(7) Dole unprinted amendment No. 429, stating the sense of the Senate that the U.S. delegation to the Belgrade Conference reiterate the commitment of the American people to human rights, and urge adoption of an agenda calling for implementation of the Helsinki Final Act; Page 18988

(8) By 58 yeas to 32 nays, Dole amendment No. 300, instructing U.S. delegates to vote against any loans for the benefit of Vietnam, Laos, or Cambodia (motion to table rejected by 38 yeas to 55 nays). Page 18989

(9) Modified Hatfield amendment No. 397, calling for U.S. consultation with the industrialized democracies to develop viable standards for the meeting of human needs and protection of human rights; and Page 18994

(10) Modified Schweiker amendment No. 376, stating that future U.S. contributions to international financial institutions should not exceed 25 per centum of the total amount contributed to any such institution. Page 18995

Rejected:

(1) By 43 yeas to 50 nays, Abourezk amendment No. 396, directing U.S. delegates to vote against any loan or assistance to any country which engages in a consistent pattern of gross violations of internationally recognized human rights; Page 18953

(2) Hatch unprinted amendment No. 425, instructing U.S. delegates to vote against loans or assistance to any country which engages in a consistent pattern of gross violations of interhationally recognized human rights, and to oppose any assistance to Cambodia, Cuba, Laos, or Vietnam (tabled by 58 yeas to 34 nays). Page 18964

(3) By 29 yeas to 62 nays, Harry F. Byrd, Jr. amendment No. 393, reducing total authorizations in the bill from $5.2 billion to $2.9 billion. Page 18965

(4) By 31 yeas to 59 nays, Allen unprinted amendment No. 427 (to DeConcini unprinted amendment No. 426), reducing from $50 million to $25 million authorizations for the African Development Fund. Page 18984

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Sparkman, Humphrey, McGovern, Church, Biden, Clark, Case, Javits, and Percy. Pages 18924–19008

Private bills: Senate passed and sent to the House S. 760 and S. 422; and passed and cleared for the President H.R. 3314, all private bills. Pages 19008–19010

Vice Presidential Appointments: Vice President

appointed Senator Hatch to the Technology Assessment Board; and

Senators Glenn and Hart as Congressional Advisers to the Strategic Arms Limitation Talks Delegation, in Geneva, Switzerland, during 1977.

Pages 18924, 18981, 19008

Bill Referred: H.R. 7556, State, Justice, Commerce appropriations, was referred to Committee on Appropriations. Page 18874

Messages From the House: Page 18873

Amendments Submitted for Printing: Pages 18892, 18893

Executive Communications: Page 18873

International Development Assistance: By unanimous consent it was agreed that at 10 a.m. on Wednesday, June 15, when Senate proceeds to consider S. 1520, proposed International Development Assistance Act, debate thereon be limited to 4 hours; 1½ hours each on an amendment to be offered by Senator McClure and two to be offered by Senator Helms; 30 minutes on each of two amendments to be offered by Harry F. Byrd, Jr.; 1 hour on any other amendment; 30 minutes on amendments in the second degree; and 1 hour on the bill to Harry F. Byrd, Jr. Page 19014

Confirmations: Senate confirmed the following nominations:

Andrew W. Danielson, to be U.S. Attorney for the District of Minnesota; and

James W. Byrd, to be U.S. Marshal for the District of Wyoming. Page 19014

Record Votes: Eight record votes were taken today Pages 18942, 18943, 18960, 18963, 18981, 18987, 18994 19005

Recess: Senate met at 9:45 a.m. and recessed at 8:35 p.m. Page 19014

Committee Meetings

APPROPRIATIONS—TREASURY AND TRANSPORTATION

Committee on Appropriations: Committee ordered favorably reported with amendments the following bills:

H.R. 7552, making appropriations for fiscal year 1978 for the Department of the Treasury and the Postal Service. As approved by the committee the bill would appropriate $7,475,947,000, a decrease of $47,081,000 from the House-passed figure of $7,522,028,000; and

H.R. 7557, making appropriations for fiscal year 1978 for the Department of Transportation. As approved by the Committee the bill would appropriate $6,276,989,023, an increase of $372,915,000 over the House-passed figure of $5,904,074,023.

APPROPRIATIONS—LEGISLATIVE

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for fiscal year 1978 for the legislative branch, receiving testimony on proposals to extend the west front of the Capitol from George Hartman, James Madison Cutts, and David Caney, all representing the Task Force on the West Front of the Capitol, American Institute of Architects, Washington, D.C.

Hearings were recessed subject to call.

RENEGOTIATION ACT

Committee on Banking, Housing and Urban Affairs: Committee resumed hearings on S. 1594, to revise and extend the Renegotiation Act, receiving testimony from Senator Mathis; Representatives Rousselot, McCloskey, Minish, Brooks, and Mitchell of Maryland; Admiral H.G. Rickover, (USN), Director, Division of Naval Reactors, Energy Research and Development Administration; Edmund B. Fitzgerald, Cutler-Hammer, Inc., Milwaukee; John P. Frederick, Dirilyte Company of America, Inc., Kokomo, Ind.; and Joseph M. Lyle, National Security Industrial Association, and Charles W. Stewart, Machinery and Allied Products Institute, both of Washington, D.C.

Hearings continue on Friday, June 17.

ENVIRONMENTAL INFORMATION SYSTEM

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology and Space continued hearings on S. 657, to establish an earth resources and environmental information system, receiving testimony from Joseph D. Tanner, Georgia State Department of Natural Resources, Atlanta; Glen Kreuscher, Nebraska State Department of Agriculture, Lincoln; Dr. William J. Hargis, Jr., Virginia Institute of Marine Science and College of William and Mary, Gloucester Point, Virginia; Chris Spirou, New Hampshire House of Representatives, representing the National Conference of State Legislatures; and Eilene M. Calloway, International Institute of Space Law of the International Astronautical Federation and Theodore Von Karman Memorial Foundation, Inc., Washington, D.C.

Hearings were recessed subject to call.

NATURAL GAS PRICING

Committee on Energy and Natural Resources: Committee continued hearings to receive testimony on part D (natural gas pricing) of S. 1469, the proposed National Energy Act, and S. 256, proposing deregulation of the wellhead price of natural gas, receiving testimony from Senators Bentsen and Pearson; Jerry Thompson, International Association of Machinists and Aerospace Workers, Washington, D.C.; Frank Collins, Oil, Chemical and Atomic Workers International Union of America, Washington, D.C.; Henry E. Miller, Jr., representing the American Iron and Steel Institute, Washington, D.C.; William J. Moshofsky, Portland, Oregon, representing the American Paper Institute; Thomas J. Devine, Celanese Corporation, New York City; Leonard H. Farmer, Jr., Owens-Illinois, Inc., Toledo, Ohio; William Brier, National Council of Farmer Co-operatives, Washington, D.C.; Richard L. O'Shields, Houston, Texas, representing the Interstate Natural Gas Association of America; Frank K. Rader, Texas Gas Transmission Corporation, Owensboro, Kentucky; J. Hough Roff, Jr., United Gas Pipe Line Company, Houston, Texas; Arthur R. Seder, Jr., Michigan-Wisconsin Pipe Line Company, Detroit, Michigan; Lee C. White, Consumer Federation of America, Washington, D.C.; and James Flug, Energy Action Committee, Washington, D.C.

Hearings continue on Friday, June 17.

DISASTER RELIEF OVERSIGHT

Committee on Environment and Public Works: Subcommittee on Regional and Community Development held oversight hearings on the implementation of the Disaster Relief Act (P.L. 93-288), receiving testimony from Senators Glenn and Metzenbaum; Thomas Dunne, Administrator, Federal Disaster Assistance Administration, and John Gibson, Director, Emergency Preparedness Staff, both of the Department of Housing and Urban Development.

Hearings continue on Friday, June 17.

ECONOMIC GROWTH

Committee on Finance: Subcommittee on Taxation and Debt Management held hearings to examine proposals which seek to encourage economic growth and employment, receiving testimony from Eliot Janeway, New York City; Dr. Daniel Throop Smith, Hoover Institute, Palo Alto, Calif.; Dr. Gary Fromm, Stanford Research Institute, Arlington, Va.; Dr. Thomas Reese and Dr. Gerard Brannon, Taxation with Representation, Arlington, Va.; Dr. Pierre Rinfret, Rinfret Associates, Inc., New York City; Edwin Cohen, University of Virginia, Charlottesville, Va.; and Albert E. Sindlinger and Co., Media, Pa.

Hearings continue tomorrow.

NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the following nominations:

Richard M. Moose, of Arkansas, to be an Assistant Secretary of State;

Goler T. Butcher, of the District of Columbia, Alexander Shakow, of the District of Columbia, and Joseph C. Wheeler, of Virginia, each to be an Assistant Administrator of the Agency for International Development;

Edward R. Fried, of Maryland, to be U.S. Executive Director of the International Bank for Reconstruction and Development; and

Wilbert J. Le Melle, of New York, to be Ambassador to the Republic of Seychelles.

Prior to this action, committee held hearings on these nominations (except for that of Mr. Melle), where the nominees testified and answered questions on their own behalf. Senators Clark and Percy introduced Mr. Moose; Senator Clark introduced Ms. Butcher; and Senator Javits introduced Mr. Shakow.

NOMINATIONS AND COMMITTEE BUSINESS

Committee on Governmental Affairs: Committee ordered favorably reported an original resolution to authorize the appearance of three former members of the staff of the Subcommittee on Federal Spending, Efficiency and Open Government before the U.S. District Court for the Eastern District of Massachusetts in relation to a case involving U.S. vs. Harry Goldberg, et al.; and

The nominations of Jule M. Sugarman, of Georgia, and Ersa H. Poston, of New York, each to be a Civil Service Commissioner.

Also, committee discussed S. 2, to require reauthorization of Government programs at least every 5 years, and S. 600, to require over a period of 8 years the President to submit a plan designed to prevent unnecessary or harmful regulation by Federal agencies, but did not complete action thereon and recessed subject to call.

CAREER EDUCATION PROGRAMS

Committee on Human Resources: Subcommittee on Education, Arts, and Humanities began hearings on S. 1328, to encourage the implementation of career education programs and activities, receiving testimony from John Ellis and Kennth Hoyt, both of the Office of Education, Department of Health, Education, and Welfare; Dr. Sidney P. Marland, National Advisory Council on Career Education, Washington, D.C.; Donna Martin, State of Illinois Career Education Programs, Springfield; John Adams, Council of Chief State School Officers, Washington, D.C.; William J. Roark, representing the Chamber of Commerce of the U.S., Washington, D.C.; Frank M. Hallgren and Robert F. Herrick, both of the University of Nebraska, Lincoln; Jerry C. Straus and James E. Magee, Washington, D.C.; Margaret Dunkle, National Coalition for Women and Girls in Education, Washington, D.C.; and Marjorie Bell Chambers, Denver, Colorado, Women's College and Women's Educational Equity Council.

Hearings were adjourned subject to call.

PUBLIC OFFICIAL INTEGRITY

Committee on the Judiciary: Committee ordered favorably reported S. 555, to establish procedures for the court appointment of a temporary special prosecutor, to create an Office of Government Crimes within the Justice Department, and to create an Office of Congressional

Legal Counsel. Title I of the bill, as amended by the committee, would provide that the individual appointed to the position of Special Prosecutor be subject to Senate confirmation; and that the provision establishing an Office of Government Crimes within the Justice Department be deleted.

Also, committee resumed consideration of S.J. Res. 1, proposing amendments to the Constitution so as to provide for the direct popular election of the President and Vice President of the United States, but did not complete action thereon and will meet again on Wednesday, June 22.

ATTORNEY'S FEES

Committee on the Judiciary: Committee resumed hearings on S. 270, to permit awards of reasonable attorney's fees and other expenses for public participation in Federal proceedings, receiving testimony from Joseph F. Spaniol, Assistant Director, Administrative Office of the U.S. Courts; Herlis S. Tillman and Larry C. Williams, Sr., National Funeral Directors and Morticians Association, Washington, D.C.; and Robert W. Lee, National Hearing Aid Association, Washington, D.C.

Hearings were recessed subject to call.

FOREIGN INTELLIGENCE SURVEILLANCE

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures continued hearings on S. 1566, to establish procedures for electronic surveillance in the area of foreign intelligence, receiving testimony from Secretary of Defense Harold Brown; Director of Central Intelligence Stansfield Turner; John Shattuck, American Civil Liberties Union, Washington, D.C.; Dr. Morton Halperin, Washington, D.C.; Esther Herst, Committee Against Repressive Legislation, Washington, D.C.; Prof. William W. Greenhalgh, Georgetown University, Washington, D.C.; and David Watters, on behalf of the American Privacy Foundation, Washington, D.C.

Hearings were recessed subject to call.

SENATE CAMPAIGN FINANCING

Committee on Rules and Administration: Committee ordered favorably reported with amendments S. 926, to provide for the public financing of general elections for the U.S. Senate and making amendments in the Federal Election Campaign Act of 1971.

SLEEP-AIDS

Select Committee on Small Business: Subcommittee on Monopoly and Anticompetitive Activities began hearings to examine the safety and effectiveness of over-the-counter sleep-aids, receiving testimony from Dr. William Lijinsky, Frederick Cancer Research Center, Frederick, Md.; Dr. Karl Rickles, University of Pennsylvania, Philadelphia; Dr. Lester C. Mark, Columbia University, College of Physicians and Surgeons, New York City; Dr. Ernest Hartmann, Boston State Hospital, Boston, Mass.; Dr. Sumner Kalman, Stanford University Medical School, Stanford, Calif.; and Dr. Frances S. Norris, Maryland Department of Health, Baltimore.

Hearings continue on Tuesday, June 21.

House of Representatives

Chamber Action

Bills Introduced: 33 public bills, H.R. 7761–7793; 2 private bills, H.R. 7794 and 7795; and 5 resolutions, H.J. Res. 519, H. Con. Res. 249 and 250, and H. Res. 630 and 631, were introduced. Pages 18868 18869

Bills Reported: Reports were filed as follows:

Report entitled "Report of the Committee on Veterans' Affairs Pursuant to Section 302(b) of the Congressional Budget Act of 1974 (H. Rept. 95–407);

H.R. 1678, providing for the naming of the Veterans' Administration Hospital located at 13000 North Thirtieth Street, Tampa, Florida, the "James A. Haley Veterans' Administration Hospital" (H. Rept. 95–408);

H.R. 7643, to name the Veterans' Administration Hospital located at 200 Springs Road, Bedford, Massachusetts, the "Edith Nourse Rogers Memorial Veterans' Hospital" (H. Rept. 95–409);

H.R. 7678, relating to the assignment of retired military personnel to the American Battle Monuments Commission (H. Rept. 95–410);

H.R. 7345, Veterans and Survivors Pension Adjustment Act of 1977, amended (H. Rept. 95–411); and

H.R. 7658, specially adapted housing benefits for veterans with certain permanent and total service-connected disabilities (H. Rept. 95–412). Page 18868

Suspensions: House voted to Suspend the Rules and pass the following:

Economic changes: H. Con. Res. 248, requiring an investigation by the Joint Economic Committee of certain economic changes (agreed to by a yea-and-nay vote of 324 yeas to 79 nays, Roll No. 336).

Pages 18765–18768, 18793, 18794

Public assistance amendments: H.R. 7200, amended, to amend the Social Security Act to make needed improvements in the programs of supplemental security income benefits, aid to families with dependent children, child welfare services, and social services (passed by a yea-and-nay vote of 335 yeas to 64 nays, Roll No. 337).

Pages 18768–18791, 18794

Geothermal explorations: H.R. 7606, to authorize the Secretary of Agriculture to permit general recreational access and geothermal explorations for six months within a portion of the Bull Run Reserve, Mount Hood National Forest, Oregon. Page 18792

Flag Day: Pursuant to a unanimous consent agreement of June 10, the House recessed at 11:47 a.m. to observe Flag Day. The House reconvened at 1:15 p.m.

Pages 18795–18797

Subcommittee To Sit: Subcommittee on Housing and Community Development of the Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule today. Page 18794

Public Works Appropriations: By a yea-and-nay vote of 356 yeas to 54 nays, Roll No. 339, the House passed H.R. 7553, making appropriations for public works for water and power development and energy research for fiscal year 1978.

Rejected a motion to recommit the bill to the Committee on Appropriations.

Agreed to an amendment that strikes out $1.5 million for construction or land acquisition for the Trexler Lake, Pennsylvania project; and

Rejected an amendment that sought to terminate funding for 16 of the recommended water projects and to provide only partial funding for the Bonneville project (rejected by a recorded vote of 194 ayes to 218 noes, Roll No. 338). Pages 18797–18842

Resignation: Read and accepted a letter from Representative Pritchard, wherein he resigns as a member of the Committee on Government Operations. Subsequently, agreed to H. Res. 630, electing Representative Cunningham to fill the vacancy. Page 18842

Late Report: Objection was heard to a request that the Committee on Appropriations be permitted to file a report by midnight tonight on a bill making appropriations for foreign assistance and related programs for fiscal year 1978. Page 18842

Subcommittee To Sit: The Subcommittee on Special Small Business Problems of the Committee on Small Business received permission to sit during proceedings under the 5-minute rule of the House on Wednesday and Thursday, June 15 and 16. Page 18842

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 18867

Adjournment: Adjourned at 5:48 p.m.

Committee Meetings

FOOD STAMPS

Committee on Agriculture: Continued markup of food stamp legislation, and will resume tomorrow.

FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House a bill making appropriations for foreign assistance for fiscal year 1978, as amended.

ENLISTMENT BONUSES

Committee on Armed Services: Met and ordered reported favorably to the House H.R. 583 as amended by the Senate, to extend the special pay provisions for reenlistment and enlistment bonuses.

NATIONAL ENERGY ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development met for markup of H.R. 6831 and related legislation on energy conservation, and will resume tomorrow.

DISTRIBUTIVE IMPACTS OF PRESIDENT'S ENERGY PROPOSALS

Committee on the Budget: Task Force on Distributive Impacts of Budget and Economic Policies began hearings on the distributive impacts of the President's energy proposals. Testimony was heard from FEA Administrator John O'Leary; and Congressional Budget Office Director Alice Rivlin.

Hearings continue Thursday, June 16.

DEFENSE INTELLIGENCE AGENCY

Committee on the Budget: Task Force on National Security met in executive session for a briefing by the Defense Intelligence Agency.

SERVICE CONTRACT COVERAGE TO PROFESSIONAL EMPLOYEES

Committee on Education and Labor: Subcommittee on Labor-Management Relations held a hearing on H.R. 314 and 7368, to amend the Service Contract Act to extend its coverage to professional employees. Testimony was heard from Representatives Frey and Corman; and panels of professional engineers and other professional personnel.

Hearings continue tomorrow.

EMERGENCY SCHOOL AID ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued oversight hearings on the Emergency School Aid Act with testimony from representatives of Office of Education; and Office of Civil Rights.

Hearings continue tomorrow.

ALTERNATIVE ENERGY TECHNOLOGIES

Ad Hoc Committee on Energy: Met for briefing on alternative energy technologies by Robert Fri, Acting Administrator, ERDA.

NATIONAL CANCER PROGRAM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources held an oversight hearing on the national cancer program. Testimony was heard from Dorothy P. Rice, Director, National Center for Health Statistics, HEW; and public witnesses.

Hearings continue tomorrow.

NUCLEAR REGULATORY REFORM

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 18 and related bills, relative to States' rights and nuclear regulatory reform. Testimony was heard from Representative Fish; Governor Straub of Oregon; Governor Milliken of Michigan; consumer advocate Ralph Nader; and a panel representing utilities and industry.

Hearings continue Friday, June 17.

CONFERENCE ON SECURITY AND COOPERATION IN EUROPE

Committee on International Relations: Met for markup of a draft resolution relating to the preparatory Belgrade meeting on the Conference on Security and Cooperation in Europe, which the committee amended and agreed to introduce a clean House Concurrent Resolution.

PUBLIC DIPLOMACY

Committee on International Relations: Subcommittee on International Operations continued hearings on public diplomacy and the future. Testimony was heard from representatives of the American Federation of Government Employees; American Foreign Service Association; and Barry Fulton, representing a group of USIA employees.

Hearings continue tomorrow.

WESTERN EUROPE

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on Western Europe: Military and Security Issues. Testimony was heard from representatives of Technology Service Corporation; The BDM Corporation; and International Economic Policy Association.

HUMAN RIGHTS IN TAIWAN

Committee on International Relations: Subcommittee on International Organizations held a hearing on human rights in Taiwan. Testimony was heard from Burton Levin, Director, Republic of China Affairs, Department of State; Wang Yu-yan, Mayor, City of Kaohsiung (Taiwan); and public witnesses.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued markup of H.R. 6831, National Energy Act, and will resume tomorrow.

CLINICAL LABORATORY IMPROVEMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment began hearings on H.R. 6221, Clinical Laboratory Improvement Act of 1977. Testimony was heard from Senator Javits; representatives of HEW and National Bureau of Standards; and public witnesses.

Hearings continue tomorrow.

NATIONAL ENERGY PLAN REVIEW

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on review of the President's national energy plan, receiving testimony from Dr. James Schlesinger, Assistant to the President for Energy.

RURAL TELECOMMUNICATIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held panel discussion hearings on rural telecommunications. Testimony was heard from officials of Federal Communications Commission; Office of Telecommunications Policy; HEW; New York State Education Department; and public witnesses.

STANDARDS FOR NO-FAULT MOTOR VEHICLE ACCIDENT BENEFITS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance began hearings on H.R. 6601, Standards for No-Fault Motor Vehicle Accident Benefits Act, and related bills. Testimony was heard from Representatives Murphy of New York, and Van Deerlin, and a panel of insurance companies and public witnesses.

Hearings continue tomorrow.

SEARCH WARRANTS PROCEDURE

Committee on the Judiciary: Subcommittee on Criminal Justice met for markup of H.R. 5865, to provide a procedure for obtaining search warrants on the basis of oral testimony, and will resume Thursday, June 16.

PUBLIC DISCLOSURE OF LOBBYING ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 1180, Public Disclosure of Lobbying Act.

COLLISIONS AT SEA—INTERCOASTAL SHIPPING ACT

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House the following bills:

H.R. 186, as amended, to implement the Convention on the International Regulations for Preventing Collisions at Sea; and

H.R. 6503 as amended, to amend the Intercoastal Shipping Act, 1933.

CIVIL SERVICE COMMISSION

Committee on Post Office and Civil Service: Held an oversight hearing on the Civil Service Commission with testimony from Alan K. Campbell, Chairman, Civil Service Commission.

LOCKS AND DAM REPLACEMENT

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on the replacement of Locks and Dam 26 at Alton, Illinois. Testimony was heard from Secretary of Agriculture Bergland; Representatives Quie, Smith of Iowa, and Bedell; Harold Steele, Illinois Agriculture Association on behalf of the American Farm Bureau Federation; State officials and public witnesses.

Hearings continue tomorrow.

PUBLIC BUILDINGS PROSPECTUSES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on public buildings prospectuses with testimony from GSA witnesses.

RENEGOTIATION REFORM ACT

Committee on Rules: Granted an open rule providing for the consideration of and one hour of general debate; waiving points of order against the consideration of the bill for failure to comply with section 401(b)(1) of the Congressional Budget Act, waiving all points of order against section 12 of the bill for failure to comply with the provisions of clause 5, Rule XXI and providing one motion to recommit, on H.R. 5959, Renegotiation Reform Act of 1977.

CLAIMS ON BEHALF OF INDIANS

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate and, after passage, take S. 1377 from the Speaker's table and consider said Senate bill in the House, on H.R. 5023, relating to claims by the United States on behalf of Indians. Testimony was heard from Representatives Danielson and Cohen.

CONRAIL PREMIUM PAYMENTS

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate; waiving points of order against the consideration of the bill for failure to comply with the provisions of section 401(b)(1) of the Congressional Budget Act of 1974 and waiving points of order against the consideration of the committee amendment for failure to comply with the provisions of section 401(b)(1) of the Congressional Budget Act of 1974, on H.R. 5646, requiring ConRail to make premium payments under certain medical and life insurance plans. Testimony was heard from Chairman Staggers and Representatives Rooney of Pennsylvania and Skubitz. Statements for the record were submitted by Representatives Rooney of Pennsylvania and Skubitz.

OFFICE OF RAIL PUBLIC COUNSEL AUTHORIZATION

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate on H.R. 5798, authorizing appropriations for the Office of Rail Public Counsel. Testimony was heard from Chairman Staggers and Representatives Rooney of Pennsylvania and Skubitz.

BREEDER REACTOR PROJECT

Committee on Science and Technology: Met and voted to retain the money for the Breeder Program as reported in H.R. 6796.

Prior to the full committee meeting, the Subcommittee on Fossil and Nuclear Energy RD&D voted to recommend the above action to the full Committee.

AIR TRAFFIC CONTROL

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather continued hearings on air traffic control. Testimony was heard from Walter Jensen, Air Transport Association; Crocker Snow, National Pilots Association; and George Litchford, aviation consultant.

Hearings continue tomorrow.

VA LOAN PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Housing held an oversight hearing on VA direct loan and loan guaranty programs. Testimony was heard from officials of Veterans' Administration and veterans' organizations.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued markup of Title II of H.R. 6831, National Energy Act, and will resume tomorrow.

Joint Committee Meetings

MILITARY PROCUREMENT

Conferees continued in closed session to resolve the differences between the Senate and House-passed versions of H.R. 5970, authorizing funds for military procurement for fiscal year 1978 but did not reach final differences between the Senate- and House-passed ver-

SURFACE MINING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, but did not reach final agreement thereon and will meet again tomorrow.

Wednesday, June 15, 1977

Senate

Chamber Action

Routine Proceedings, pages 19149–19201

Bills Introduced: Eight bills and two resolutions were introduced, as follows: S. 1695-1702; S.J. Res. 63; S. Res. 194. Pages 19151, 19162

Bills Reported: Reports were made as follows:

Conference report on H.R. 6823, to authorize funds for the Coast Guard for fiscal year 1978 (S. Rept. 95-272);

S. 555, to establish procedures for the court appointment of a temporary Special Prosecutor, and to create an Office of Congressional Legal Counsel, with amendments (S. Rept. 95-273);

S. Res. 194, expressing the sense of the Senate that the United States Government shall continue to press for a complete accounting from the Soviet Government of the circumstances which precipitated the detention of Robert C. Toth, with amendments (without written report); and

S.J. Res. 63, to amend the Federal Home Loan Bank Act so as to allow a board member who's term has expired to serve for not to exceed 30 days until his successor is appointed (without written report).

Page 19150

Bills Passed:

International Development Assistance: By 59 yeas to 32 nays, Senate passed H.R. 6714, authorizing funds for fiscal year 1978 for bilateral development assistance and voluntary contributions to international organizations programs, after striking all after the enacting clause and inserting in lieu thereof provisions of Senate companion bill S. 1520, to which bill Senate had at first taken action on proposed amendments, as follows:

Adopted:

(1) Eagleton unprinted amendment No. 430, to prohibit the use of IDA funds for involuntary sterilizations; Page 19205

(2) McGovern unprinted amendment No. 431, to authorize the President to devise a strategy designed to promote breast-feeding of infants in developing nations; Page 19207

(3) Talmadge amendment No. 370, adding a new title II, to strengthen the economic development and trade expansion aspects of Public Law 480, and to clarify the humanitarian intent of that program; Page 19208

(4) Modified DeConcini unprinted amendment No. 432, reducing by $8 million funds for international organizations and programs, and barring use of any funds for contribution to the United Nations University; Page 19212

(5) Dole unprinted amendment No. 433, to permit the exportation of enriched flour, or high protein, blended or fortified foods or peanut products under the title I program at the cost of raw material ingredients; Page 19215

(6) Clark unprinted amendment No. 435 (Divisions I and II) to delete from Talmadge amendment No. 370 section 212, making prohibition against financing assistance under title II of the Food for Peace Program; Page 19216

(7) Hart unprinted amendment No. 436, to declare congressional intent to have U.S. foreign aid programs directly benefit the poor majorities in the countries of the underdeveloped world; Page 19220

(8) By 56 yeas to 37 nays, Humphrey unprinted amendment No. 438 (as a substitute for Hatfield amendment No. 398), giving priority to finance the sale of food and fiber commodities under the Food for Peace Program; Page 19237

(9) Hatfield amendment No. 398, as amended; Page 19227

(10) Dole unprinted amendment No. 439, calling for a study of payment of ocean freight differentials between U.S.-flag rates and foreign flag rates when U.S.-flag vessels are required to be used in accordance with section 901(b) of the Merchant Marine Act; Page 19239

(11) McClure unprinted amendment No. 440, to define further the term "human rights"; Page 19239

(12) Humphrey unprinted amendment No. 441, to establish an International Energy Institute; Page 19241

(13) By 90 yeas to 2 nays Glenn unprinted amendment No. 442, barring use of any funds to assist Vietnam, Cambodia, or Laos; Page 19241

(14) Brooke unprinted amendment No. 443, to remove certain restrictions on hiring practices of the Agency for International Development; Page 19244

(15) Brooke unprinted amendment No. 444, setting forth a plan for increased minority business participation in foreign assistance activities; and Page 19244

(16) Modified Harry F. Byrd, Jr., amendment No. 412, reducing by $2 million (to a total of $252 million) funds available for international organizations and programs. Page 19250

Rejected by 34 yeas to 58 nays, Allen unprinted amendment No. 437 (to Clark unprinted amendment No. 435), allowing the President to waive the prohibition against giving foods to the people of nations which have expropriated American property. Page 19223

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Sparkman, Humphrey, Church, Clark, Biden, Talmadge, McGovern, Allen, Case, Javits, Percy, Dole, and Bellmon. Page 19263

S. 1520 was then indefinitely postponed.

Pages 19201–19264

International Security Assistance: By 67 yeas to 18 nays, Senate passed H.R. 6884, authorizing funds for fiscal year 1978 for the International Security Assistance Program, after striking all after the enacting clause and inserting in lieu thereof text of the Senate companion bill, S. 1160, to which bill Senate had at first taken action on proposed amendments, as follows:

Adopted:

(1) Modified Humphrey unprinted amendment No. 447 (as a substitute for Kennedy amendment No. 413), making prohibition against military assistance and sales credited to Argentina; Page 19272

(2) Kennedy amendment No. 413, as amended; Page 19268

(3) Nelson unprinted amendment No. 448, requiring Executive Branch to report to the Congress certain required information at the time it submits the letter of offer to sell arms; Page 19273

(4) Matsunaga unprinted amendment No. 449, making prohibition against sales, credits, or guaranties to countries which grant sanctuary to international terrorists; Page 19274

(5) Hathaway unprinted amendment No. 451, to include in the required Presidential report additional information analyzing U.S. foreign arms sales and transfers; Page 19279

(6) DeConcini unprinted amendment No. 452, earmarking not less than $12.5 million for narcotics control programs in Mexico in fiscal year 1978; Page 19284

(7) Haskell unprinted amendment No. 453, barring use of funds to promote any military or paramilitary operations in Zaire; Page 19285

(8) Allen unprinted amendment No. 454, barring assistance to Mozambique, Angola, Tanzania, and Zambia, with proviso that President may waive such prohibition; Page 19286

(9) Humphrey unprinted amendment No. 455, of a technical nature; Page 19287

(10) Humphrey unprinted amendment No. 456, requiring President to prepare report on the current and future status of U.S. arms sales to Iran; Page 19287

(11) Humphrey unprinted amendment No. 457, providing for conversion of Vietnamese piasters to U.S. dollars for Vietnamese employees of the AID who reside in the United States; Page 19288

(12) Nunn unprinted amendment No. 458, to more clearly define "major defense articles, significant combat equipment, and defense articles" under the Export Act; and Page 19289

(13) Allen unprinted amendment No. 459, to delete $20 million from the bill among the five South African nations of Zaire, Zambia, Swaziland, Botswana, and Lesotho. Page 19290

Rejected by 30 yeas to 57 nays and one "present", Hatch unprinted amendment No. 450, barring any funds to Jamaica. Page 19275

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Sparkman, Humphrey, McGovern, Church, Biden, Clark, Case, Javits, and Percy. Page 19298

S. 1160 was then indefinitely postponed.

Page 19264–19298

Robert C. Toth: Senate agreed to S. Res. 194, expressing the sense of the Senate that the United States Government shall continue to press for a complete accounting from the Soviet Government of the circumstances which precipitated the detention of Robert C. Toth.

Page 19264

Belgrade Conference: Senate agreed to H. Con. Res. 249, stating the sense of the Congress that the U.S. delegation to the Belgrade Conference should make every effort that the agenda adopted for subsequent meetings provide consideration of the application of the principles of the Final Act of the Helsinki accords related to humanitarian ideals. Pages 19288, 19289

Federal Home Loan Bank Board: Senate passed without amendment and sent to the House, S.J. Res. 63, to amend the Federal Home Loan Bank Act so as to allow a Board Member whose term expires to serve for not to exceed an additional 30 days until his successor is appointed. Page 19308

Coast Guard Authorizations: Senate agreed to the conference report on H.R. 6823, authorizing funds for the activities of the Coast Guard for fiscal year 1978, thus clearing the measure for action of the House. Page 19225

Foreign Relations Authorizations: The Senate laid down for further consideration tomorrow H.R. 6689, Foreign Relations Authorizations Act for fiscal year 1978, agreeing to committee amendment in the nature of a substitute bill, and the bill, as thus amended, will be considered as original text for the purpose of further amendment. Pages 19298–19307

Interior Appropriations: Authority was obtained to call up H.R. 7636, Interior appropriations, at any time after being reported to the Senate, and by unanimous consent it was agreed that when such bill is considered by the Senate, time for debate thereon be limited to 2 hours, with 30 minutes on amendments. Page 19150

Unanimous Consent Agreements: By unanimous consent, it was agreed that on Thursday, June 16, when Senate resumes consideration of H.R. 6689, foreign relations authorizations, time for debate thereon be limited to 4 hours; 1½ hours each on an amendment to be offered by Senator McClure, two to be offered by Senator Helms, and two to be offered by Senator Allen; 2 hours each on amendments to be offered by Senators Dole, Baker, and Stone; 1 hour on any other amendments; 30 minutes on amendments in the second degree; and 1 hour on the bill to be controlled by Harry F. Byrd, Jr.; and

Following disposition of which bill, Senate will take up H.R. 6179, Arms Control and Disarmament Act Amendments, with time limitation for debate thereon of 4 hours; 1½ hours each on an amendment to be offered by Senator McClure, two to be offered by Senator Helms, and two to be offered by Senator Allen; 1 hour on any other amendments; and 30 minutes on amendments in the second degree. Pages 19307, 19308

Bills Referred: H.R. 7553, public works appropriations, was referred to Committee on Appropriations; and H.R. 7200, public assistance amendments, was referred to Committee on Finance. Page 19151

Bills Held at Desk: H. Con. Res. 248, Joint Economic Committee investigation, and H.R. 7606, geothermal explorations, were received and ordered to be held at the desk. Pages 19288, 19308

Messages From the House: Page 19150

Amendments Submitted for Printing: Pages 19162

Nominations: Senate received the following nominations:

Robert H. Mundheim, of Pennsylvania, to be General Counsel for the Department of the Treasury.

Several Army nominations in the rank of General, and sundry Navy, one of which is in the rank of Admiral. Pages 19309–19311

Confirmations: Senate confirmed the following nominations:

Frank M. Tuerkheimer, to be U.S. Attorney for the Western District of Wisconsin;

Richard M. Moose, of Arkansas, to be an Assistant Secretary of State;

Wilbert J. Le Melle, of New York, to be Ambassador to the Republic of Seychelles;

Edward R. Fried, of Maryland, to be U.S. Executive Director of the International Bank for Reconstruction and Development;

Jule M. Sugarman, of Georgia, and Ersa H. Poston, of New York, each to be a Civil Service Commissioner; and

Joseph C. Wheeler, of Virginia, Goler T. Butcher and Alexander Shakow, both of the District of Columbia, each to be an Assistant Administrator of the Agency for International Development. Page 19311

Record Votes: Six record votes were taken today. Pages 19226, 19238, 19243, 19257, 19285, 19294

Recess: Senate met at 9:45 a.m. and recessed at 7:50 p.m.

Committee Meetings

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee approved for full committee consideration proposed appropriations for fiscal year 1978 for the Department of Housing and Urban Development and Independent Agencies.

APPROPRIATIONS—PUBLIC WORKS

Committee on Appropriations: Subcommittee, in closed session, approved for full committee consideration with amendments H.R. 7553, making appropriations for fiscal year 1978 for public works projects.

FINANCIAL INSTITUTION REGULATIONS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported an original bill giving banking agencies increased supervisory authority to reduce unsafe or unsound practices. (This bill incorporates provisions of S. 71, 73, 895, and 1433).

OCS MANAGEMENT

Committee on Energy and Natural Resources: Committee resumed markup of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, but did not complete action thereon and will meet again tomorrow.

TERRITORIES AUTHORIZATION

Committee on Energy and Natural Resources: Committee concluded hearings on H.R. 6550, authorizing funds through fiscal year 1982 for trust territories of the United States, and related bills (S. 1033, 950, 1192, 1193, and 1327), after receiving testimony from Delegates Won Pat and De Lugo; Ruth Van Cleve, Director, Office of Territorial Affairs, Department of the Interior; Harry Brown, Raymond Setik, Ataji Balos, John Anjain, and Kuniwo Nakamura, all representing the Congress of Micronesia; Herman Q. Guerrero, Senator, and Edward Pangelinan, both representing the Government of the Northern Marianas Islands; Tony Palomo, Territorial-Federal Affairs Committee, Guam Legislature; and Cecilia Bamba, Guam Landowners Association.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Robert W. Scott, of North Carolina, to be a Federal Cochairman of the Appalachian Regional Commission, after receiving testimony from Senator Ford and Governor Ray Blanton of Tennessee. The nominee, who was introduced to the committee by Senators Helms and Morgan. testified and answered questions on his own behalf.

ECONOMIC GROWTH

Committee on Finance: Subcommittee on Taxation and Debt Management continued hearings to examine proposals which seek to encourage economic growth and employment, receiving testimony from Thomas Bertram Lance, Director, Office of Management and Budget; Dr. Lyle E. Gramley, Member, Council of Economic Advisers; and Dr. Laurence Woodworth, Assistant Secretary for Tax Policy, and Dr. Emil Sunley, Deputy Assistant Secretary for Tax Policy, both of the Department of the Treasury.

Subcommittee recessed subject to call.

PRISONER EXCHANGE TREATIES

Committee on Foreign Relations: Committee began hearings on treaties with Mexico and Manada on prisoner exchanges (Ex. D, and H, respectively, 95th Cong., 1st sess.), receiving testimony as follows:

Ex. D: Representatives Stark and Gilman; Barbara M. Watson, Administrator, Bureau of Security and Consular Affairs, and Herbert J. Hansell, Legal Adviser, both of the Department of State; Peter Flaherty, Deputy Attorney General and Peter B. Bensinger, Administrator, Drug Enforcement Administration, both of the Department of Justice; and John L. Hill, Attorney General of the State of Texas, Austin; and

Ex. H: Ms. Watson and Messrs. Hansell and Flaherty.

Hearings continue tomorrow.

NUCLEAR PROLIFERATION POLICY

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans, and International Environment resumed hearings on S. 897, to strengthen U.S. policies on nuclear nonproliferation, and to reorganize certain nuclear export functions, and S. 1432, to provide for more efficient and effective control over the proliferation of nuclear explosives, receiving testimony from Sterling Cole, Washington, D.C.; John G. Palfrey, Woodrow Wilson International Center for Scholars, Washington, D.C.; George W. Rathjens, Massachusetts Institute of Technology, Cambridge; Anthony Z. Roisman, Natural Resources Defense Council, Washington, D.C.; and Susan Kokinda, U.S. Labor Party, Washington, D.C.

Hearings were recessed subject to call.

INTERNATIONAL ORGANIZATIONS

Committee on Governmental Affairs: Committee held a symposium on U.S. participation in the specialized agencies of the United Nations and other international organizations. Participants were Charles W. Maynes, Assistant Secretary of State for International Organization Affairs; Francis L. Dale, Los Angeles; Robert A. Frosch, Woods Hole, Mass.; Arnold Kramish, Washington, D.C.; Cyrus Levinthal, New York City; and David A. Morse, Washington, D.C.

Committee recessed subject to call.

BUSING

Committee on the Judiciary: Committee began hearings on S. 1651, to establish guidelines for courts in prescribing busing as a remedy in school desegregation cases. Witnesses heard were Senators Biden and Roth; Representative Evans of Delaware; Professor Lino Graglia, University of Texas Law School, Austin; Professor Charles Abernathy, Georgetown University Law Center, Washington, D.C. and Dr. Nathan Glazer, Harvard University, Cambridge, Mass.

Hearings continue tomorrow.

OLDER AMERICANS HEALTH CARE

Special Committee on Aging: Committee resumed hearings to explore alternatives to institutional health care for older Americans, receiving testimony from Robert Derzon, Administrator, Health Care Financing Administration, Dr. Robert Butler, Director, National Institute on Aging, and Donald Reilly, Deputy Commissioner, Administration on Aging, Office of Human Development, all of the Department of Health, Education, and Welfare.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 7796–7817; 1 private bill, H.R. 7818; and 9 resolutions, H.J. Res. 520–522, H. Con. Res. 251, and H. Res. 632–636 were introduced. Pages 19130, 19131

Bills Reported: Reports were filed as follows:

Report entitled "Allocation of budget totals by program" (H. Rept. 95–413);

H. Res. 632, providing for the consideration of H.R. 5646, to amend the Regional Rail Reorganization Act of 1973 to require ConRail to make premium payments under certain medical and life insurance policies, to provide that ConRail shall be entitled to a loan under section 211(h) of such Act in an amount required for such premium payments, and to provide that such premium payments shall be deemed to be expenses of administration of the respective railroads in reorganization (H. Rept. 95–414);

H. Res. 633, providing for the consideration of H.R. 5798, to amend the Interstate Commerce Act to authorize appropriations for the Office of Rail Public Counsel for fiscal year 1978 (H. Rept. 95–415);

H. Res. 634, waiving certain points of order against H.R. 7558, making appropriations for Agriculture and Related Agencies programs for the fiscal year ending September 30, 1978 (H. Rept. 95–416);

H.R. 7797, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1978 (H. Rept. 95–417); and

Conference report on H.R. 6823, to authorize appropriations for the United States Coast Guard for fiscal year 1978 (H. Rept. 95–418). Pages 19129, 19130

Age Discrimination: House concurred with amendment to the amendment of the Senate to H.R. 6668, to amend the Age Discrimination Act of 1975 to extend the date upon which the United States Commission on Civil Rights is required to file its report under such Act—returning the measure to the Senate for action. Pages 19053, 19054

Subcommittee To Sit: Subcommittee on Housing and Community Development of the Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule today Page 19054

Conference on Security and Cooperation: House agreed to H. Con. Res. 249, with respect to the preparatory meeting in Belgrade of the Conference on Security and Cooperation in Europe. Pages 19054, 19055

HUD Appropriations: By a yea-and-nay vote of 374 yeas to 32 nays, Roll No. 346, the House passed H.R. 7554, Department of Housing and Urban Development—Independent Agencies Appropriation Act, 1978.

Agreed to:

An amendment that increases by $10 million the appropriations for the Office of Research and Development of the Environmental Proteceive Agency (agreed to by a division vote of 30 ayes to 28 noes);

An amendment that increases by $1.5 million the appropriation for the Consumer Information Center of the General Services Administration;

An amendment that clarifies the HUD definition of the conditions under which two or more persons shall be eligible for admission to public housing as a family; and

An amendment that prohibits the use of Veterans' Administration funds for benefits for persons who have had their military discharges upgraded from anything less than a general discharge, as a result of revised standards for review of discharges implemented on April 5, 1977 (agreed to by a recorded vote of 273 ayes to 136 noes, Roll No. 344).

Rejected:

An amendment that sought to require at least 75 percent of all new contracts for new low income public housing units be directed toward elderly and handicapped persons' housing (rejected by a recorded vote of 183 ayes to 214 noes, Roll No. 342);

An amendment that sought to strike the language of the bill which prevents funds appropriated for Comprehensive Planning Grants from going to cities and urban counties with populations over 50,000 (rejected by a recorded vote of 156 ayes to 248 noes, Roll No. 343);

An amendment that sought to provide an additional $2.5 million for demonstration projects to develop alternative methods of solid waste disposal by small communities (rejected by a division vote of 9 ayes to 24 noes);

An amendment that sought to prohibit the use of NASA research and development funds for research on advanced supersonic civilian and military transport technology; and

An amendment that sought to reduce by 1 percent the total budget authority provided in the bill for nonentitlement programs (rejected by a recorded vote of 169 ayes to 237 noes, Roll No. 345).

H. Res. 624, a rule waiving certain points of order against the bill, was agreed to earlier by a yea-and-nay vote of 370 yeas to 20 nays, Roll No. 340. Pages 19055–19089

Labor-HEW Appropriations: House concluded all general debate and began reading for amendment on H.R. 7555, Departments of Labor, and Health, Education, and Welfare Appropriation Act, 1978; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, June 16. Pages 19092–19110

Subpenas Duces Tecum: Read subpenas duces tecum directing the Clerk of the House to appear in a Grand Jury investigation pending in the United States District Court for the District of Columbia. Pursuant to H. Res. 10, the subpenas duces tecum were ordered printed in the Record. Page 19110

Adjournment: Adjourned at 6:02 p. m.

Committee Meetings

ALTERNATIVES TO RETIREMENT

Select Committee on Aging: Subcommittee on Retirement Income and Employment held a hearing on alternatives to retirement with testimony from public witnesses.

FOOD STAMPS

Committee on Agriculture: Continued markup of food stamp legislation, and will resume tomorrow.

NATIONAL AGRICULTURAL LAND POLICY ACT

Committee on Agriculture: Subcommittee on Family Farms, Rural Development and Special Studies held a hearing on H.R. 5882 and related bills, National Agricultural Land Policy Act. Testimony was heard from Representative Jeffords; Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research and Education; Philip Alampi, Secretary of Agriculture, New Jersey; George Wilbur, Commissioner of Agriculture, Connecticut; and public witnesses.

Hearings continue tomorrow.

NATIONAL WEATHERIZATION ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development concluded markup of legislation relating to energy conservation and approved for full committee action a subcommittee print entitled "National Weatherization Act".

IMPEDIMENTS TO DISTRICT OF COLUMBIA DEVELOPMENT

Committee on the District of Columbia: Continued hearings on the committee report entitled "Impediments to the Economic, Functional, and Aesthetic Development of the District of Columbia, the Nation's Capital. Testimony was heard from J. Carter Brown, Chairman, Commission of Fine Arts; Elwood R. Quesada, Chairman of the Board, Pennsylvania Avenue Development Corporation; and Neil Potter, President, Metropolitan Washington Council of Governments.

Hearings continue Tuesday, Junes 28.

SERVICE CONTRACT COVERAGE TO PROFESSIONAL EMPLOYEES

Committee on Education and Labor: Subcommittee on Labor-Management Relations continued hearings on H.R. 314 and 7368, to amend the Service Contract Act to extend its coverage to professional employees. Testimony was heard from a panel representing electronic and technical service industries; and a panel representing professional employee unions.

EMERGENCY SCHOOL AID ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued oversight hearings on the Emergency School Aid Act. Testimony was heard from public witnesses.

NATIONAL CANCER PROGRAM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued oversight hearings on the national cancer program. Testimony was heard from Senator Humphrey; Mrs. Marvella Bayh; Dr. R. Lee Clark, President, American Cancer Society, and other public witnesses.

Hearings continue tomorrow.

INDIAN CLAIMS COMMISSION AMENDMENT—WICHITA INDIAN TRIBE CLAIMS

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House H.R. 2664, as amended, to amend the Indian Claims Commission Act of August 13, 1946; and

H.R. 3377, to authorize the Wichita Indian Tribe of Oklahoma, and its affiliated bands and groups of Indians, to file with the Indian Claims Commission any of their claims against the United States for lands taken without adequate compensation.

PUBLIC DIPLOMACY

Committee on International Relations: Subcommittee on International Operations continued hearings on public diplomacy and the future. Testimony was heard from John Richardson, former Assistant Secretary for Educational and Cultural Affairs; Dr. Riordan Roett, director, Latin American Studies, Johns Hopkins University; and Dr. Fred Harrington, director, International Linkages of Higher Education.

Hearings continue tomorrow.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued markup of H.R. 6831, National Energy Act, and will resume tomorrow.

CLINICAL LABORATORY IMPROVEMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 6221, Clinical Laboratory Improvement Act of 1977, with testimony from public witnesses.

STANDARDS FOR NO-FAULT MOTOR VEHICLE ACCIDENT BENEFITS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued hearings on H.R. 6601, Standards for No-Fault Motor Vehicle Accident Benefits Act, and related bills. Testimony was heard from a panel of insurance companies; and Herb Jaffe, Newark Star Ledger.

ALIEN ADOPTED CHILDREN

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law held a hearing on H.R. 5804, to facilitate the adoption of more than two children. Testimony was heard from Representatives Harris, Sisk, Frenzel and Fenwick; John W. DeWitt, Deputy Administrator, Bureau of Security and Consular Affairs, State Department; David Crossland, General Counsel, Immigration and Naturalization Service; and Saul R. Rosoff, Acting Director, Office of Child Development, HEW.

PUBLIC DISCLOSURE OF LOBBYING ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 1180, Public Disclosure of Lobbying Act.

SEWAGE SLUDGE OCEAN DUMPING

Committee on Merchant Marine and Fisheries: Subcommittees on Oceanography and on Fisheries and Wildlife Conservation and the Environment held a joint oversight hearing on title I of the Marine Protection, Research and Sanctuaries Act of 1972 (Sewage Sludge Ocean Dumping). Testimony was heard from Representative Florio; and representatives of Environmental Protection Agency; experts on ocean dumping alternatives; and representatives of the cities of Camden, Philadelphia, and New York.

ANNUITY BENEFITS FOR FORMER SPOUSES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued hearings on H.R. 3951, to provide that a former spouse of a Federal employee who is married to such employee for 20 years or more shall be entitled to a portion of such employee's annuity and to a portion of the annuity of any surviving spouse of such employee. Testimony was heard from Representative Schroeder; John McClellan, NARFE; and Sada Chernik, Women's Alliance.

LOCKS AND DAM REPLACEMENT

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings relating to the replacement of Locks and Dam 26, at Alton, Ill. Testimony was heard from Secretary of Transportation Brock Adams; Maj. Gen. Ernest Graves, Director of Civil Works, Army Corps of Engineers; and public witnesses.

Hearings continue tomorrow.

AGRICULTURE APPROPRIATIONS

Committee on Rules: Granted a rule waiving points of order against designated provisions of the bill for failure to comply with the provisions of clause 2 of rule XXI on H.R. 7558, Agriculture and Related Agencies Appropriations for fiscal year 1978. Testimony was heard from Chairman Mahon and Representatives Whitten and Andrews of North Dakota.

NATIONAL CONSUMER COOPERATIVE BANK ACT

Committee on Rules: Granted a rule providing 1 hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment, providing that the committee amendment be read for amendment by titles instead of by sections, waiving all points of order against the amendment for failure to comply with the provisions of clause 5, rule XXI and providing one motion to recommit with or without instructions, on H.R. 2777, National Consumer Cooperative Bank Act. Testimony was heard from Chairman Reuss and Representatives St Germain, LaFalce, Stanton, Wylie, and Rousselot.

AIR TRAFFIC CONTROL

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather continued hearings on air traffic control. Testimony was heard from Edward Stimpson, President, General Aviation Manufacturers Association; Dr. James J. Kramer, Acting Administrator, Office of Aeronautics and Space Technology, NASA; and Dr. James Gorham, AIAA Technical Committee on Air Transportation Systems.

Hearings continue tomorrow.

DECOMMISSIONING NUCLEAR FACILITIES

Committee on Science and Technology: Subcommittee on the Environment and the Atmosphere began hearings on decommissioning and decontaminating nuclear facilities. Testimony was heard from New York State officials; and representatives of General Accounting Office; Rockefeller Foundation; and Nuclear Regulatory Commission.

Hearings continue tomorrow.

MOVIE RATINGS

Committee on Small Business: Subcommittee on Special Small Business Problems held a hearing on movie ratings and the independent producer. Testimony was heard from Rev. Patrick J. Sullivan, SJ, Editor-in-Chief, Film and Broadcasting Review, US Catholic Conference; Allan Bodoh, producer, Mar Vista Productions; and Kenneth H. Davidson, committee staff assistant.

MOBILE HOME LOAN GUARANTY PROGRAM

Committee on Veterans' Affairs: Subcommittee on Housing held oversight hearings on mobile home loan guaranty programs; and discussed H.R. 4341, to eliminate VA inspections of mobile home manufacturing process. Testimony was heard from officials of Veterans' Administration, and veterans organizations.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued markup of Title II of H.R. 6831, National Energy Act, and will resume tomorrow.

Joint Committee Meetings

RURAL ECONOMIC PROBLEMS

Joint Economic Committee: Subcommittee on Economic Growth and Stabilization continued hearings to discuss economic development in rural areas, receiving testimony from Representatives Breckinridge and Smith of Nebraska; Robert Partridge, accompanied by William Murray, National Rural Electric Cooperative Association, Washington, D.C.; Paul Noll, Housing Assistance Council, Washington, D.C.; Mary Walker, National Rural Center, Austin, Texas; and David Witts, Texas Southwestern Cattleraisers, Dallas.

Hearings were recessed subject to call.

SURFACE MINING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, but did not reach final agreement thereon and will meet again tomorrow.

YOUTH EMPLOYMENT AND TRAINING PROGRAMS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 6138, to provide employment and training opportunities for youth, and to provide for other improvements in employment and training programs, but did not reach final agreement thereon and will meet again tomorrow.

Thursday, June 16, 1977

Senate

Chamber Action

Routine Proceedings, pages 19526–19578

Bills Introduced: Eight bills and four resolutions were introduced, as follows: S. 1703–1710; S. Res. 195–198. Pages 19437, 19469, 19527, 19549

Bills Reported: Reports were made as follows:

Special report of the Select Committee on Intelligence entitled "Whether Disclosure of Funds for the Intelligence Activities of the United States is in the Public Interest" (together with additional and minority views) (S. Rept. 95–274);

S. Con. Res. 30, expressing the sense of the Congress with respect to the Final Act of the Conference on the Security and Cooperation in Europe (S. Rept. 95–275);

H.R. 7636, making appropriations for the Department of the Interior for fiscal year 1978, with amendments (S. Rept. 95–276);

S. 1420, to revise and extend through fiscal year 1980 child nutrition programs administered under the National School Lunch Act and the Child Nutrition Act, with an amendment (S. Rept. 95–277); and

S. Res. 197, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1420 (without written report) (referred to Committee on the Budget). Pages 19526, 19527

Measures Passed:

Rosalynn Carter: Senate agreed to S. Res. 195, expressing the sense of the Senate that Rosalynn Carter be congratulated on her recent performance as a representative of the American people in the Caribbean and Latin American areas. Page 19437

Bull Run Reserve: Senate passed without amendment and cleared for the President H.R. 7606, authorizing Secretary of Agriculture to permit recreational access and geothermal explorations for 6 months within a portion of the Bull Run Reserve, Mount Hood National Forest, Oregon. Pages 19468, 19469

Nez Perce War: Senate agreed to S. Res. 196, commemorating the 100th anniversary of the Nez Perce War of 1877. Pages 19469–19471

Foreign Relations Authorizations: By 64 yeas to 21 nays, Senate passed H.R. 6689, proposed Foreign

Relations Authorizations Act of fiscal year 1978, after taking action on proposed amendment as follows:

Adopted:

(1) McGovern unprinted amendment No. 460, making several procedural and technical changes in the bill; Page 19437

(2) Modified McGovern unprinted amendment No. 461, authorizing Administrator of General Services to make available at the new Kennedy Library copies of those films which relate to the Kennedy administration; Page 19438

(3) Weicker amendment No. 410, authorizing $47,000 to establish a passport field agency in Connecticut. Page 19440

(4) Heinz amendment No. 405, to assure that the reports on Americans incarcerated abroad shall include an assessment of the performance of embassy and consular personnel in assisting such Americans; Page 19457

(5) McGovern unprinted amendment No. 462, making it unlawful for any person within the United States, who is not legally authorized, to participate in any act of sabotage or military or paramilitary operation against any foreign state with which the United States is not at war; Page 19439

(6) By 79 yeas to 15 nays, modified Robert C. Byrd unprinted amendment No. 464 (as a substitute for his unprinted amendment No. 463), declaring that U.S. policy toward Korea should continue to be arrived at by joint decision of the President and the Congress; Page 19443

(7) Robert C. Byrd unprinted amendment No. 463, as amended; Page 19443

(8) By 74 yeas to 16 nays, modified Cranston amendment No. 421, authorizing USIA to distribute a film which it produced entitled "Man in the Environment"; Page 19471

(9) Modified Thurmond unprinted amendment No. 466, granting congressional consent for retirees of the Federal Government to accept employment with foreign governments; Page 19472

(10) Pell amendment No. 420, to provide that the Administrator for Security and Consular Affairs be called an Assistant Secretary of State for Consular Affairs; Page 19473

(11) McClure unprinted amendment No. 467, to define further the term "human rights"; Page 19474

(12) By 54 yeas to 37 nays, Robert C. Byrd unprinted amendment No. 469 (as a substitute for Dole unprinted amendment No. 468), stating the sense of the Congress with regard to any negotiations toward the normalization of relations with Cuba (motion to table rejected by 34 yeas to 56 nays); Page 19482

(13) By 91 yeas to 1 nay, Dole unprinted amendment No. 468, as amended (motion to table rejected by 39 yeas to 53 nays); Page 19474

(14) Kennedy unprinted amendment No. 472, requiring Secretary of State to submit a report to the Congress by January 31, 1978, on activities of the Office of the Assistant Secretary for Human Rights and Humanitarian Affairs; Page 19493

(15) Modified Glenn unprinted amendment No. 473, to provide that in discussions with Vietnam, the President shall make no commitment to provide any reparations or aid to that country; Page 19493

(16) Humphrey unprinted amendment No. 474, to establish a board to advise the Secretary of State with regard to St. Lawrence Seaway toll negotiations; Page 19494

(17) By 77 yeas to 12 nays, Humphrey unprinted amendment No. 475, to strike from the bill certain language in title III, to authorize funds for Board for International Broadcasting, as amended by Pell unprinted amendment No. 476, of a perfecting nature; Pages 19494, 19498

(18) Case unprinted amendment No. 478 (as a substitute for Helms unprinted amendment No. 477), stating the sense of the Congress that any foreign country should be allowed to maintain an information office in the United States; Page 19501

(19) Helms unprinted amendment No. 477, as amended; Page 19498

(20) Brooke unprinted amendment No. 480, stating the sense of the Congress that the Belgrade Conference to review compliance with the Helsinki Accords provides the United States an important forum to press its case for greater respect for human rights; Page 19503

(21) Brooke unprinted amendment No. 481, proposing greater coordination of United Nations Technical Assistance activities by the U.N. Development Program. Page 19503

Rejected:

(1) By 42 yeas to 44 nays, McClure unprinted amendment No. 479, barring funds for purpose of negotiating reparations, aid, or any other form of payment to Vietnam; Page 19501

Also during consideration of this measure, Senator McGovern obtained unanimous consent to delete from the bill sections 453, authorizing sale and transfer from the United States to Cuba of medical supplies and agricultural commodities; and section 456, relating to reimbursement to State Department of travel expenses of Members of the Congress and their staff. Page 19437, 19474

Also, by 68 yeas to 26 nays, Senate tabled Dole motion to recommit the bill.

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Sparkman, McGovern, Pell, Biden, Case, Percy, and Baker. Pages 19436–19469, 19471–19514

Arms Control and Disarmament Agency: By unanimous vote of 82 yeas, Senate passed H.R. 6179, authorizing funds for fiscal year 1978 for the Arms Control and Disarmament Agency, after agreeing to Committee amendment in the nature of a substitute, and to three additional amendments as follows:

Adopted:

(1) Pell unprinted amendment No. 482, to delete from the bill section 5, entitled "Security Requirements"; Page 19515

(2) Modified Cranston unprinted amendment No. 483, adding a new section 7, calling for adequate verification of arms control agreements; and Page 19515

(3) Modified Helms unprinted amendment No. 484, limiting general authority of the bill to a period of 2 years. Page 19518

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Sparkman, Pell, McGovern, Humphrey, Case, Percy, and Griffin. Pages 19514–19519

Members' Residence for State income tax purposes: Senate passed and returned to the House H.R. 6893, making it clear that Members of the Congress may not, for purposes of State income tax laws, be treated as residents of any State other than the State from which they were elected, after agreeing to Eastland unprinted amendment No. 485, making its provisions effective with respect to all taxable years, whether beginning before, on, or after the date of the enactment of this Act. Pages 19519–19524

Private Bills: Senate passed and sent to the House S. 455 and S. 1142; and passed and cleared for the President H.R. 1440, all private bills. Page 19578

Interior Appropriations: Senate laid down for further consideration tomorrow H.R. 7636, making appropriations for the Department of the Interior for fiscal year 1978. Page 19576

Bill Referred: H.R. 7554, HUD appropriations, was referred to Committee on Appropriations. Page 19527

Messages From the House: Page 19526

Amendments Submitted for Printing: Page 19550

Confirmations: Senate confirmed the following nominations:

Virginia Dill McCarty, to be U.S. Attorney for the Southern District of Indiana;

Patrick H. Molloy, to be U.S. Attorney for the Eastern District of Kentucky;

James G. Barton, to be U.S. Marshal for the Eastern District of Texas;

James C. Murphy, Jr., to be U.S. Marshal for the Southern District of Georgia;

Robert A. Frosch, of Massachusetts, to be Administrator of the National Aeronautics and Space Administration; and

Robert R. Nordhaus, of Connecticut, to be an Assistant Administrator of the Federal Energy Administration. Page 19570

Nominations: Senate received the following nominations:

Milton A. Wolf, of Ohio, to be Ambassador to Austria;

William J. vanden Heuvel, of New York, to be Representative of the United States to the European Office of the United Nations, with the rank of Ambassador;

James P. Buchele, to be U.S. Attorney for the District of Kansas;

William L. Harper, to be U.S. Attorney for the Northern District of Georgia;

William A. Kimbrough, Jr., to be U.S. Attorney for the Southern District of Alabama;

Emmett W. Fairfax, to be U.S. Marshal for the Western District of Missouri;

George R. Grosse, to be U.S. Marshal for the Middle District of Florida;

Donald L. Tucker, of Florida, to be a Member of the Civil Aeronautics Board; and

One Air Force nomination in the rank of General. Page 19578

Record Votes: Eleven record votes were taken today. Pages 19468, 19472, 19482, 19490, 19491, 19497, 19503, 19507, 19518

Recess: Senate met at 8:15 a.m. and recessed at 9:33 p.m. Page 19578

Committee Meetings

RURAL DEVELOPMENT

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Rural Development began oversight hearings on the implementation of the Rural Development Act of 1972, receiving testimony from Alex P. Mercure, Assistant Secretary of Agriculture for Rural Development.

Hearings continue on Wednesday, June 22.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 7636, making appropriations for fiscal year 1978 for the Department of the Interior. As approved by the committee the bill

would appropriate $10,221,753,000, an increase of $676,012,000 over the House-passed figure of $9,545,741,000.

Prior to this action subcommittee had approved this bill for full committee consideration with amendments.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee approved for full committee consideration proposed appropriations for fiscal year 1978 for the Department of Agriculture.

APPROPRIATIONS—STATE-JUSTICE

Committee on Appropriations: Subcommittee approved for full committee consideration with amendments H.R. 7556, making appropriations for fiscal year 1978 for the Departments of State, Justice, Commerce, and the Judiciary.

RADIATION

Committee on Commerce, Science, and Transportation: Committee began oversight hearings on the effects of radiation on humans, i.e., health, safety, and environment, receiving testimony from Dr. Sherwin Gardner, Deputy Administrator, accompanied by his associates, all of the Food and Drug Administration, Department of Health, Education, and Welfare; Dr. William Rowe, Deputy Assistant Administrator for Radiation Programs, Environmental Protection Agency; and Dr. Steven O. Schiff, George Washington University, Washington, D.C.

Hearings continue tomorrow.

SURFACE TRANSPORTATION INDUSTRY

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on the financial condition of the surface transportation industry, after receiving testimony on the intercity motor bus industry. Witnesses heard were A. Daniel O'Neal, Interstate Commerce Commission; Chester Davenport, Assistant Secretary of Transportation for Policy, Plans and International Affairs; Charles A. Webb, National Association of Motor Bus Owners, Washington, D.C.; Fred G. Currey, Continental Trailways, Dallas, Texas; John E. Adkins, Greyhound Corporation, Phoenix; and Jerome J. Rudnick, Intercity Passenger Service Division, Michigan Department of State Highways and Transportation, Lansing.

OCS MANAGEMENT

Committee on Energy and Natural Resources: Committee continued markup of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, but did not complete action thereon and will meet again tomorrow.

SOCIAL SECURITY FINANCING

Committee on Finance: Subcommittee on Social Security resumed hearings on proposals for maintaining the financial stability of the Social Security System, receiving testimony from Wilbur Cohen, University of Michigan, Ann Arbor; Robert Ball, Washington, D.C.; and Rita Ricardo Campbell, Hoover Institution on War, Revolution and Peace, Stanford University, Palo Alto, California.

Hearings continue on Thursday, June 23.

PRISONER EXCHANGE TREATIES

Committee on Foreign Relations: Committee continued hearings on treaties with Mexico and Canada on prisoner exchanges (Ex. D, and H, respectively, 95th Cong., 1st sess.), receiving testimony as follows:

Ex. D: Herbert Weschler, Columbia University Law School, New York City; Alan C. Swan, University of Miami Law School, Miami; Rick Petree and Michael Chertoff, Harvard Law Review, Cambridge, Mass.; Mary Coulter, and Robert J. Smith, both of Torrance; Mr. and Mrs. Oscar Carter, Hawthorne; Patrick Balvin, Corona; Deborah Friedman, and Paul DiCaro, both of Healdsburg, all of California; and Glen Jones, Kansas City, Missouri; and

Ex H: Messrs. Weschler, Swan, Petree, and Chertoff.

Hearings were adjourned subject to call.

"NORTH-SOUTH" CONFERENCE

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy met to receive testimony from Under Secretary of the Treasury for Monetary Affairs Anthony M. Solomon on the outcome of the recent "North-South" Conference held in Paris.

Subcommittee recessed subject to call.

REVENUE SHARING

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations held hearings to discuss ways in which State legislatures may become more involved in allocating Federal funds for expenditure within their State. Witnesses heard were Martin Sabo, Minnesota House of Representatives, St. Paul, representing the National Conference of State Legislatures; Stanley Steingut, New York Assembly, Albany; George Roberts, New Hampshire State Senate, Concord; John Briscoe, Advisory Commission on Intergovernmental Relations, and Maryland House of Delegates, Annapolis; Dr. John P. Mallan, American Association of State Colleges and Universities, Washington, D.C.; and Rep. Thomas Jensen, Tennessee House of Representatives, Nashville.

Hearings were adjourned subject to call.

COMMITTEE BUSINESS

Committee on Human Resources: Committee ordered favorably reported the following measures:

S. 995, to prohibit discrimination based on pregnancy or related medical conditions (amended);

S. 705, to revise and strengthen standards for the regulation of clinical laboratories (amended);

S. 1217, to establish guidelines for regulating research of recombinant DNA (amended); and

An original resolution waiving section 402(a) of the Congressional Budget Act with regard to Senate consideration of S. 1217, (listed above).

BUSING

Committee on the Judiciary: Committee concluded hearings on S. 1651, to establish guidelines for courts in prescribing busing as a remedy in school desegregation cases. Witnesses heard were Senator Brooke; Professor Ralph Winter, Yale Law School, New Haven, Conn.; Clarence Mitchell, NAACP, Washington, D.C.; James Venema, Neighborhood Schools Association, Washington, D.C.; Dr. David Armour, Rand Corporation, Los Angeles; Barbara Crowell, Wilmington League of Women Voters, Delaware.

CHILD PORNOGRAPHY

Committee on the Judiciary: Subcommittees on Juvenile Delinquency and Criminal Laws and Procedures held hearings jointly on bills proposing recommendations for the protection of children against sexual exploitation (S. 1011, 1499, and 1585), receiving testimony from Senator Roth; Peter Flaherty, Deputy Attorney General, Department of Justice; Professor Paul Bender, University of Pennsylvania, Philadelphia; and Martin Guggenheim, American Civil Liberties Union, New York City.

Hearings were recessed subject to call.

WOMEN'S BUSINESS ENTERPRISE

Select Committee on Small Business: Committee began hearings on S. 1526, to establish an Associate Administrator for Women's Business Enterprise within the Small Business Administration, receiving testimony from A. Vernon Weaver, Administrator, Small Business Administration; Dr. Bobbye Persing, Central State University, Edmond, Okla.; Dona O'Bannon and Susan Hager, both representing the National Association of Women Business Owners, Washington, D.C.; Eve Grover, State National Bank of Maryland, Bethesda; and Meredith Homet, The Committee to Organize the Women's National Bank, Washington, D.C.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 7819–7848; 4 private bills, H.R. 7849–7852; and 10 resolutions, H.J. Res. 523, and H. Res. 637–645 were introduced.

Pages 19430, 19431

Bills Reported: Reports were filed as follows:

H.R. 1550, to reduce the rate of duty on ceramic insulators used in spark plugs, amended (H. Rept. 95–419);

H.R. 1904, to provide duty-free treatment for intravenous fat emulsions, amended (H. Rept. 95–420);

H.R. 2692, to suspend for 2 years the duty on wood excelsior imported from Canada, amended (H. Rept. 95–421);

H.R. 2849, to suspend for a 3-year period of duty on mattress blanks of rubber latex, amended (H. Rept. 95–422);

H.R. 2850, to suspend for a 3-year period the rate of duty on certain latex sheets, amended (H. Rept. 95–423);

H.R. 2982, to suspend for a 2-year period the duty on synthetic tantalum/columbium concentrate, amended (H. Rept. 95–424);

H.R. 3093, to extend until July 1, 1979, the duty-free treatment on copying lathes used for making rough or finished shoe lasts, amended (H. Rept. 95–425);

H.R. 3373, to extend for an additional temporary period the existing suspension of duties on certain classifications of yarns of silk, amended (H. Rept. 95–426);

H.R. 3790, to suspend until the close of June 30, 1980, the duty on concentrate of poppy straw used in producing codeine or morphine, amended (H. Rept. 95–427);

H.R. 3946, to suspend for a temporary period the rate of duty on wool not finer than 46s, amended (H. Rept. 95–428);

H.R. 4018, to suspend until the close of June 30, 1979, the duty on certain doxorubicin hydrochloride antibiotics, amended (H. Rept. 95–429);

H.R. 4654, to reduce the rate of duty on unmounted underwater lenses, amended (H. Rept. 95–430);

H.R. 5037, a private bill (H. Rept. 95–431);

H.R. 5052, temporarv suspension of duty on photographic color couplers and coupler intermediates, amended (H. Rept. 95–432);

H.R. 5146, duty-free entry of competition bobsleds and luges, amended (H. Rept. 95–433);

H.R. 5176, to lower the duty on levulose until the close of December 31, 1980, amended (H. Rept. 95–434);

H.R. 5263, suspension of duty on certain bicycle parts, amended (H. Rept. 95–435);

H.R. 5285, tariff treatment of film, strips, sheets, and plates of certain plastics or rubber, amended (H. Rept. 95–436);

H.R. 5289, a private bill (H. Rept. 95–437);

H.R. 5322, duty-free treatment of istle, amended (H. Rept. 95–438);

H.R. 3387, continuation of existing suspension of duty on synthetic rutile, amended (H. Rept. 95–439);

H. Res. 638, providing for the consideration of H.R. 2777, National Consumer Cooperative Bank Act (H. Rept. 95–440);

H. Res. 639, providing for the consideration of H.R.

6683, to reduce the hazards of earthquakes (H. Rept. 95-441);

H. Res. 640, providing for the consideration of H.R. 6566, authorizing appropriations for the use of the Energy Research and Development Administration for fiscal year 1978 for national security programs (H. Rept. 95-442);

H. Res. 641, providing for the consideration of H.R. 6669, to establish a national climate program (H. Rept. 95-443);

H. Res. 642, providing for the consideration of H.R. 5023, relating to claims by the United States on behalf of Indians (H. Rept. 95-444); and

H. Res. 643, providing for the consideration of H.R. 5959, to revise and extend the Renegotiation Act of 1951 (H. Rept. 95-445). Page 19429

Committees To Sit: Subcommittee on The City of the Committee on Banking, Finance and Urban Affairs received permission to sit today during proceedings of the House under the 5-minute rule; and

Committee on Banking, Finance and Urban Affairs received permission to sit Friday, June 17, during proceedings of the House under the 5-minute rule.

Page 19361

Labor-HEW Appropriations: The House considered H.R. 7555, making appropriations for the Departments of Labor, and Health, Education, and Welfare and related agencies for fiscal year 1978; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Friday, June 17.

By a yea-and-nay vote of 342 yeas to 4 nays, Roll No. 347, agreed to a motion that the House resolve itself into the Committee of the Whole.

Took the following action in the Committee of the Whole:

Agreed To:

An amendment that prohibits the use of any funds for any investigations of the Occupational Safety and Health Administration unless they are accompanied by an economic impact statement. A point of order against the amendment was overruled;

An amendment that prohibits the use of any funds for providing services for aliens who are in the United States illegally. A point of order against the amendment was overruled; and

An amendment that prohibits the use of any funds for busing students to any school other than the school nearest the student's home, even after any merging, pairing, or clustering of such school with any other school (agreed to by a recorded vote of 225 ayes to 157 noes, Roll No. 350).

Rejected:

An amendment that sought to reduce funding for the Occupational Safety and Health Administration by $6.3 million (rejected by a recorded vote of 162 ayes to 231 noes, Roll No. 348); and

An amendment that sought to cut $563.5 million from 11 areas of health, education, and aging (rejected by a recorded vote of 72 ayes to 334 noes, Roll No. 349).

An amendment was offered but subsequently withdrawn that sought to appropriate an additional $25 million for the Bureau of Labor Statistics; and

An amendment was offered but subsequently withdrawn that sought to appropriate $240 million to implement provisions barring discrimination against the handicapped.

Points of order were sustained against the following as legislation in an appropriation bill:

Language prohibiting the use of funds for unemployment compensation to any individual who has refused employment at the prevailing wage after receiving unemployment compensation for 26 or more consecutive weeks;

An amendment that sought to prohibit the use of funds for unemployment compensation to any individual who has refused employment at the minimum wage level after receiving unemployment compensation for 26 or more consecutive weeks; and

An amendment that sought to require the Occupational Safety and Health Administration to acquire a search warrant before conducting an investigation.

Pages 19361–19414

Housing and Community Development: House disagreed to the amendment of the Senate to H.R. 6655, Housing and Community Development Act of 1977; and asked a conference with the Senate. Appointed as conferees: Representatives Reuss, Ashley, Moorhead of Pennsylvania, St Germain, Gonzalez, Mitchell of Maryland, AuCoin, Blanchard, Lundine, Brown of Michigan, Stanton, Rousselot, and Wylie. Page 19414

International Financial Institutions: House disagreed to the amendments of the Senate to H.R. 5262, to provide for increased participation by the United States in the International Bank for Reconstruction and Development, the International Development Association, the International Finance Corporation, the Asian Development Bank, and the Asian Development Fund; and agreed to a conference asked by the Senate.

Pending is a motion to instruct the managers of the conference on the part of the House to insist on certain House language. Further action will occur on Friday.

Page 19414

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 19428

Adjournment: Adjourned at 5:35 p.m.

Committee Meetings

FOOD STAMPS

Committee on Agriculture: Continued markup of food stamp legislation, and will resume tomorrow.

NATIONAL AGRICULTURAL LAND POLICY ACT

Committee on Agriculture: Subcommittee on Family Farms, Rural Development and Special Studies continued hearings on H.R. 5882 and related bills, National Agricultural Land Policy Act. Testimony was heard from public witnesses.

MARKETING PROMOTION OF RAISINS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition met and approved for full committee action H.R. 6782 as amended, to permit marketing orders to include provisions concerning marketing promotion of raisins.

FEDERAL TAX POLICY AND URBAN DEVELOPMENT

Committee on Banking, Finance and Urban Affairs: Subcommittee on the City held a hearing on Federal tax policy and urban development. Testimony was heard from officials of Council on Environmental Quality—Urban Institute, HUD, and public witnesses.

NATO

Committee on the Budget: Task Force on National Security held a hearing on NATO: U.S. Force Deployments. Testimony was heard from Maj. Gen. Richard C. Bowman, Regional Director (ISA).

DISTRIBUTIVE IMPACTS OF THE PRESIDENT'S ENERGY PROPOSALS

Committee on the Budget: Task Force on Distributive Impacts of Budget and Economic Policies, and Task Force on Community and Physical Resources held a joint hearing on the distributive impacts of the President's energy proposals. Testimony was heard from Dick Saul, director, Community Services Administration, and public witnesses.

Hearings continue Tuesday, June 21.

EMERGENCY SCHOOL AID ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued oversight hearings on the Emergency School Aid Act. Testimony was heard from public witnesses.

FEDERAL FINANCIAL ASSISTANCE TO STUDENTS

Committee on Education and Labor: Subcommittee on Postsecondary Education continued oversight hearings on all forms of Federal financial assistance to students. Testimony was heard from VA Administrator Max Cleland and staff.

Hearings continue Tuesday, June 21.

FINANCIAL ASPECTS OF PRESIDENT'S ENERGY PLAN

Ad Hoc Committee on Energy: Met for briefing on the financial aspects of the President's energy plan by National Economic Research Associates, Salomon Brothers, and Administration energy officials.

FRANKED MAIL ACT—LEGISLATIVE BRANCH DISCLOSURE ACT

Select Committee on Ethics: Met and ordered reported favorably to the House H.R. 7792 as amended, Franked Mail Act of 1977; and

Began markup but did not complete action on H.R. 7401, Legislative Branch Disclosure Act of 1977.

NATIONAL CANCER PROGRAM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued oversight hearings on the national cancer program. Testimony was heard from Benno Schmidt, Chairman, President's Panel on Cancer, and Department witnesses.

Hearings continue Thursday, June 23.

COMBINED FEDERAL FUNDRAISING

Committee on House Administration: Subcommittee on Accounts held a hearing on H. Res. 12, to permit all employees of the House of Representatives to contribute, through payroll withholdings, to charitable organizations in coordination with the Combined Federal Campaign and other fundraising in the executive branch of the Federal Government. Testimony was heard from Representatives Fisher and Anderson of Illinois; William Schaeffler, Director, Combined Federal Campaign; Boyd Alexander, Acting Director, House Information Systems; and Clerk of the House Edmund L. Henshaw, Jr.

TRADING WITH THE ENEMY ACT AMENDMENTS

Committee on International Relations: Held a hearing on H.R. 7738, Amendments to Trading With The Enemy Act. Testimony was heard from Assistant Secretary of Treasury C. Fred Bergsten.

PUBLIC DIPLOMACY

Committee on International Relations: Subcommittee on International Operations continued hearings on public diplomacy and the future. Testimony was heard from former USIA directors James Keogh and Frank Shakespeare; Robert Ingersoll, former Deputy Secretary of State; and former USIA director and syndicated columnist Carl Rowan.

HUMAN RIGHTS IN VIETNAM

Committee on International Relations: Subcommittee on International Organizations held a hearing on human rights in Vietnam. Testimony was heard from Julie Forsythe, American Friends Service Committee; Father Andre Gelinas, Jesuit Priest; and Dr. William S.

Turley, Associate Professor of Political Science, Southern Illinois University.

Hearings continue Tuesday, June 21.

DIPLOMATIC PRIVILEGES AND IMMUNITIES

Committee on International Relations: Subcommittee on International Operations met and approved for full committee action, with the recommendation that it be enacted, a bill, to be introduced, relating to diplomatic privileges and immunities.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued markup of H.R. 6831, National Energy Act, and will resume tomorrow.

URANIUM INDUSTRY PRICE FIXING

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on alleged price fixing and market allocation in the uranium industry, hearing testimony from present and former officials of Gulf Oil Corporation.

Hearings continue tomorrow.

SEARCH WARRANTS PROCEDURE

Committee on the Judiciary: Subcommittee on Criminal Justice met and approved for full committee action a clean bill in lieu of H.R. 5865, to provide a procedure for obtaining search warrants on the basis of oral testimony.

CLAYTON ACT AMENDMENT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.R. 6001, to amend the Clayton Act to expand the applicability of section 7 of the Act to activities which affect commerce. Testimony was heard from Owen M. Johnson, Jr., Director, Bureau of Competition, FTC; John H. Shenefield, Acting Assistant Attorney General for Antitrust; and public witnesses.

MARINE SAFETY PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation continued oversight hearings on the Coast Guard's Marine Safety Program with testimony from Departmental and public witnesses.

MANDATORY WITHHOLDING OF LOCAL TAXES FROM FEDERAL EMPLOYEES

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on H.R. 6526, to provide for the mandatory withholding of local taxes from Federal employees who live within a locality but are employed elsewhere within the State. Testimony was heard from Daniel I. Halperin, Tax Legislative Counsel, Treasury Department; and city officials from New York, Philadelphia, St. Louis, and Kansas City, Mo.

FEDERAL CONFLICT OF INTEREST ACT

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization held a hearing on H.R. 6954, Federal Conflict of Interest Act, with testimony from officials of Civil Service Commission; Department of Justice; and public witnesses.

REPLACEMENT OF LOCKS AND DAM

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings relating to the replacement of Locks and Dam 26 at Alton, Ill. Testimony was heard from Members of Congress; State, city, and county officials; an environmental panel; and a railroad panel.

EARTHQUAKE HAZARDS REDUCTION ACT

Committee on Rules: Granted an open rule waiving points of order against the consideration of the bill for failure to comply with the provisions of section 402(a) of the Congressional Budget Act, providing 1½ hours of general debate, 1 hour to be equally divided and controlled by the Chairman and ranking minority member of the Committee on Science and Technology, and one-half hour to be equally divided and controlled by the Chairman and ranking minority member of the Committee on Interior and Insular Affairs; making the committee amendment in order as an original bill for the purpose of amendment, providing that after the passage of H.R. 6683, it shall be in order to strike out all after the enacting clause of S. 126 and insert in lieu thereof the text of H.R. 6683 as passed by the House and providing one motion to recommit with or without instructions, on H.R. 6683, Earthquake Hazards Reduction Act of 1977. Testimony was heard from Representatives Brown of California, Thornton, Kazen, Hollenbeck, and Lagomarsino. A statement for the record was submitted by Chairman Teague.

NATIONAL CLIMATE PROGRAM ACT

Committee on Rules: Granted an open rule providing one hour of general debate and waiving points of order against the consideration of the bill for failure to comply with the provisions of section 401(b)(1) of the Congressional Budget Act of 1974, on H.R. 6669, National Climate Program Act of 1977 as amended. Testimony was heard from Representatives Brown of California and Walker. A statement for the record was submitted by Chairman Teague.

ERDA AUTHORIZATION FOR NATIONAL SECURITY PROGRAMS

Committee on Rules: Granted an open rule; providing one and one-half hours of general debate, one hour to be equally divided and controlled by the Chairman and ranking minority member of the Committee on Armed Services, and one-half hour to be equally divided and controlled by the Chairman and ranking minority member of the Committee on Science and Technology; making the committee amendment in order as an original bill for the purpose of amendment, providing that the committee amendment be read for amendment by titles instead of by sections, and providing for a motion to recommit with or without instructions, on H.R. 6566, authorizing appropriations for the use of the Energy Research and Development Administration for fiscal year 1978 for national security programs. Testimony was heard from Representatives Charles H. Wilson of California; Bob Wilson, and Fuqua. A statement for the record was submitted by Chairman Teague.

AIR TRAFFIC CONTROL

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather continued hearings on air traffic control. Testimony was heard from William Stoney, director, Defense Research and Engineering; Fred McIntosh, National Business Aircraft Association; Captain Thomas Oakes, Eastern Airlines; and Dr. Richard Hallgren, Deputy Director, National Weather Service.

DECOMMISSIONING NUCLEAR FACILITIES

Committee on Science and Technology: Subcommittee on Environment and Atmosphere continued hearings on decommissioning and decontaminating nuclear facilities. Testimony was heard from Representative Lundine; Monte Canfield, GAO; Dr. James Liverman, ERDA; Richard Jones, Commissioner, Connecticut Public Utilities Control Authority; Howard J. Larson, Atomic Industrial Forum; and Comdr. Albert Arcuni, Department of the Navy.

IMPACT OF CRIME ON SMALL BUSINESS

Committee on Small Business: Subcommittee on Special Small Business Problems held a hearing on crime and its impact on small business. Testimony was heard from Department of Commerce and public witnesses.

LABOR DEPARTMENT VA EMPLOYMENT PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Education and Training continued oversight hearings on veterans' employment programs administered by the Department of Labor, hearing testimony from officials of the Labor Department.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued markup of Title II of H.R. 6831, National Energy Act, and will resume tomorrow.

Joint Committee Meetings

MILITARY PROCUREMENT

Conferees continued in closed session to resolve the differences between the Senate- and House-passed versions of H.R. 5970, authorizing funds for military procurement for fiscal year 1978, but did not complete action thereon and will meet again tomorrow.

SURFACE MINING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, but did not reach final agreement thereon and will meet again on Monday, June 20.

NASA AUTHORIZATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4088, authorizing funds for the National Aeronautics and Space Administration.

YOUTH EMPLOYMENT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 6138, to provide employment and training opportunities for youth, and to provide for other improvements in employment and training programs.

Friday, June 17, 1977

Senate

Chamber Action

Routine Proceedings, pages 19628–19662

Bills Introduced: Five bills and one resolution were introduced, as follows: S. 1711–1715; and S. Res. 199.

Pages 19632, 19636

Bills Reported: Reports were made as follows:

S. 1341, authorizing funds for fiscal year 1978 for the Energy Research and Development Administration's military programs which have potential civilian energy applications, with amendments (S. Rept. 95–278);

S. Res. 199, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1341 (without written report) (referred to Committee on the Budget). Page 19632

Bills Passed:

Interior Appropriations: By 80 yeas to 2 nays, Senate passed H.R. 7636, making appropriations for

the Department of the Interior for fiscal year 1978, after agreeing to committee amendments en bloc, and to three additional amendments as follows:

(1) Hansen unprinted amendment No. 486, appropriating an additional $2,150,000 for the Bureau of Mines for the purpose of combating serious subsidence in Rock Springs, Wyo.; Page 19668

(2) Durkin unprinted amendment No. 487, increasing from $3 million to $15 million appropriations for energy cogeneration demonstration programs; and Page 19669

(3) Anderson unprinted amendment No. 488, increasing by $3 million funding for the Forest Service to combat Dutch Elm disease. Page 19676

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Robert C. Byrd, McClellan, Hollings, Bayh, Johnston, Huddleston, Leahy, DeConcini, Stevens, Young, Hatfield, and Bellmon. Pages 19662–19681

National Academy of Peace and Conflict: Senate passed with Foreign Relations Committee amendments and sent to the House S. 469, to establish a commission to study proposals for establishing a National Academy of Peace and Conflict Resolution. Pages 19688–19692

Sea Grant Program: Senate receded from its amendment to H.R. 4301, authorizing funds for the National Sea Grant College Program, thus clearing the measure for the President. Page 19688

Unanimous Consent Agreements: By unanimous consent it was agreed that when Senate proceeds to consider H.R. 7557, making appropriations for the Department of Transportation for fiscal year 1978, time for debate thereon be limited to 1 hour, with 30 minutes on amendments; and

When it considers (at 1 p.m. on Monday, June 20) H.R. 7552, making appropriations for the Department of the Treasury and Postal Service for fiscal year 1978, time for debate thereon be limited to 1 hour, with 30 minutes on amendments. Page 19687

Vice Presidential Appointment: Vice President appointed Senator Chafee to the National Transportation Policy Study Commission. Page 19687

Bill Indefinitely Postponed: S. Con. Res. 30, expressing the sense of the Congress with regard to the Final Act of the Helsinki Conference, was indefinitely postponed. Pages 19687, 19688

Messages From the House: Page 19631

Amendments Submitted for Printing: Pages 19636, 19637

Executive Communications: Pages 19631, 19632

Senate Authorizations: During the forthcoming recess of the Senate until 12:30 p.m. on Monday, June 20, the Secretary of the Senate is authorized to receive and refer messages from the President and House of Representatives, and the Vice President, President pro tempore, Acting President pro tempore, or Deputy President pro tempore are authorized to sign duly enrolled bills and joint resolutions. Page 19688

Confirmation: Senate confirmed the nomination of James W. Garvin, Jr., to be U.S. Attorney for the District of Delaware. Page 19692

Record Votes: Six record votes were taken today. Page 19680

Recess: Senate met at 11 a.m. and recessed at 3:25 p.m. Page 19692

Committee Meetings

RENEGOTIATION ACT

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on S. 1954, to revise and extend the Renegotiation Act, receiving testimony from Dr. John P. White, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; accompanied by Dale Babione, Deputy Assistant Secretary of Defense for Procurement; Erwin Goldbloom, Deputy Assistant Attorney General, Civil Division, Department of Justice; John Dealy, Fairchild Industry, Inc., Germantown, Md.; John Fluke, John Fluke Manufacturing, Mountlake Terrace, Wash.; Karl Haar, Jr., Aerospace Industries Association of America, Inc., Washington, D.C.; Edwin M. Hood, Shipbuilders' Council of America, Washington, D.C.; Vico E. Henriques, Computer and Business Equipment Manufacturers Association, Washington, D.C.; and John F. Powers, Barnes Engineering Co., Stamford, Conn.

Hearings were recessed subject to call.

RADIATION

Committee on Commerce, Science, and Transportation: Committee continued oversight hearings on the effects of radiation on humans, that is, health, safety, and environment, receiving testimony from Rose Kushner, Breast Cancer Advisory Center, Kingston Road, Kensington; Dr. Lauriston S. Taylor, National Council on Radiation Protection and Measurements, Bethesda, Md.; Dr. Irwin D. J. Bross, Roswell Park Memorial Institute; Dr. John Osepchuck, The Institute of Electrical and Electronics Engineers, Inc., Waltham, Mass.; and Dr. Russell H. Morgan, American College of Radiology, Chevy Chase, Md.

Hearings continue on Monday, June 27.

OCS MANAGEMENT POLICY AND NOMINATION

Committee on Energy and Natural Resources: Committee ordered favorably reported with amendments S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf.

Also, committee concluded hearings on the nomination of Esther Crane Wunnicke, of Alaska, to be a member of the Joint Federal-State Land Use Planning Commission for Alaska, after receiving testimony from Senators Stevens and Gravel; and James Joseph, Undersecretary of the Interior. The nominee testified and answered questions on her own behalf.

NATURAL GAS PRICING

Committee on Energy and Natural Resources: Committee resumed hearings to receive testimony on part D (natural gas pricing) of S. 1469, the proposed National Energy Act, and S. 256, proposing deregulation of the wellhead price of natural gas, receiving testimony from Paul Reichardt, on behalf of the American Gas Association, Arlington, Va.; and Charles Wheatly, American Public Gas Association, Washington, D.C.

Hearings were adjourned subject to call.

ALASKA LANDS

Committee on Energy and Natural Resources: Committee held hearings to receive testimony from Undersecretary of the Interior James Joseph on his Department's perceptions of Alaska natural resource issues, including views on proposed disposition of certain public lands in Alaska.

Hearings were recessed subject to call.

BLACK LUNG BENEFITS

Committee on Finance: Subcommittee on Taxation and Debt Management Generally held hearings on the tax aspects of S. 1538, proposing reform in the administration of the black lung benefits program, receiving testimony from Senator Randolph; Donald E. Elisburg, Assistant Secretary of Labor for Employment Standards; Donald C. Lubick, Deputy Assistant Secretary of Treasury for Tax Policy; Gail Falk, United Mine Workers, Charleston, W. Va.; Larry B. Correll, on behalf of National Coal Association, Philadelphia; John L. Kilcullen, on behalf of National Independent Coal Operators Association, Washington, D.C.; and James D. Strader, and M. Russell Guy, on behalf of American Iron and Steel Institute, Washington, D.C.

Hearings were recessed subject to call.

HOSPITAL COSTS

Committee on Human Resources: Subcommittee on Health and Scientific Research resumed hearings on S. 1391, establishing a transitional system to slow the escalating costs of hospital care, receiving testimony from Senator McIntyre; Joseph Czerwinski, National Conference of State Legislatures, Washington, D.C.; Mancur Olson, Maryland Health Services Cost Review Commission, Annapolis; Dr. Joanne E. Finley, New Jersey State Commissioner of Health, Trenton; Dr. Robert P. Whalen, New York State Department of Health, Albany; Stanley Wisniewski, Service Employees International Union, Washington, D.C.; and Moe Foner, National Union of Hospital and Health Care Employees, Washington, D.C.; Dr. David D. Thompson, New York City, and David L. Everhart, Chicago, both representing the Association of American Medical Colleges; Dr. Robert Heyssel, The Johns Hopkins University Hospital, Baltimore; Prof. John D. Thompson, Yale University School of Medicine, New Haven; and Dr. Edward S. Hyman, American Council of Medical Staffs, New Orleans.

Hearings continue on Tuesday, June 21.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nominations of John M. Harmon, of North Carolina, and James W. Moorman, of California, each to be an Assistant Attorney General, where the nominees testified and answered questions on their own behalf. Mr. Harmon was introduced to the committee by Senators Morgan and Helms, and Mr. Moorman was introduced to the committee by Senator Hayakawa.

CIVIL RIGHTS OF INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Subcommittee on the Constitution began hearings on S. 1393, giving statutory authority to the Justice Department to initiate suit to enforce constitutional and other federally guaranteed rights of institutionalized persons, receiving testimony from Drew S. Days III, Assistant Attorney General, Civil Rights Division, Department of Justice; Kenneth Donaldson, York, Pa.; Geraldo Rivera, ABC News, New York City; Bernard Carabello, New York City; Dr. Michael Wilkins, Wayne Miner Neighborhood Health Center, Kansas City, Mo.; William J. Thomas, Los Angeles; Joyce Murdock, Winston-Salem, N.C.; Karen Freedom, and David S. Garcia, both of the Mental Health Advocacy Project, Los Angeles.

Hearings continue on Wednesday, June 22.

VETERANS' EMPLOYMENT

Committee on Veterans' Affairs: Subcommittee on Health and Readjustment held hearings on the veterans' employment-unemployment situation, receiving testimony from Robert Brown, Under Secretary, accompanied by Ernest Green, Assistant Secretary for Employment and Training, and Roland Mora, Deputy Assistant Secretary-designate for Veterans Employment, all of the Department of Labor; Austin Kerby, The American Legion, Washington, D.C.; Al Poteet, Veterans of Foreign Wars, Washington, D.C.; Ronald Drach, Disabled American Veterans, Washington, D.C.; Larry Roffee, Paralyzed Veterans of America, Washington, D.C.; Jo Torres, National Association of Concerned

Veterans, Washington, D.C.; William Lawson, American Association of Minority Veteran Program Administrators, Washington, D.C.; Richard Hamilton, National Black Veterans Organization, Inc., Washington, D.C.; and Virginia Anderson, National Association of Veteran Program Administrators, Minneapolis, Minn.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 7853–7871; 1 private bill, H.R. 7872; and 4 resolutions, H.J. Res. 524, H. Con. Res. 252, and H. Res. 646–648, were introduced. Pages 19752, 19753

International Financial Institutions: House disagreed to the amendments of the Senate to H.R. 5262, to provide for increased participation by the United States in the International Bank for Reconstruction and Development, the International Development Association, the Asian Development Bank, and the Asian Development Fund; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Reuss, Gonzalez, Minish, Moorhead of Pennsylvania, Patterson of California, Tsongas, D'Amours, Badillo, LaFalce, Stanton, Hyde, Grassley, and Brown of Michigan.

By a yea-and-nay vote of 161 yeas to 200 nays, Roll No. 351, rejected a motion that the House instruct its conferees to insist on its language regarding the forbidding of loans to nations violating internationally recognized human rights. Pages 19693–19698

Committee To Sit: Committee on International Relations received permission to sit during proceedings under the 5-minute rule of the House today. Page 19698

Labor-HEW Appropriations: By a voice vote, the House passed H.R. 7555, making appropriations for the Departments of Labor, and Health, Education, and Welfare, and related agencies, for the fiscal year ending September 30, 1978.

A point of order was sustained against language prohibiting the use of funds to perform abortions except where the life of the mother would be endangered if the fetus were carried to term.

A point of order was sustained against an amendment that sought to prohibit funds used to perform, encourage, or promote abortions except where a physician has certified that an abortion is necessary to save the mother's life.

Agreed to an amendment that prohibits funds used to perform, encourage, or promote abortions (agreed to by a recorded vote of 201 ayes to 155 noes, Roll No. 352);

Agreed to an amendment that prohibits the use of funds to force any institution or individual to meet hiring or admission quotas based on race or sex; as amended by a substitute designed to eliminate the quota concept in affirmative action programs; as amended by an amendment that strikes out the words "time table" and "goal" in the substitute, clarifying that there be no numerical ratios or quotas.

Rejected a motion to strike out the enacting clause; and

Rejected an amendment that sought to delete funding for the elementary and secondary civil rights survey for school year 1977–78 (rejected by a division vote of 23 ayes to 44 noes). Pages 19698–19727

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of June 22. Page 19736

Referrals: Two Senate-passed bills were referred to the appropriate House committee. Page 19752

Adjournment: Adjourned at 2:28 p.m.

Committee Meetings

FOOD STAMPS

Committee on Agriculture: Continued markup of food stamp legislation, and will resume on Tuesday, June 21.

NATONAL WEATHERIZATION ACT

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House a bill, to be introduced, on the National Weatherization Act.

NUCLEAR REGULATORY REFORM

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on States' rights and nuclear regulatory reform. Testimony was heard from Representative Jeffords; FEA Administrator O'Leary; Richard Maullin, Chairman, California Energy Conservation and Development Commission; a panel of public interest groups; Judith H. Johnsrud, Eastern Federation of Nuclear Opponents and Safe Energy Proponents; and Richard Conlin, Michigan PIRG.

TRADING WITH THE ENEMY ACT AMENDMENTS

Committee on International Relations: Began markup of H.R. 7738, Trading With the Enemy Act Amendments, and will resume on Monday, June 20.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued markup of H.R. 6831, National Energy Act, and will resume on Tuesday, June 21.

URANIUM INDUSTRY PRICE FIXING

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on alleged price fixing and market allocation in the uranium industry with testimony from present and former officials of Gulf Oil Corp.

FEDERAL DISASTER ASSISTANCE

Committee on Small Business: Subcommittee on SBA, SBIC, and General Small Business Problems continued hearings on the Federal disaster assistance program. Testimony was heard from Representatives Moore and Carter.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued markup of title II of H.R. 6831, National Energy Act, and will resume on Monday, June 20.

Joint Committee Meeting

MILITARY PROCUREMENT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 5970, authorizing funds for military procurement for fiscal year 1978.

Monday, June 20, 197

Senate

Chamber Action

Routine Proceedings, pages 19873–19916

Bills Introduced: Seven bills were introduced, as follows: S. 1716–1722. Page 19880

Bill Passed:

Treasury-Postal Service Appropriations: By 77 yeas to 7 nays, Senate passed H.R. 7552, making appropriations for the Department of the Treasury and Postal Service for fiscal year 1978, after agreeing to committee amendments, en bloc, and to two other amendments, as follows:

(1) Church amendment No. 489, increasing by $300,000 appropriations to train additional voluntary income tax consultants; and Page 19920

(2) Dole unprinted amendment No. 490, barring use of any funds for administrative expenses incurred in connection with the reduction of current 6-day mail delivery services. Page 19922

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Chiles, McClellan, Sasser, DeConcini, Weicker, and Young. Pages 19916–19924, 19933

Mine Safety: Senate began consideration of S. 717, to promote safety and health in the mining industry, taking action on proposed amendments as follows:

Adopted:

(1) Schmitt amendment No. 351, to require publication of more comprehensive information on proposed mine safety rule changes; and Page 19947

(2) Modified DeConcini unprinted amendment No. 491, requiring the Secretary to utilize the advisory committee when the net effect of a proposed rule will have a significant economic impact. Page 19959

Rejected:

(1) By 29 yeas to 57 nays, Schmitt amendment No. 352, to require the Secretary to publish an economic impact analysis on any proposed rule change; Page 19940

(2) By 41 yeas to 45 nays, Schmitt amendment No. 348, to require the Secretary to publish a paperwork impact analysis on any proposed rule change (motion to reconsider tabled by 44 yeas to 41 nays); Page 19945

(3) By 25 yeas to 58 nays, Schmitt amendment No. 349, to delete references to the Department of Labor, thereby leaving the Act to be administered by the Department of the Interior; and Page 19947

(4) By 31 yeas to 52 nays, Schmitt amendment No. 347, to provide that all mandatory health or safety standards shall terminate on December 31, 1982, or 5 years after effective date of the Act, whichever is later; Page 19951

By unanimous consent, it was agreed that when Senate resumes consideration of this bill on Tuesday, June 21, Senator Hatch will be recognized to call up an amendment, to be followed by amendments to be offered by Senators Helms and McClure. Page 19961 Pages 19925–19960

Bills Referred: H.R. 7555, Labor-HEW appropriations, was referred to Committee on Appropriations.

Also, S. 701, emergency educational assistance, was referred to Committee on Energy and Natural Resources with the understanding that it be reported back to the Senate by July 15, 1977.

By unanimous consent, S. 1463, to expand public participation in executive agency rulemaking (now pending before Committee on Governmental Affairs)

was referred to Committee on the Judiciary with the understanding that following its disposition by that committee the bill then be referred to Committee on Governmental Affairs for a period not to exceed 30 days.

Pages 19874, 19880, 19933

Message From the House: Page 19880

Amendments Submitted for Printing: Page 19891

Unanimous Consent Agreement: By unanimous consent it was agreed that when Senate proceeds to consider S. 208, authorizing funds to extend urban mass transportation assistance programs through fiscal year 1982, time for debate thereon be limited to 2 hours; with 2 hours on an amendment to be offered by Senator Hayakawa; 1 hour on any other amendment; and 30 minutes on amendments in the second degree.

Page 19960

Confirmation: Senate confirmed the nomination of Robert W. Scott, of North Carolina, to be Federal Co-chairman of the Appalachian Regional Commission.

Page 19961

Nominations: Senate received the following nominations:

William V. Shannon, of the District of Columbia, to be Ambassador to Ireland;

Leonard Woodcock, of Michigan, for the rank of Ambassador during the tenure of his service as Chief of the U.S. Liaison Office at Peking; and

Two Army nominations in the rank of General.

Page 19961

Record Votes: Six record votes were taken today.

Pages 19933, 19945, 19946, 19958, 19959

Recess: Senate met at 12:30 p.m. and recessed at 7:25 p.m. Page 19961

Committee Meetings

APPROPRIATIONS—LABOR HEW

Committee on Appropriations: Committee began consideration of H.R. 7555, making appropriations for fiscal year 1978 for the Departments of Labor and Health, Education, and Welfare, but did not complete action thereon and will meet again tomorrow to consider this and other pending bills (H.R. 7554, HUD, and H.R. 7556, State, Justice, Commerce).

FINANCIAL INSTITUTION REFORM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions began hearings on S. 1664, 1665, 1666, 1667, 1668, and 1669, to amend in several regards the law as it pertains to Federal regulation of financial institutions. Witnesses heard were: W. Michael Blumenthal, Secretary of the Treasury; Arthur F. Burns, Chairman, Board of Governors of the Federal Reserve System; Garth Marston, Chairman, Federal Home Loan Bank Board; George A. LeMaistre, Chairman, Federal Deposit Insurance Corporation; C. Austin Montgomery, Administrator, National Credit Union Administration, and Lawrence P. Simons, Assistant Secretary of HUD for Housing.

Hearings continue tomorrow.

OIL SPILLS

Committee on Commerce, Science, and Transportation: Committee resumed hearings on S. 687, 121, 1187, 182, and 898, to establish a system of liability and compensation for oil spill damage, receiving testimony from Bernard C. Smith, State Senator of New York; Ernst W. Mueller, Commissioner, Alaska Department of Environmental Conservation, Juneau; Michael Daniels, State Representative of South Carolina, Columbia; and Evelyn F. Murphy, Executive Office of Environmental Affairs, Boston.

Hearings were recessed subject to call.

ALASKA LAND BILLS

Committee on Energy and Natural Resources: Committee held hearings on S. 499, S. 1500, and S. 1546, to designate or add certain lands in Alaska to the National Park, National Wildlife Refuge, National Wild and Scenic Rivers, and National Wilderness Preservation Systems. Witnesses heard were Michael McCloskey, Sierra Club, Washington, D.C.; Charles Callison, National Audubon Society, New York City; Pamela Rich, Friends of the Earth, Washington, D.C.; and Dr. Lee Schmidt, Southeastern Alaska Conservation Council, Sitka.

Hearings were recessed subject to call.

DEVELOPMENT OF ENERGY SOURCES

Committee on Finance: Subcommittee on Energy and Foundations began hearings to receive testimony on Federal incentives for developing new energy sources, receiving testimony from Senator Bellmon; John H. O'Leary, Administrator, Federal Energy Administration; professor Barry Commoner, Washington University, St. Louis, Mo.; Joseph Lindmayer, Solarex Corporation, Rockville, Md.; and Professor Paul Jones, Louisiana State University, Baton Rouge.

Hearings continue tomorrow.

FOREIGN AFFAIRS—KOREA

Committee on Foreign Relations: Committee received a briefing in closed session from CIA Director Adm. Stansfield Turner, concerning U.S. policy in Korea, including proposals for withdrawal of American forces from that country.

Committee recessed subject to call.

FEDERAL DRUG ENFORCEMENT

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings to examine the success of the Drug Enforcement Administration in enforcing Federal narcotics laws, receiving testimony from its Administrator, Peter Bensinger.

Hearings were recessed subject to call.

VOCATIONAL REHABILITATION

Committee on Human Resources: Subcommittee on the Handicapped held hearings on proposed legislation to extend the Vocational Rehabilitation Act of 1973. Witnesses heard were Senator Bentsen; E. Russell Baxter, Little Rock, representing the National Rehabilitation Association; Dr. William Spencer, Houston, representing the American Congress of Rehabilitation Medicine; Dr. Carl Granger, Boston, representing the American Academy of Physical Medicine and Rehabilitation; T. P. Hipkens, Association of Rehabilitation Facilities, Washington, D.C.; and Jud R. Cunningham, Window Rock, Arizona, representing the Navajo Nation.

Subcommittee will meet again tomorrow.

CRIMINAL LAW REFORM

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings on S. 1437, to codify, revise, and reform the Federal criminal laws, and on the following criminal sentencing bills: S. 31, 45, 181, 204, 260, 888, 979, and 1221, witnesses heard were Senator Hruska; Ronald Gainer, Acting Assistant Attorney General for Improvements in Criminal Justice, and Curtis C. Crawford, Acting Chairman, U.S. Parole Commission, both of the Department of Justice; John Shattuck and Nancy Crisman, American Civil Liberties Union, Washington, D.C.; Professor Alan Dershowitz, Harvard University Law School, Cambridge; and Benjamin Ward, New York State Department of Correctional Services, Albany.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 7873–7897; 2 private bills, H.R. 7898–7899; and 2 resolutions, H.J. Res. 525, and H. Con. Res. 253 were introduced.

Pages 19871–19873

Bills Reported: Reports were filed as follows:

Conference report on H.R. 5970, Department of Defense Appropriations Authorization for fiscal year 1978 (H. Rept. 95–446); and

H.R. 186, to implement the Convention on the International Regulations for Preventing Collisions at Sea, 1972, amended (H. Rept. 95–447). Page 19871

Consent Calendar: On the call of the Consent Calendar, the House passed the following:

Sent to the Senate without amendment:

James A. Haley Veterans' Hospital: H.R. 1678, to name the Veterans' Administration hospital located at 13000 North Thirtieth Street, Tampa, Fla., the "James A. Haley Veterans' Hospital"; and Page 19780

Edith N. Rogers Veterans' Hospital: H.R. 7643, to name the Veterans' Administration hospital located at 200 Springs Road, Bedford, Mass., the "Edith Nourse Rogers Memorial Veterans' Hospital". Page 19780

Sent to the Senate, amended:

Federal employee health benefits: H.R. 2931, to amend chapter 89 of title 5, United States Code, to establish uniformity in Federal employee health benefits and coverage provided pursuant to contracts made under such chapter by preempting State or local laws pertaining to such benefits and coverage which are inconsistent with such contracts. Page 19780

Subcommittees to Sit: Ad Hoc Select Subcommittee on Maritime Education and Training of the Committee on Merchant Marine and Fisheries received permission to sit today during the proceedings of the House under the 5-minute rule; and

Special Oversight Subcommittee of the Committee on Veterans' Affairs received permission to sit today during the proceedings of the House under the 5-minute rule. Pages 19781, 19783

Federal Home Loan Bank: Agreed to S.J. Res. 63, to amend the Federal Home Loan Bank Act—clearing the measure for the President. Page 19783

International Security Assistance: House disagreed to the amendment of the Senate to H.R. 6884, International Security Assistance Act of 1977; and agreed to a conference asked by the Senate. Appointed as conferees Representatives Zablocki, Fascell, Hamilton, Wolff, Diggs, Meyner, Bonker, Broomfield, Derwinski, and Winn. Page 19783

Arms Control—Disarmament: House disagreed to the amendment of the Senate to H.R. 6179, Arms Control and Disarmament Act Amendments of 1977; and agreed to a conference asked by the Senate. Appointed as conferees Representatives Zablocki, Fountain, Fascell, Hamilton, Bingham, Studds, Beilenson, Broomfield, Derwinski, and Winn. Page 19784

Foreign Aid: House disagreed to the amendment of the Senate to H.R. 6714, International Development and

Food Assistance Act of 1977; and agreed to a conference asked by the Senate. Appointed as conferees Representatives Zablocki, Fascell, Diggs, Fraser, Hamilton, Bingham, Solarz, Broomfield, Findley, and Winn.

Page 19784

Agriculture Appropriations: House considered H.R. 7558, making appropriations for Agriculture and Related Agencies programs for the fiscal year ending September 30, 1978; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Tuesday, June 21.

Agreed to two amendments en bloc providing funds for grain inspectors at terminals of interstate commerce and world trade.

Rejected:

An amendment that sought to prohibit the use of any funds for a government program of subsidy payments to sugar processors (rejected by a recorded vote of 119 ayes to 272 noes, Roll No. 354);

An amendment that sought to prohibit the use of funds to pay for salaries, or administrative expenses concerning loans, price supports, sales, or any other disposal program with respect to tobacco and tobacco products;

An amendment that sought to appropriate $1 million in first-time funding for research on rural housing programs (rejected by a division vote of 20 ayes to 26 noes); and

An amendment that sought to appropriate $5 million for low-income loan counseling services (rejected by a division vote of 26 ayes to 46 noes).

An amendment was withdrawn that sought to increase the indemnity payments to dairymen due to losses caused by brucellosis.

H. Res. 634, the rule waiving points of order against certain provisions in the bill, was agreed to earlier by a yea-and-nay vote of 352 yeas to 5 nays, Roll No. 353.

Pages 19781–19834

Reserve Forces Facilities: House insisted upon its amendment to S. 1474, Guard and Reserve Forces Facilities Authorization Act, 1978; and agreed to a conference asked by the Senate. Appointed as conferees Representatives Nedzi, Price, Charles H. Wilson of California, Brinkley, Davis, Kazen, Won Pat, Whitehurst, Bob Wilson, and Beard of Tennessee. Page 19851

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 19870

Adjournment: Adjourned at 5:36 p.m.

Committee Meetings

COMMITTEE BUSINESS

Select Committee on Assassinations: Met in executive session on employee matters.

FEDERAL VAN POOLING PROGRAM

Committee on Government Operations: Subcommittee on Government Activities and Transportation met and approved for full committee action section 701, as amended, Federal van pooling program, of H.R. 6831, National Energy Act.

TRADING WITH THE ENEMY ACT AMENDMENTS

Committee on International Relations: Met and ordered reported favorably to the House by voice vote H.R. 7738 as amended, with respect to the powers of the President in time of war or national emergency.

STATE OF THE JUDICIARY

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held an oversight hearing on the state of the judiciary and access to justice. Testimony was heard from consumer advocate Ralph Nader; and Thomas Ehrlich, President, National Legal Services Corporation.

MERCHANT MARINE ACT AMENDMENTS

Committee on Merchant Marine and Fisheries: Ad Hoc Select Committee on Maritime Education and Training held a hearing on H.R. 4512, to amend section 216(b)(1) of the Merchant Marine Act, 1936, with testimony from officials of Department of Commerce.

Following the hearing, the Ad Hoc Select Committee approved for full committee action H.R. 4512 as amended (title above).

GRADE RETENTION BENEFITS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 6953, providing for grade retention benefits for certain employees whose positions are reduced in grade. Testimony was heard from Kenneth Blaylock, AFGE; Irving Geller, NFFE; Bun Bray, National Association of Supervisors; Michael Goldman, NTEU; and John Chapman, Association of Civilian Technicians.

SPECIAL DISCHARGE REVIEW PROGRAM

Committee on Veterans' Affairs: Special Oversight Subcommittee on Special Discharge Review Program began hearings with testimony from Representative Edwards of California; Secretary of the Army Alexander; veterans' organizations and other public witnesses.

Hearings continue tomorrow.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued markup of title II of H.R. 6831, National Energy Act, and will resume tomorrow.

Joint Committee Meeting

SURFACE MINING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, but did not reach final agreement thereon and will meet again tomorrow.

Tuesday, June 21, 1977

Senate

Chamber Action

Routine Proceedings, pages 20068–20129

Bills Introduced: 13 bills and 4 resolutions were introduced, as follows: S. 1723–1735; S.J. Res. 64–65; and S. Res. 200–201. Pages 20072, 20085

Bills Reported: Reports were made as follows:

H.R. 6415, to extend the Export-Import Bank Act from June 30, 1978 until September 30, 1978 in order to conform to the new fiscal year, with an amendment (S. Rept. 95–279);

H.R. 7554, making appropriations for fiscal year 1978 for the Department of Housing and Urban Development and Independent Agencies, with amendments (S. Rept. 95–280);

Conference report on H.R. 4088, authorizing funds for the National Aeronautics and Space Administration for fiscal year 1978 (S. Rept. 95–281);

Conference report on H.R. 5970, authorizing funds for military procurement for fiscal year 1978 (S. Rept. 95–282);

H.R. 7555, making appropriations for fiscal year 1978 for the Departments of Labor, and Health, Education, and Welfare, with amendments (S. Rept. 95–283); and

S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, with an amendment (together with minority views) (S. Rept. 95–284).

H.R. 7556, making appropriations for fiscal year 1978 for the Departments of State, Justice, Commerce, and the Judiciary, with an amendment (S. Rept. 95–285).

S. Res. 201, requesting additional $25,000 for expenses of Committee on Energy and Natural Resources (without written report) (referred to Committee on Rules and Administration). Page 20070

Bills Passed:

Mine Safety: By 78 yeas to 18 nays, Senate passed S. 717, to promote safety and health in the mining industry, after taking action on additional amendments proposed thereto as follows:

Adopted:

(1) Modified Hatch unprinted amendment No. 496, clarifying certain language of section providing for filing of petition in a circuit court for judicial review of a mandatory standard; Page 20042

(2) Helms unprinted amendment No. 497, relating to judicial review of the hearing records on standards promulgated by the Secretary; Page 20043

(3) Williams unprinted amendment No. 498, of a technical nature; and Page 20043

(4) Modified McClure amendment No. 401, to clarify section authorizing Secretary to require attendance of witnesses and the production of evidence in making investigations of accidents and other conditions.

Page 20044

Rejected:

(1) By 30 yeas to 66 nays, Hatch amendment No. 437, in the nature of a substitute bill; Page 19991

(2) By 35 yeas to 61 nays, modified Helms amendment No. 369, to retain present law allowing the States to establish and enforce their own health standards;

Page 20008

(3) Helms amendment No. 384, to delete provisions authorizing Secretary of HEW to inspect mines;

Page 20017

(4) Helms amendment No. 383, to remove requirement that mine operators pay the cost of inspections by their own employees; Page 20019

(5) By 21 yeas to 76 nays, McClure unprinted amendment No. 492, to delete section dealing with determination by the Secretary of establishment of a pattern of violations with a view to issuing a withdrawal order for the area of the mine affected by such violation; and

Page 20024

(6) McClure amendment No. 402, requiring Secretary to conduct and publish results of a cost-benefit study of proposed mine safety standards. Page 20045

Pages 19991–20030, 20042–20061

Juvenile Justice: Senate passed H.R. 6111, to amend and extend through fiscal year 1980 programs under the Juvenile Justice and Delinquency Prevention Act, and to authorize funds to establish temporary shelter care facilities for runaway youth, after striking all after the enacting clause and inserting in lieu thereof the text of Senate companion bill, S. 1021, which had at first been amended by adoption of committee amendment in the nature of a substitute, and three additional amendments, as follows:

(1) Culver (for McClellan and Bumpers) amendment No. 493, to permit a court to inform the victim of

any act of juvenile delinquency of the final disposition of that case if the victim requests this information;

Page 20030

(2) Culver (for Thurmond) unprinted amendment No. 494, to make State agencies eligible for grants under the Runaway Youth Act; and Page 20038

(3) DeConcini unprinted amendment No. 495, calling for development and implementation of programs relating to juvenile delinquency and learning disabilities.

Page 20038

S. 1021 was then indefinitely postponed.

Pages 20030–20042

NASA Authorizations: Senate agreed to the conference report on H.R. 4088, authorizing funds for the National Aeronautics and Space Administration for fiscal year 1978, thus clearing the measure for action of the House. Page 20023

Water Resources Projects: Senate laid down for further consideration tomorrow S. 1529, authorizing the construction, repair, and preservation of certain public works on rivers and harbors for navigation and flood control. Pages 20061–20068

Bills Referred: Three House-passed bills were referred to appropriate Senate committees. Page 20071

Messages From the House: Page 20068

Amendments Submitted for Printing:

Pages 20085–20091

Executive Communications: Page 20069

Confirmations: Senate confirmed the following nominations:

Richard Blumenthal, to be U.S. Attorney for the District of Connecticut;

Thomas C. Jorling, of Massachusetts, to be an Assistant Administrator of the Environmental Protection Agency; and

William V. Shannon, of the District of Columbia, to be Ambassador to Ireland. Page 20132

Nominations: Senate received the following nominations:

John Newhouse, of the District of Columbia, to be an Assistant Director of the U.S. Arms Control and Disarmament Agency;

Ronald S. Reed, Jr., to be U.S. Attorney for the Western District of Missouri;

Frank J. Anderson, to be U.S. Marshal for the Southern District of Indiana; and

One Air Force nomination in the rank of General.

Page 20132

Record Votes: Four record votes were taken today.

Pages 20023, 20024, 20030, 20051

Recess: Senate met at 9:30 a.m. and recessed at 6:46 p.m. Page 20131

Committee Meetings

APPROPRIATIONS—HUD/LABOR-HEW/STATE-JUSTICE

Committee on Appropriations: Committee ordered favorably reported with amendments the following bills:

H.R. 7554, making appropriations for fiscal year 1978 for the Department of Housing and Urban Development and Independent agencies. As approved by the committee the bill would appropriate $67,641,480,000, a decrease of $1,850,203,000 from the House-passed figure of $69,491,683,000;

H.R. 7555, making appropriations for fiscal year 1978 for the Departments of Labor and Health, Education, and Welfare. As approved by the committee the bill would appropriate $60,744,226,000, a decrease of $589,863,550 from the House-passed figure of $61,334,089,550; and

H.R. 7556, making appropriations for fiscal year 1978 for the Departments of State, Justice, Commerce, and the Judiciary. As approved by the committee the bill would appropriate $11,515,000 for supplemental items for fiscal year 1977, and $7,703,322,000 for fiscal year 1978. The House-passed bill would appropriate $7,606,119,500 for fiscal year 1978.

FINANCIAL INSTITUTION REFORM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions continued hearings on S. 1664, 1665, 1666, 1667, 1668, and 1669, to amend in several regards the law as it pertains to Federal regulation of financial institutions. Witnesses heard were W. Liddon McPeters, Corinth, Mississippi, representing the American Bankers Association; Lloyd Bowles, Dallas, Texas, representing the U.S. League of Savings Associations; D. D. McClatchy, Olney, Texas, representing the National Savings and Loan League; Edward A. Traut, East Lansing, Michigan, representing the Independent Bankers Association of America; Norwick R. Goodspeed, Bridgeport, Connecticut, representing the National Association of Mutual Savings Banks; Leland S. Prussia, San Francisco, Bank of America National Trust and Savings Association; Ronald W. Haselton, Consumers Savings Bank, Worcester, Massachusetts; James J. Preble, United Bank and Trust Company, Hartford, Connecticut; George Campbell, Union Federal Savings Association, Pittsfield, Massachusetts; and John Donovan, Casco Bank and Trust Company, Portland, Maine.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

S. 854, authorizing the Secretary of Commerce to sell two obsolete vessels to Mid-Pacific Sea Harvesters, Inc., Hawaii;

An original resolution waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1522, authorizing $15 million for fiscal year 1978 to carry out programs under the Marine Mammal Protection Act; and

The nominations of John McGrath Sullivan, of Pennsylvania, to be Administrator of the Federal Railroad Administration; Fabian Chavez, Jr., of New Mexico, to be Assistant Secretary of Commerce for Tourism; and 131 routine nominations in the Coast Guard.

Also, committee discussed the matter of proposed regulatory reform of the air transportation industry, but did not complete action thereon and recessed subject to call.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported an original resolution (S. Res. 201) requesting an additional $25,000 for inquiries and investigations of the committee, and requesting that the ceiling for consultant fees be raised from $14,000 to $32,000; and

The nomination of Esther Crane Wunnicke, of Alaska, to be a Member of the Joint Federal-State Land Use Planning Commission for Alaska.

Committee resumed consideration of S. 1340, authorizing funds for fiscal year 1978 for nonnuclear programs of the Energy Research and Development Administration, but did not complete action thereon and will meet again tomorrow on this and other committee business.

NATIONAL ENERGY POLICY

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation held hearings on Part A—Energy Conservation Programs for Existing Residential Building, Part B—Energy Efficiency of Consumer Products, Part C—Energy Conservation Program for Schools and Hospitals, and G—Federal Energy Initiatives, of S. 1469, the proposed National Energy Act. Witnesses heard were David J. Bardin, Deputy Administrator, Federal Energy Administration; Gene Mannella, Assistant Administrator for Conservation, Energy Research and Development Administration; Dr. Donna E. Shalala, Assistant Secretary of Housing and Urban Development for Policy Development and Research; Dr. Ernest Ambler, Acting Director, and Dr. J. E. Snell, Manager, Energy Conservation Programs, both of the Institute for Applied Technology, National Bureau of Standards, Department of Commerce; Robert B. Reich, Assistant Director for Evaluation, Bureau of Consumer Protection, Federal Trade Commission; Lieutenant Governor of Massachusetts T. P. O'Neill III, Boston; Alvin C. Askew, Governor's Energy Advisory Council, State of Texas, Austin; Richard Maullin, Energy Resources Conservation and Development Commission, State of California, Sacramento; John P. Millhone, Committee on Natural Resources and Environmental Management, National Governors' Conference; Guy O. Mabry, Owens-Corning Fiberglas Corp., Washington, D.C.; Joseph L. Koach, National Insulation Contractors Association, Inc., Washington, D.C.; and L. A. Barron, National Cellulose Insulation Manufacturers Association, Elk Grove, Village, Ill.

Hearings continue tomorrow.

CLEAN WATER

Committee on Environment and Public Works: Subcommittee on Environmental Pollution held oversight hearings on the implementation and management of the Clean Water Act (Public Law 92–500). Witnesses heard were William Reilly, Washington, D.C.; William Ruckelshaus, Seattle, Wash.; Frank Milliken, Business Roundtable Environment Committee, New York City; and Louis Clapper, National Wildlife Federation, Washington, D.C.

Hearings continue tomorrow.

DEVELOPMENT OF ENERGY SOURCES

Committee on Finance: Subcommittee on Energy and Foundations continued hearings to receive testimony on proposed use of Federal tax incentives to promote development of new energy sources, receiving testimony from Governor Edwin Edwards of Louisiana; Joseph Downer, Atlantic Richfield Company, Washington, D.C.; Walter J. Herget, Rio Blanco Oil Shale Project, Denver, Colo.; Lloyd Elkins, Tertiary Oil Production, Tulsa; A. V. Jones, Jr., Independent Petroleum Association of America, Washington, D.C.; Arthur Seder, Jr., American Natural Resources Company, Detroit; and Otes Bennett, Jr., National Coal Association, Cleveland.

Hearings were recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee approved the following nominations: Herman J. Cohen, of New York, to be Ambassador to Senegal; John A. Linehan, of Maryland, to be Ambassador to Sierra Leone; Donald R. Norland, of Iowa, to be Ambassador to the Republic of Botswana, the Kingdom of Lesotho, and the Kingdom of Swaziland; William V. Shannon, of the District of Columbia, to be Ambassador to Ireland; Milton A. Wolf, of Ohio, to be Ambassador to Austria; Donald G. MacDonald, of Florida, to be an Assistant Administrator of the Agency for International Development; and John A. Gronouski, of Texas, to be a Member of the Board for International Broadcasting.

Prior to this action, Committee held hearings on these

nominations, where the nominees were present to testify and answer questions on their own behalf. Testimony on the nomination of Mr. Wolf, who was introduced by Senators Metzenbaum and Glenn, and Representative Vanik, was received from Lars Hydle, American Foreign Service Association, Washington, D.C. Mr. Shannon was introduced to the Committee by Senator Kennedy.

HOSPITAL COSTS

Committee on Human Resources: Subcommittee on Health and Scientific Research resumed hearings on S. 1391, establishing a transitional system to slow the escalating costs of hospital care, receiving testimony from Bernard Tresnowski, Blue Cross Association, Chicago; Morton D. Miller, The Equitable Life Assurance Society of the United States, New York City; Henry DiPrete, John Hancock Mutual Life Insurance Company, Boston; Robert J. Kilpatrick, Connecticut General Life Insurance Company, Hartford; William Hiscock, New York City, representing the American Association for Comprehensive Health Planning; and James M. Hacking, American Association of Retired Persons, National Retired Teachers Association, Washington, D.C.

Hearings were recessed subject to call.

EDUCATION OF HANDICAPPED

Committee on Human Resources: Subcommittee on Handicapped held hearings on proposed legislation to extend the Education of the Handicapped Acts, receiving testimony from Lieutenant Governor of Massachusetts Thomas P. O'Neill III, Boston; Daniel Yohalem, Children's Defense Fund, Washington, D.C.; Frederick Weintraub, Council for Exceptional Children, Reston, Va.; Caryl Kline, Secretary of Education of Pennsylvania, Harrisburg; Dr. Frank Bowe, American Coalition of Citizens with Disabilities, Washington, D.C.; Rep. Elaine Bloom, State Legislature of Florida, Tallahassee; M. Hayes Mizell, Columbia, S.C., American Friends Service Committee; Jean Frankel, Public Education Association, New York City; and Larry Brown, Massachusetts Advocacy Center, Boston.

Hearings continue tomorrow.

ATTORNEYS' FEES

Committee on the Judiciary: Committee resumed hearings on S. 270, to permit awards of reasonable attorneys' fees and other expenses for public participation in Federal proceedings, receiving testimony from Margery Waxman Smith, Executive Director, Federal Communications Commission; and Jonathan Sloat, Grocery Manufacturers of America, Washington, D.C.

Hearings were adjourned subject to call.

CRIMINAL LAW REFORM

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures continued hearings on S. 1437, to codify, revise, and reform the Federal criminal laws, and on the following criminal sentencing bills: S. 31, 45, 181, 204, 260, 888, 979, and 1221. Witnesses heard were Thomas I. Emerson, National Committee Against Repressive Legislation, New Haven, Conn.; Marilyn K. Harris, National Moratorium on Prison Construction, Washington, D.C.; John Cleary and Roger Lowenstein, National Legal Aid and Defenders Association, San Diego; Jack Landau, Reporters' Committee on Freedom of the Press, Washington, D.C.; Rev. Virginia Mackey, National Interreligion Task Force on Criminal Justice, Washington, D.C.; Susan Kokinda, U.S. Labor Party, Washington, D.C.; and Marian Agnew, Center for Environmental Strategy, Washington, D.C.

Hearings were recessed subject to call.

LATE FEDERAL PAYMENTS

Select Committee on Small Business: Committee held hearings on alleged late payments by Government agencies to small business contractors, receiving testimony from Donald L. Scantlebury, Director, Financial and Management Studies Division, General Accounting Office; Les Fettig, Director, Office of Federal Procurement Policy, Office of Management and Budget; Herbert Roback, Director of Studies, Commission on Federal Paperwork; and Bryan W. Mercer, Comptroller, Government Printing Office.

Hearings were recessed subject to call.

SLEEP AIDS

Select Committee on Small Business: Subcommittee on Monopoly and Anticompetitive Activities resumed hearings to examine the safety and effectiveness of over-the-counter sleep aids, receiving testimony from Dr. Donald Kennedy, Commissioner, Food and Drug Administration, Department of Health, Education, and Welfare; and Wallace S. Snyder, Acting Assistant Director for National Advertising, Federal Trade Commission.

Hearings were recessed subject to call.

VETERANS' BENEFITS

Committee on Veterans' Affairs: Subcommittee on Compensation and Pension began hearings on S. 1703, to provide a 6.3-percent cost-of-living increase to service-connected veterans and their survivors, and related bills including S. 1141, 379, 13, 1642, and H.R. 1862. Witnesses heard were Senator Stone; J. C. Peckarski, Director of Compensation and Pension Service, Department of Veterans' Benefits, Veterans' Administration; Harold Say, Veterans of World War I; Robert E. Lyngh, The American Legion; Dennis McClure, AMVETS; John R. Todd, Blinded Veterans Association; William B. Gardiner, Disabled American Veterans; Larry Roffee, Paralyzed Veterans of America, Inc.; and Al M. Poteet III, Veterans of Foreign Wars, all of Washington, D.C.; and Jean Arthurs, Society of Military Widows, Alexandria, Va.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 7900–7927, 7932 and 7933; 4 private bills, H.R. 7928–7931; and 11 resolutions, H.J. Res. 526–528, H. Con. Res. 254–258, and H. Res. 649–651, were introduced. Pages 20192, 20193

Bills Reported: Reports were filed as follows:

Conference report on H.R. 4088, National Aeronautics and Space Administration authorization for fiscal year 1978 (H. Rept. 95–448);

H. Res. 649, waiving certain points of order against H.R. 7797, making appropriations for foreign assistance and related programs for fiscal year 1978 (H. Rept. 95–449);

H.R. 7932, making appropriations for the Legislative Branch for fiscal year 1978 (H. Rept. 95–450); and

H.R. 7933, making appropriations for the Department of Defense for fiscal year 1978 (H. Rept. 95–451). Page 20192

Clean Air Act: House disagreed to the amendment of the Senate to H.R. 6161, to amend the Clean Air Act; and agreed to a conference asked by the Senate. Appointed as conferees Representatives Staggers, Moss, Dingell, Satterfield, Waxman, Maguire, Devine, Broyhill, and Carter; and Representative Breaux (solely for the consideration of section 108(a) of the House bill and modifications thereof committed to conference. Page 20132

Treasury-Postal Service Appropriations: House disagreed to the amendments of the Senate to H.R. 7552, making appropriations for the Department of the Treasury and the Postal Service, and related agencies for fiscal year 1978; and agreed to a conference asked by the Senate. Appointed as conferees Representatives Steed, Addabbo, Roybal, Patten, Flynt, Boland, Mahon, Miller of Ohio, McEwen, and Cederberg. Subsequently, conferees received permission to file a conference report on the bill by midnight Wednesday, June 22. Page 20135

Department of Energy: House insisted on its amendment to S. 826, to establish a Department of Energy in the executive branch by the reorganization of energy functions within the Federal Government in order to secure effective management to assure a coordinated national energy policy; and agreed to a conference asked by the Senate. Appointed as conferees Representatives Brooks, Moss, Fascell, Moorhead of Pennsylvania, Rosenthal, Fuqua, Conyers, Horton, Erlenborn, and Brown of Ohio; and Representatives Udall, Schroeder, and Gilman (for sections 206, 401(c), 607, 608, 612, 714, and 716 of the House amendment and modifications thereof which have been committed to conference).

By a yea-and-nay vote of 228 yeas to 179 nays, Roll No. 355, agreed to a motion to instruct House conferees to insist on House language providing "sunset provisions", phasing out the Act on December 31, 1982. Pages 20136–20137

Late Report: Committee on Appropriations received permission to file a report by midnight tonight on H.R. 7933, making appropriations for the Department of Defense for fiscal year 1978. Page 20138

Private Calendar: On the call of the Private Calendar, the House passed over without prejudice: H.R. 1405, 2661, 2662, 3081, and 3085. Further call of the Private Calendar was dispensed with after Calendar No. 16. Page 20138

Oceans and Atmosphere: House agreed to the amendment of the Senate to H.R. 3849, to establish qualifications for individuals appointed to the National Advisory Committee on Oceans and Atmosphere and to authorize appropriations for the Committee for fiscal year 1978; with amendments, and returned the measure to the Senate. Pages 20138, 20139

Clean Air Act: Agreed to H. Con. Res. 254, authorizing a correction in the engrossment of H.R. 6161. Page 20140

Late Report: Committee on Appropriations received permission to file a report by midnight tonight on H.R. 7932, making appropriations for the Legislative Branch for fiscal year 1978. Page 20140

Foreign Relations Authorization: House disagreed to the amendments of the Senate to H.R. 6689, to authorize fiscal year 1978 appropriations for the Department of State, the United States Information Agency, and the Board for International Broadcasting, to make certain changes in the Foreign Service personnel system; and agreed to a conference asked by the Senate. Appointed as conferees Representatives Zablocki, Fascell, Diggs, Wolff, Ryan, Meyner, Fowler, Broomfield, Buchanan, and Burke of Florida. Page 20140

Coast Guard Authorization: By a voice vote, the House agreed to the conference report on H.R. 6823, to authorize appropriations for the U.S. Coast Guard for fiscal year 1978; clearing the measure for the President. Pages 20140–20143

Reenlistment Bonuses: House cleared for the Presi-

dent H.R. 583, to extend the special pay provisions for reenlistment and enlistment bonuses; by agreeing to the Senate amendments thereto. Pages 20143, 20144

Agriculture Appropriations: By a yea-and-nay vote of 380 yeas to 35 nays, Roll No. 357, the House passed H.R. 7558, making appropriations for Agriculture and Related Agencies programs for the fiscal year ending September 30, 1978.

Agreed to an amendment, as amended by a substitute, that prohibits the use of any FDA funds for the promulgation or enforcement of any prohibition on the continued use of saccharin at existing levels prior to September 30, 1978 (agreed to by a division vote of 45 ayes to 35 noes).

Rejected an amendment that sought to reduce the appropriation for the Food Stamp Program by $673.8 million (rejected by a recorded vote of 154 ayes to 262 noes, Roll No. 356).

A point of order was sustained against an amendment that sought to prohibit striking employees from receiving food stamps, as legislation in an appropriation bill. Pages 20144–20161

Military Construction Appropriations: By a yea-and-nay vote of 391 yeas to 16 nays, Roll No. 359, the House passed H.R. 7589, making appropriations for military construction for fiscal year 1978.

H. Res. 618, a rule waiving certain points of order against the bill, was adopted earlier by a yea-and-nay vote of 404 yeas, Roll No. 358. Page 20162

Interior Appropriations: House disagreed to the amendments of the Senate to H.R. 7636, making appropriations for the Department of the Interior for fiscal year 1978; and agreed to a conference asked by the Senate. Appointed as conferees Representatives Yates, McKay, Long of Maryland, Evans of Colorado, Murtha, Duncan of Oregon, Dicks, Whitten, Mahon, McDade, Regula, Armstrong, and Cederberg. Page 20171

Adjournment: Adjourned at 5:39 p.m.

Committee Meetings

FOOD STAMPS

Committee on Agriculture: Continued markup of food stamp legislation, and will resume tomorrow.

URBAN TREE ACT

Committee on Agriculture: Subcommittee on Forests held a hearing on H.R. 2853, Urban Tree Act of 1977. Testimony was heard from Senator Javits and Representatives Richmond, Fish, Nedzi, Fraser, Gephardt and Vento; USDA and public witnesses.

LEGISLATIVE BRANCH—DEPARTMENT OF DEFENSE APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House a bill making appropriations for the Legislative Branch for fiscal year 1978, as amended; and a bill making appropriations for the Department of Defense for fiscal year 1978, as amended.

PHYSICIANS AND DENTISTS SPECIAL PAY PROVISIONS

Committee on Armed Services: Subcommittee on Military Compensation held a hearing on legislation to extend the special pay provisions for physicians and dentists in the uniformed services. Testimony was heard from Vernon McKenzie, Principal Deputy Assistant Secretary for Health Affairs, Department of Defense.

NATIONAL WEATHERIZATION ACT—FHA PROGRAMS

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House the following measures:

H.R. 7893, National Weatherization Act; and

H.J. Res. 525, to provide for a temporary extension of certain FHA programs.

NATIONAL DEFENSE REQUIREMENTS

Committee on the Budget: Task Force on National Security continued hearings on national defense requirements and funding alternatives over the next five years. Testimony was heard from Assistant Secretary of Defense Charles Myers, Jr.

Hearings continue Thursday, June 23.

DISTRIBUTIVE IMPACTS OF ENERGY PROPOSALS

Committee on the Budget: Task Force on Distributive Impacts of Budget and Economic Policies continued hearings on the distributive impacts of the President's energy proposals. Testimony was heard from representatives of United Auto Workers; Consumer Law Center; Rural America; National Clients Council; and Charles Tisdale, CAP Director.

Hearings continue Monday, June 27.

FEDERAL FINANCIAL ASSISTANCE TO STUDENTS

Committee on Education and Labor: Subcommittee on Postsecondary Education continued oversight hearings on all forms of Federal financial assistance to students. Testimony was heard from public witnesses.

IMPACT AID

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held a hearing on H.R. 15, Elementary and Secondary Education Act (impact aid). Testimony was heard from representatives of Office of Education and General Accounting Office.

Hearings continue tomorrow.

VOLUNTARY ENERGY CONSERVATION

Ad Hoc Committee on Energy: Met for briefing on the voluntary energy conservation program by FEA, ERDA, Commerce, and the private sector.

GAO AUDITS

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs met and approved for full committee action S. 213, to authorize GAO audits of the Internal Revenue Service and the Bureau of Alcohol, Tobacco and Firearms.

AIRCRAFT/AIRPORT NOISE CONTROL

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources continued hearings on aircraft/airport noise control. Testimony was heard from Secretary of Transportation Adams, and public witnesses.

JUSTICE DEPARTMENT POLICIES

Committee on Government Operations: Subcommittee on Government Information and Individual Rights continued hearings on the Justice Department—internal investigation policies and procedures. Testimony was heard from Michael E. Shaheen, Counsel, Office of Professional Responsibility, Department of Justice.

FEDERAL OFFICES OF INSPECTOR GENERAL

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on H.R. 2819, to establish statutory Offices of Inspector General in various Federal departments and agencies. Testimony was heard from officials of Veterans' Administration, and Small Business Administration.

CAMPAIGN FINANCING

Committee on House Administration: Continued hearings on public financing of congressional elections. Testimony was heard from Representatives Pease, Mazzoli, and Jacobs; and Thomas F. McCoy, political fund-raising consultant.

Hearings continue Thursday, June 23.

PUBLIC ENERGY COMPETITION ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on H.R. 7816, Public Energy Competition Act, with testimony from Department and public witnesses.

Hearings continue tomorrow.

REDWOOD NATIONAL PARK

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs met for markup of H.R. 3813, to amend the Act of October 2, 1968, an Act to establish a Redwood National Park in the State of California, and will resume on Thursday, June 23.

OPIC AMENDMENTS ACT

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on H.R. 3603, Overseas Private Investment Corporation Amendments Act of 1977. Testimony was heard from Rutherford M. Poats, Acting President, OPIC.

Hearings continue Thursday, June 23.

HUMAN RIGHTS IN VIETNAM

Committee on International Relations: Subcommittee on International Organizations continued hearings on human rights in Vietnam. Testimony was heard from Don Luce, Clergy and Laity Concerned; Ted Jacqueney, Democracy International; and Alwin Nikolais, Nikolais Dance Theater.

PUBLIC DIPLOMACY

Committee on International Relations: Subcommittee on International Operations continued hearings on public diplomacy and the future. Testimony was heard from Deputy Secretary of State Warren Christopher and public witnesses.

Hearings continue tomorrow.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued markup of H.R. 6831, National Energy Act, and will resume tomorrow.

SECURITIES ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittees on Oversight and Investigation and on Consumer Protection and Finance began joint hearings on the functioning and administration of the Securities Act Amendments of 1975. Testimony was heard from John J. Scanlon, Chairman, National Market Advisory Board; representatives of the Pacific, American, Midwest, New York and Philadelphia Stock Exchanges; and Gordon S. Macklin, National Association of Securities Dealers.

Hearings continue tomorrow.

RIGHT TO PRIVACY

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held a hearing on impact of communications technology on the right to

privacy. Testimony was heard from Representatives Kildee, Whalen, and Goldwater; David Linowes and Dr. Willis Ware, Privacy Protection Study Commission; Dr. William Thaler, Office of Telecommunications Policy; Dr. Oswald H. Ganley, Department of State; and public witnesses.

Hearings continue tomorrow.

PUBLIC DISCLOSURE OF LOBBYING ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 1180, Public Disclosure of Lobbying Act, and will resume tomorrow.

ADMINISTRATIVE LAW JUDGES COMPENSATION

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on H.R. 865, to change the title of hearing examiners to administrative law judge, and to provide that the salary of each such official shall be 90 per centum of the salary of United States district court judges. Testimony was heard from Representative Duncan; and representatives of Federal Administrative Law Judges Conference; National Conference of Boards of Contract Appeals Members; and Civil Service Commission.

REINSTATEMENT OF SURVIVOR ANNUITIES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits met and unanimously approved for full committee action H.R. 3755, to provide for the reinstatement of civil service retirement survivor annuities for certain widows and widowers whose remarriages occured before July 18, 1966.

HIGHWAY OBLIGATIONS CEILING

Committee on Public Works and Transportation: Met and ordered reported favorably to the House H.R. 7462, to provide a ceiling on highway obligations.

FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Rules: Granted a rule waiving points of order against designated provisions of the bill for failure to comply with the provisions of clause 2 and clause 6 of Rule XXI on H.R. 7797, Foreign Assistance and Related Programs Appropriations Bill, 1978. Testimony was heard from Representatives Long of Maryland and Young of Florida.

ERDA AUTHORIZATION

Committee on Rules: Granted an open rule providing three hours of general debate; two hours to be equally divided and controlled by the chairman and ranking minority member of the Committee on Science and Technology, one-half hour to be equally divided and controlled by the chairman and ranking majority member of the Committee on Armed Services, and one-half hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on International Relations; making the committee substitute in order as an original bill for the purpose of amendment, providing that the committee substitute be read for amendment by titles instead of by sections, waiving all points of order against the committee substitute for failure to comply with the provisions of clause 7, Rule XVI, clause 5, Rule XXI and section 401 of the Congressional Budget Act of 1974 and providing for a motion to recommit with or without instructions, on H.R. 6796, ERDA authorization for fiscal year 1978. Testimony was heard from Representatives Teague, Flowers, McCormack, Ottinger, Wydler, Goldwater, Myers, Charles H. Wilson of Cal., Bob Wilson, Bingham and Derwinski.

EARTH RESOURCES INFORMATION SYSTEM

Committee on Science and Technology: Subcommittee on Space Science and Applications held a hearing on earth resources information system. Testimony was heard from representatives of Office of Science and Technology Policy; Departments of Agriculture and Interior; Corps of Engineers; and NASA.

Hearings continue tomorrow.

LAW OF THE SEA CONFERENCE REPORT

Committee on Science and Technology: Subcommittee on DISPAC met to review the Subcommittee report on the Law of the Sea Conference.

SPECIAL DISCHARGE REVIEW PROGRAM

Committee on Veterans' Affairs: Special Oversight Subcommittee on Special Discharge Review Program continued hearings with testimony from Representatives Downey and Murtha; and officials of Veterans' Administration and veterans' organizations.

NATIONAL ENERGY ACT

Committee on Ways and Means: Continued markup of Title II of H.R. 6831, National Energy Act, and will resume tomorrow.

Joint Committee Meetings

PARIS ECONOMIC CONFERENCE

Joint Economic Committee: Subcommittee on International Economics held hearings to receive testimony on the results of the recent Conference on International Economic Cooperation held in Paris from Richard Cooper, Under Secretary of State for Economic Affairs.

Subcommittee recessed subject to call.

STRIP MINING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, but did not reach final agreement thereon and will meet again tomorrow.

LIBRARY SERVICES AND CONSTRUCTION

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 602, to extend through fiscal year 1982 programs under the Library Services and Construction Act, but did not complete action thereon and will meet again on Monday, June 27.

Wednesday, June 22, 1977

Senate

Chamber Action

Routine Proceedings, pages 20320–20361

Bills Introduced: 11 bills and 2 resolutions were introduced, as follows: S. 1736–1746; and S. Res. 202–203.

Pages 20323, 20334

Bills Reported: Reports were made as follows:

S. Res. 192, to print as a Senate document Committee on Governmental Affairs print entitled "Compendium of Materials on Zero-Base Budgeting in the States" (S. Rept. 95–286);

S. Res. 201, requesting an additional $25,000 for inquiries and investigations of Committee on Energy and Natural Resources, and that the ceiling for consultant fees be raised from $14,000 to $32,000 (S. Rept. 95–287);

S. Res. 183, to print additional copies of the Senate Special Committee on Aging report entitled "Kickbacks Among Medicaid Providers" (S. Rept. 95–288);

S. Res. 202, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1522, authorizing $15 million for fiscal year 1978 to carry out programs under the Marine Mammal Protection Act (without written report) (referred to Committee on the Budget). Page 20322

Bill Passed:

Water Resources Projects: Committee on Environment and Public Works was discharged from the further consideration of H.R. 5885, authorizing the construction, repair, and preservation of certain public works on rivers and harbors for navigation and flood control, and by 81 yeas to 9 nays, the bill was passed after striking all after the enacting clause and inserting in lieu thereof the text of Senate companion bill, S. 1529, to which bill Senate had at first taken action on amendments as follows:

Adopted:

(1) Nelson unprinted amendment No. 500 (to Domenici amendment No. 442), requiring Secretary of the Army to promulgate final regulations implementing non-structural improvements at all locking facilities on the Mississippi and Illinois Rivers; Page 20366

(2) Danforth amendment No. 415, authorizing the Chief of Army Engineers to acquire a tract of land in western Missouri to replace Trimble Wildlife Area; Page 20370

(3) DeConcini unprinted amendment No. 502, authorizing Army Corps of Engineers to study McMicken Dam in Maricopa County, Ariz., to determine necessary repairs for its rehabilitation; Page 20380

(4) Curtis unprinted amendment No. 503, authorizing Chief of Army Engineers to relocate Nebraska Highway No. 12 through Niobrara to connect with Nebraska Highway No. 14; Page 20380

(5) Gravel amendment No. 504, to delete language limiting use of the Hydroelectric Revolving Fund to Alaska; Page 20381

(6) McClellan unprinted amendment No. 506, authorizing study and report to the Congress on improvements for flood control purposes in St. Francis Lake and Floodways in Poinsett County, Ark.; Page 20398

(7) Church unprinted amendment No. 507, maintaining the confidentiality of disaster relief claims which are paid to the victims of the Teton Dam disaster in Idaho; Page 20399

(8) Nelson unprinted amendment No. 508, to terminate authorization for the Kickapoo River flood control project, Wisconsin; Page 20400

(9) McClure amendment No. 509, authorizing transfer of funds to the relevant State agencies for the construction of fish hatcheries authorized under the Lower Snake River Fish and Wildlife Compensation Plan; Page 20401

(10) Bellmon unprinted amendment No. 510, of a technical and conforming nature; Page 20401

(11) Hansen amendment No. 446, charging the Army Corps of Engineers with the responsibility of operating and maintaining a system of levees in the Snake River in Jackson, Wyo.; Page 20408

(12) Gravel unprinted amendment No. 514, to delete funding for Skaget River flood control project, Wash.; Page 20408

(13) Curtis unprinted amendment No. 515, charging the Army Corps of Engineers with responsibility for

upgrading and maintaining existing Federal facilities at project on Harlan County Lake on the Republican River, Nebr.; Page 20410

(14) Domenici unprinted amendment No. 516, to require a concurrent resolution, rather than a joint resolution of the Congress, to amend or disapprove revised regulations that establish a schedule and method of collection of user fees for inland waterways; Page 20411

(15) By 71 yeas to 20 nays, modified Domenici amendment No. 442, in the nature of a substitute bill, authorizing reconstruction of Locks and Dam 26, Mississippi River, Alton, Ill., and to establish a system of user charges for use of inland waterways facilities; Page 20361

(16) Melcher unprinted amendment No. 517, requiring study of the economic impact of the bill on different modes of inland freight transportation; Page 20415

(17) Allen unprinted amendment No. 518, to relieve local governments in Alabama from responsibility of paying cost of environmental requirements in connection with work in Theodore Ship Channel in Mobile Harbor; Page 20415

(18) Inouye unprinted amendment No. 519, to authorize the Chief of Army Engineers to complete emergency work for control of any lava flow which may emanate from Mauna Loa, Hilo, Hawaii. Page 20417

(19) Johnston amendment No. 416, to redesignate the Mississippi River-Gulf Outlet the "Allen J. Ellender Ship Channel"; Page 20418

(20) Long amendment No. 447, authorizing additional Federal funding for the relocation of industrial waterway at New Orleans; and Page 20419

(21) Gravel amendment of a clerical nature. Page 20420

Rejected:

(1) By 44 yeas to 51 nays, Stevenson unprinted amendment No. 505 (as a substitute for Domenici amendment No. 442), calling for replacement by the Army Corps of Engineers of Locks and Dam 26; Page 20389

(2) By 39 yeas to 52 nays, Stevenson unprinted amendment No. 511 (as a substitute for Domenici amendment No. 442), authorizing replacement of Locks and Dam 26, and requiring Secretary of the Army to formulate a plan to levy user fees on inland waterways, subject to final approval by the Congress. Page 20402

S. 1529 and S. 790, were then indefinitely postponed. Pages 20361–20434

Government Intelligence Activities: Senate passed without amendment and sent to the House S. 1539, authorizing funds for fiscal year 1978 for intelligence activities of the U.S. Government. Pages 20434–20440

Wheat and Feed Grains: Senate agreed to S. Res. 193, expressing the sense of the Senate that the Secretary of Agriculture should exercise his authority to increase the loan levels for the 1977 crops of wheat and feed grains. Pages 20440, 20441

Housing: Senate insisted on its amendment to H.R. 6655, authorizing funds for housing and community development assistance programs for fiscal years 1978 through 1980, agreed to conference with the House, and appointed as conferees Senators Proxmire, Sparkman, Williams, McIntyre, Cranston, Stevenson, Brooke, Tower, Garn, and Heinz. Page 20398

Oceans and Atmosphere: Senate agreed to the House amendments to the Senate amendment to H.R. 3849, to establish a National Advisory Committee on Oceans and Atmosphere, thus clearing the measure for the President. Pages 20441, 20442

Urban Mass Transportation: Senate laid down for further consideration tomorrow S. 208, authorizing approximately $5.6 billion for the extension of urban mass transit assistance programs through fiscal year 1982. Page 20440

Department of Energy—Additional Conferee: Senator Glenn was appointed as a conferee for the consideration of certain specified issues in S. 826, to establish a Department of Energy. Page 20321

Presidential Messages: Senate received messages from the President as follows:

Transmitting report describing occurrences during the past 60 days toward settlement of the Cyprus problem—referred to Committee on Foreign Relations—PM 87; and

Transmitting 1976 annual report of the Civil Service Commission—referred to Committee on Governmental Affairs—PM 88. Page 20322

Messages From the House: Page 20322

Amendments Submitted for Printing: Pages 20334–20341

Confirmation: Senate confirmed the nomination of Milton A. Wolf, of Ohio, to be Ambassador to Austria. Page 20442

Nominations: Senate received the following nominations:

Philip M. Kaiser, of New York, to be Ambassador to Hungary;

Edward L. Filippine, to be U.S. District Judge for the Eastern District of Missouri;

Robert B. King, to be U.S. Attorney for the Southern District of West Virginia;

Billie Lykins, to be U.S. Marshal for the Eastern District of Kentucky; and

Blandina Cardenas, of Texas, to be Chief of the Children's Bureau, Department of Health, Education, and Welfare. Page 20442

Record Votes: Four record votes were taken today. Pages 20397, 20410, 20411, 20415, 20426

Recess: Senate met at 9:30 a.m. and recessed at 7:44 p.m. Page 20442

Committee Meetings

RURAL DEVELOPMENT

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Rural Development resumed oversight hearings on implementation of the Rural Development Act of 1972, receiving testimony from Alex Mercure, Assistant Secretary of Agriculture for Rural Development.

Hearings were recessed subject to call.

INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation began to mark up proposed legislation to extend and amend the Federal Insecticide, Fungicide, and Rodenticide Act, but did not complete action thereon and will meet again on Friday, June 24.

APPROPRIATIONS—MILITARY CONSTRUCTION/AGRICULTURE/PUBLIC WORKS

Committee on Appropriations: Committee ordered favorably reported with amendments the following bills:

H.R. 7589, making appropriations for fiscal year 1978 for military construction. As approved by the committee the bill would appropriate $3,130,630,000, an increase of $311,129,000 over the House-passed figure of $2,819,501,000;

H.R. 7558, making appropriations for fiscal year 1978 for the Department of Agriculture. As approved by the committee the bill would appropriate $13,864,864,000—$12,545,864,000 in new budget authority and $1,319,000,000 in transfers, a decrease of $191,477,000—$112,966,000 in new budget authority and $304,443,000 in transfers from the House-passed figure of $13,673,387,000—$12,658,830,000 in new budget authority and $1,014,557,000 in transfers; and

H.R. 7553, making appropriations for fiscal year 1978 for public works projects.

FINANCIAL INSTITUTION REFORM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions continued hearings on S. 1664, 1665, 1666, 1667, 1668, and 1669, to amend in several regards the law as it pertains to Federal regulation of financial institutions. Witnesses heard were Henry Schechter, AFL-CIO, Washington, D.C.; Paul A. Volcker, Federal Reserve Bank of New York; Frank E. Morris, Federal Reserve Bank of Boston; Maurice Mann, Federal Home Loan Bank of San Francisco; Raymond H. Elliott, Federal Home Loan Bank of Boston; Emanuel M. Brotman, Mortgage Bankers Association of America; Roland Ferland, National Association of Home Builders; Daniel C. Hanrahan, National Association of Realtors; James C. Williams, Credit Union National Association; and Frank Wielga, National Association of Federal Credit Unions, all of Washington, D.C.

Hearings continue tomorrow.

ERDA NUCLEAR AUTHORIZATION

Committee on Energy and Natural Resources: Committee continued consideration of proposed legislation authorizing funds for fiscal year 1978 for nuclear programs of the Energy Research and Development Administration, but did not complete action thereon and will meet again tomorrow to consider this and other committee business.

NATIONAL ENERGY POLICY

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation continued hearings on Part A—Energy Conservation Programs for Existing Residential Building, Part B—Energy Efficiency of Consumer Products, Part C—Energy Conservation Program for Schools and Hospitals, and G—Federal Energy Initiatives, of S. 1469, the proposed National Energy Act. Witnesses heard were Thomas J. Loberg, American Gas Association, Arlington, Virginia; Dwight H. Swanson, Edison Electric Institute, Des Moines, Iowa; Robert W. Fawcett, Fuel Oil Supply Committee, New England Fuel Institute, Cambridge; Charles D. Glass, Gulf States Utilities, Beaumont; Lee C. White, Consumer Federation of America, Washington, D.C.; Ken Bossong, Center for Science in the Public Interest, Washington, D.C.; Garry DeLoss, Energy Policy Consultant, Washington, D.C.; Dan R. McConnell, Amana Refrigeration, Inc., Amana, Iowa; Guenther Baumgart, Association of Home Appliance Manufacturers, Chicago; G. R. Munger, Air Conditioning and Refrigeration Institute, Arlington, Va.; George D. Hudelson, Carrier Corporation, Syracuse; Truman B. Clark, Committee for the Gas Appliance Manufacturers Association, Inc., Mansfield, Ohio; David C. Crowley, American Association of Homes for the Aging, Washington, D.C.; Will D. Davis, National School Boards Association, Washington, D.C.; Dr. Leo J. Gehrig, American Hospital Association, Washington, D.C.; George E. Reed, United States Catholic Conference, Washington, D.C.; Charlotte E. Friedman, American Association of School Administrators, Arlington, Virginia; and Charles B. Saunders, Jr., American Council on Education, Washington, D.C.

Hearings were recessed subject to call.

CLEAN WATER

Committee on Environment and Public Works: Subcommittee on Environmental Pollution continued oversight hearings on the implementation and management of the Clean Water Act (Public Law 92-500). Witnesses heard were Senator Goldwater; Representative Vander Jagt; Gov. Patrick J. Lucey, of Wisconsin; Mayor Pete Wilson, of San Diego; Larry Silverman, Clean Water Action Project, Washington, D.C.; Michael P. Mauzy, Springfield, Ill., representing the Association of State and Interstate Water Pollution Control Administrators; John Saucier, Water Quality Control Board, Nashville, Tenn.; Ernst Mueller, Commissioner of Environmental Conservation of Alaska, Juneau; William Love, Newport News, Va., representing the Association of Metropolitan Sewage Agencies; Fred A. Harper, County Sanitation Districts of Orange County, Calif.; and Floyd Linton, National Association of Counties, Washington, D.C.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported the following business items:

H.R. 1404, to refund to Smith College duties paid on 33 bells imported for its carillon, with amendments concerning (1) food stamp eligibility for recipients of Supplemental Security Income; (2) extension until October 1, 1978, of Federal matching funds for certain child support programs; (3) extension until April 1, 1978 of deadline for submission of a HEW report on day care standards appropriateness; and (4) reduction in Medicaid payments of Federal matching funds to States for certain nursing home patients;

H.R. 3340, relating to the business use of a residence for day care services, with an amendment in the nature of a substitute which would increase the tax credit for political contributions to candidates for nomination or election to the U.S. Senate (substance of H.R. 3340 has already been enacted); and

The nominations of Alan W. Wolff, of the District of Columbia, to be Deputy Special Representative for Trade Negotiations; and Stuart E. Seigel, of the District of Columbia, to be an Assistant General Counsel in the Department of the Treasury.

Committee approved budget allocation reports for fiscal years 1977 and 1978 as required by the Congressional Budget Act.

Also, committee began consideration of the tax and trust fund aspects of S. 1538, proposing reform in the administration of the black lung benefits program, and approved a number of amendments proposed thereto.

Press release summarizing decisions made by the committee today is available at the committee office in 2221 Dirksen Office Building.

EDUCATION OF THE HANDICAPPED

Committee on Human Resources: Subcommittee on Handicapped continued hearings on proposed legislation to extend the Education of the Handicapped Acts, receiving testimony from Off Lou Jenkins, Winthrop College, Rock Hill, South Carolina; Henrik N. Dullea, Albany, representing the Education Commission of the States; State Representative Tom C. Massey, of Texas, and New Jersey Assemblyman Albert Burstein, both representing the National Conference of State Legislatures; Terry Herndon, National Education Association, Washington, D.C.; Dr. Robert D. Benton, Des Moines, representing the Council of Chief State School Officers; Donald Partridge, Houston, representing the National Association of State Boards of Education; James D. Nowlan, Special Assistant to the Governor for Education, Springfield, Illinois; and Dr. Leonard Hall, Department of Elementary and Secondary Education, Jefferson City, Missouri.

Hearings continue on Tuesday, July 12.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the nominations of John M. Harmon, of North Carolina, to be an Assistant Attorney General; and John M. Rector, of Virginia, to be Assistant Administrator of Law Enforcement Assistance; and

The following six private immigration bills: S. 142, 344, 614, H.R. 1437, 3838, and 4264.

Committee indefinitely postponed S. Res. 117, to designate the week of May 22 through May 28, 1977, as "Small Business Week", and the following four private immigration bills: S. 34, 781, 1004, and 1357.

During its discussion of S.J. Res. 1, proposing amendments to the Constitution so as to provide for the direct popular election of the President and Vice President of the United States, committee voted to table a motion that additional subcommittee hearings be held on this measure.

Prior to these actions, committee held hearings on the nomination of Mr. Rector, where the nominee testified and answered questions on his own behalf.

FALSE IDENTIFICATION

Committee on the Judiciary: Committee resumed hearings on S. 1096, to strengthen Federal regulations concerning use of false identification when applying for Federal identification documents, receiving testimony from John H. Crandall, Chief, Vital Statistics Division, Department of Human Resources, District of Columbia Government.

Hearings continue tomorrow.

CIVIL RIGHTS OF INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S. 1393, giving statutory authority to the Justice Department to initiate suit to enforce constitutional and other federally guaranteed rights of institutionalized persons, receiving testimony from Wendell Rawls, Jr., Washington Correspondent, *New York Times*; Acel Moore, *Philadelphia Inquirer*; Dr. Michael D. McGuire, former Superintendent, Farview State Hospital, Pennsylvania; Charles R. Halpern, American Bar Association, Commission on the Mentally Disabled, Washington, D.C.; Dr. Philip Roos, National Association for Retarded Citizens, Washington, D.C.; Gunnar Dybwad, Florence Heller Graduate School for Advanced Studies in Human Development, Brandeis University, Waltham, Massachusetts; Dr. Terrence Brelje, Chester Mental Health Center, Chicago; Theodore Gordon, and Dr. Bailus Walker, Jr., both of the Environmental Health Administration, Department of Justice; and Professor Ivan Bodensteiner, Valparaiso University, Indiana.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported the following measures:

S. 244, authorizing the construction and maintenance in Washington, D.C., of a Monument to General Draza Mihailovich, of Yugoslavia (amended);

S. 1331, to establish within the Library of Congress a Center for the Book (a research center that would investigate the history and prospects of the book) (amended);

S. 1608, to abolish the Joint Committee on Congressional Operations (amended);

S. Res. 183, to print additional copies of the Senate Special Committee on Aging report entitled "Kickbacks Among Medicaid Providers" (amended);

S. Res. 192, to print as a Senate document, Committee on Governmental Affairs print entitled "Compendium of Materials on Zero-Base Budgeting in the States"; and

S. Res. 201, requesting an additional $25,000 through June 30, 1977, for inquiries and investigations of the committee, and that the ceiling for consultant fees be raised from $14,000 to $32,000.

VETERANS' HEALTH CARE

Committee on Veterans' Affairs: Committee held hearings on the following bills:

S. 1693, to improve the quality of hospital care, medical services, and nursing home care in Veterans' Administration health care facilities, receiving testimony from Max Cleland, Administrator, Dr. John D. Chase, Chief Medical Director, and Dr. Laurance F. Foye, Jr., Deputy Chief Medical Director, both of the Department of Medicine and Surgery, and Robert E. Coy, Deputy General Counsel, all of the Veterans' Administration; Dr. Morris Chafetz, Health Education Foundation, Washington, D.C.; Dr. Alan L. Berman, American University, Washington, D.C.; Jan C. Scruggs, Silver Spring, Md.; Dr. John P. Wilson, Cleveland State University, Cleveland; Dr. Shanti Tayal, Prince Georges Community College, Largo, Md.; Dr. William Van Stone, Palo Alto VA Hospital, Palo Alto, Calif.; Glenda Knight, Iowa Division on Alcoholism, Des Moines; Larry Roffee, Paralyzed Veterans of America, Washington, D.C.; and Dr. Henry Tavitian, National Association of VA Physicians, Brooklyn, N.Y.; and

H.R. 6502, to extend to WWI veterans eligibility under the Veterans' Administration automobile and adaptive equipment program, receiving testimony from Mr. Cleland and Al M. Poteet, Veterans of Foreign Wars, Washington, D.C.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Indian Affairs: Committee ordered favorably reported the following measures:

S. 660, authorizing the Secretary of the Interior to enter into an agreement with the Cherokee, Choctaw, and Chickasaw Indian Nations for the purchase and/or lease of their rights in the riverbed of the Arkansas River, amended;

H.R. 4585, authorizing funds for fiscal year 1978 for the Indian Claims Commission;

H.R. 4992, authorizing funds for fiscal years 1978 and 1979 for Indian business development programs; and

Three original resolutions waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 660, H.R. 4585, and H.R. 4992, respectively.

NUTRITION: MENTAL HEALTH

Select Committee on Nutrition and Human Needs: Committee resumed hearings to investigate the relationship between diet and health, with testimony today on the subject, "Nutrition: Mental Health and Mental Development." Witnesses heard were Dr. Ernesto Pollitt, Massachusetts Institute of Technology, Cambridge; Dr. Carolyn Brown, Berkeley, Calif.; Dr. Bernard Weiss, University of Rochester, Rochester, N.Y.; Barbara Reed, Probation Officer, Cuyahoga Falls, Ohio; Helene Wilcox, San Carlos, Calif.; and Dr. Michael Lesser, Berkeley, Calif.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 37 public bills, H.R. 7934-7970; 1 private bill, H.R. 7971; and 5 resolutions, H.J. Res. 529

and 530, H. Con. Res. 259, and H. Res. 652 and 653 were introduced. Pages 20319, 20320

Bills Reported: Reports were filed as follows:

Report entitled "Allocation of Budget Authority and Outlays" (H. Rept. 95-452);

Report entitled "Report on Subdivision to Subcommittee of Revised Budget Totals for fiscal year 1977 (H. Rept. 95-453);

H.R. 7462, to amend the Federal-Aid Highway Act of 1976 to provide an obligation limitation for fiscal year 1978 (H. Rept. 95-454);

Conference report on H.R. 7552, making appropriations for the Treasury Department, the U.S. Postal Service, the Executive Office of the President, and certain Independent Agencies for fiscal year 1978 (H. Rept. 95-455); and

Conference report on H.R. 6138, Youth Employment and Demonstration Projects Act of 1977 (H. Rept. 95-456). Page 20319

Veterans' Home Assistance: House agreed to the Senate amendment to H.R. 3695, State Veterans' Home Assistance Improvement Act of 1977—clearing the measure for the President. Pages 20234, 20235

Foreign Assistance Appropriations: House considered H.R. 7797, Foreign Assistance Appropriations for fiscal year 1978; but came to no resolution thereon. Proceedings under the 5-minute rule will continue tomorrow.

Took the following action in the Committee of the Whole:

Agreed To:

An amendment that prohibits the use of funds for international military education and training for Argentina (agreed to by a recorded vote of 223 ayes to 180 noes, Roll No. 364). Agreed to a motion to limit debate on the amendment by a division vote of 73 ayes to 26 noes;

An amendment that prohibits the use of any funds for indirect assistance to Uganda, Cambodia, Laos, or Vietnam (agreed to by a recorded vote of 295 ayes to 115 noes, Roll No. 365). A point of order was sustained against a substitute amendment that sought to include Cuba in the prohibition against the use of any funds for direct assistance; and

An amendment that prohibits the use of any funds for reparations to Vietnam (agreed to by a recorded vote of 359 ayes to 33 noes, with 1 voting "present", Roll No. 366).

Rejected:

An amendment as amended by a substitute that sought to reduce funds appropriated for international programs of the United Nations by $31 million (rejected by a recorded vote of 182 ayes to 232 noes, Roll No. 361);

An amendment that sought to strike $50 million appropriated for the Sahel Development Program (rejected by a recorded vote of 160 ayes to 255 noes, Roll No. 362). Agreed to a motion to limit debate on the amendment by a division vote of 52 ayes to 12 noes;

An amendment that sought to delete $100 million appropriated for the Southern African Special Requirements Fund (rejected by a recorded vote of 199 ayes to 209 noes, Roll No. 363). Agreed to a motion to limit debate on the amendment by a division vote of 71 ayes to 14 noes; and

A motion that the Committee rise and report the bill back to the House with the enacting clause stricken.

H. Res. 649, the rule waiving certain points of order against the bill, was agreed to earlier by a yea-and-nay vote of 349 yeas to 41 nays, Roll No. 360). Pages 20237–20293

Subcommittee To Sit: Objection was heard to a request that the Subcommittee on Economic Stabilization of the Committee on Banking, Finance and Urban Affairs be permitted to sit Thursday, June 23, while the House is in session. Page 20304

Presidential Messages: Received and read the following messages from the President:

Civil Service: Message transmitting the 1976 Annual Report of the U.S. Civil Service Commission—referred to the Committee on Post Office and Civil Service; and

Cyprus Progress: Message transmitting a report on the efforts of the Administration to achieve a settlement on Cyprus—referred to the Committee on International Relations and ordered printed (H. Doc. 95-173). Page 20304

Adjournment: Adjourned at 7:24 p.m.

Committee Meetings

FOOD STAMPS

Committee on Agriculture: Concluded consideration of food stamp legislation and agreed to introduce a clean bill which will be voted on tomorrow.

FOOD STAMP RECOMMENDATIONS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition met for consideration of recommendations based on food stamp hearings in New York City.

COMMITTEE BUSINESS

Select Committee on Congressional Operations: Met for consideration of committee business.

FULL EMPLOYMENT AND BALANCED GROWTH ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on H.R. 50, Full Employment and Balanced Growth Act of 1977, with testimony from public witnesses.

IMPACT AID

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 15, Elementary and Secondary Education Act of 1977 (impact aid), with testimony from public witnesses.

Hearings continue tomorrow.

ENVIRONMENTAL IMPACT OF ENERGY PLAN

Ad Hoc Committee on Energy: Met for briefing on the environmental impact of the national energy plan by Barbara Blum, Deputy Administrator, Environmental Protection Agency.

FEDERAL GRANT AND COOPERATIVE AGREEMENT ACT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 7691, Federal Grant and Cooperative Agreement Act of 1977. Testimony was heard from Senator Chiles; OMB Deputy Director James T. McIntyre; and James T. Martin, GAO.

Following the hearing, the Subcommittee approved for full committee action H.R. 7691 (title above).

DEPOSITORY LIBRARIES

Committee on House Administration: Subcommittee on Library and Memorials held a hearing on H.R. 4751, to provide that Senators and Representatives in Congress may designate nationally accredited law schools as depository libraries. Testimony was heard from Carl LaBarre, Assistant Public Printer, Superintendent of Documents, GPO, and public witnesses.

CONSULTANT CONTRACTS

Committee on House Administration: Subcommittee on Contracts met and reviewed consultant contracts.

PUBLIC ENERGY COMPETITION ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment continued hearings on H.R. 7816, Public Energy Competition Act. Testimony was heard from a panel on behalf of American Petroleum Institute; Representative Rangel; and representatives of Energy Action; U.S. Chamber of Commerce; and National Coal Association.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations held a hearing on investigation of Korean-American Relations. Testimony was heard from Dr. Kim Hyung Wook, former director of the Korean Central Intelligence Agency.

PUBLIC DIPLOMACY

Committee on International Relations: Subcommittee on International Operations continued hearings on public diplomacy and the future. Testimony was heard from representatives of Voice of America employees; Henry Loomis, Director, Corporation for Public Broadcasting; and Paul Bartlett, private consultant in international broadcasting.

Hearings continue tomorrow.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued markup of H.R. 6831, National Energy Act, and will resume tomorrow.

SECURITIES ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittees on Oversight and Investigations and on Consumer Protection and Finance continued joint hearings on the functioning and administration of the Securities Act Amendments of 1975. Testimony was heard from a panel representing National Securities Clearing Corp.; Midwest Stock Exchange, Stock Clearing Corp. of Philadelphia, Bradford National Corp., Pacific Stock Exchange, and Depository Trust Company.

Hearings continue tomorrow.

RIGHT TO PRIVACY

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on impact of communications technology on the right to privacy. Testimony was heard from representatives of National Commission on Electronic Fund Transfers; AT&T; USITA; Coaxial Communications, Inc.; Association for Computing Machinery, and other public witnesses.

STATE OF THE JUDICIARY

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued oversight hearings on the state of the judiciary and access to justice. Testimony was heard from Attorney General of the United States Griffin Bell.

PUBLIC DISCLOSURE OF LOBBYING ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 1180, Public Disclosure of Lobbying Act, and will resume on Monday, June 27.

FEDERAL ROLE IN CRIMINAL JUSTICE

Committee on the Judiciary: Subcommittee on Crime and Science and Technology Subcommittee on DISPAC continued joint hearings on the Federal role in criminal justice and crime research. Testimony was heard from

Chief Justice Jack Grant Day, Ohio Intermediate Appellate Court; Dr. Lee P. Brown, Director, Department of Justice Services, Portland, Oreg.; Dr. Marvin Wolfgang, Director of Criminology, University of Pennsylvania; and Dr. Stanton Wheeler, Professor of Law and Sociology, Yale University.

Hearings continue tomorrow.

POST OFFICE MISCELLANY

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House the following measures:

S. 964, to provide that the salaries of certain positions and individuals which were increased as a result of the operation of the Federal Salary Act of 1967 shall not be increased by the first comparability pay adjustment occurring after the date of the enactment of this act;

H.R. 3755, to provide for the reinstatement of civil service retirement survivor annuities for certain widows and widowers whose remarriages occurred before July 18, 1966;

H.J. Res. 24, to provide for the designation of a week as "National Lupus Week"; and

H.J. Res. 372 as amended, to authorize the President to issue a proclamation designating the week in November which includes Thanksgiving Day in each year as "National Family Week."

SOLAR HEATING IN FEDERAL BUILDINGS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on H.R. 6831, National Energy Act, relating to demonstration of solar heating and cooling in Federal buildings. Testimony was heard from Representatives McCormack and Ottinger; David J. Bardin, Deputy Administrator, FEA; and Robert T. Griffin, Deputy Administrator, GSA.

MARITIME APPROPRIATION AUTHORIZATION

Committee on Rules: Granted an open rule providing one hour of general debate; making the committee substitute in order as an original bill for the purpose of amendment, waiving all points of order against the substitute of the bill for failure to comply with the provisions of clause 7, Rule XVI and providing for a motion to recommit with or without instructions, on H.R. 4963, Maritime Appropriation Authorization Act, fiscal year 1978. Testimony was heard from Chairman Murphy. A statement for the record was submitted by Representative Ruppe.

RETIRED MILITARY PERSONNEL BENEFIT PLANS

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 3702, to make certain changes in the Retired Serviceman's Family Protection Plan and the Survivor Benefit Plan. Testimony was heard from Representative Stratton and Bob Wilson.

EARTH RESOURCES INFORMATION SYSTEM

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on earth resources information system. Testimony was heard from representatives of Earth Resource Institute of Michigan; State of Georgia; and Pacific North West Regional Commission.

MOBILE HOME MANUFACTURING INSPECTIONS

Committee on Veterans Affairs: Subcommittee on Housing met and approved for full committee action H.R. 4341, to eliminate the requirement for inspections of the mobile home manufacturing process by the Administrator of Veterans' Affairs.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued markup of Title II of H.R. 6831, National Energy Act, and will resume tomorrow.

Joint Committee Meetings

PUBLIC OPINION OF THE ECONOMY

Joint Economic Committee: Subcommittee on Economic Growth and Stabilization held hearings on the current public attitudes and expectations concerning the performance of Government economic policies and the nation's economy, receiving testimony from Richard Baxter, The Roper Organization, Inc., New York City; Richard Curtin, University of Michigan, Ann Arbor; Louis Harris, Louis Harris and Associates, Inc., New York City; Jay Schmiedeskamp, the Gallup Organization, Inc., Princeton, N.J.; and Arthur H. White, Yankelovich, Skelly and White, Inc., Stamford, Connecticut.

Hearings were recessed subject to call.

TREASURY-POSTAL SERVICE APPROPRIATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 7552, making appropriations for the Department of the Treasury and Postal Service for fiscal year 1978.

STRIP MINING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, but did not reach final agreement thereon and will meet again tomorrow.

Thursday, June 23, 1977

Senate

Chamber Action

Routine Proceedings, pages 20481–20529

Bills Introduced: Four bills and one resolution were introduced, as follows: S. 1747–1750; and S. Res. 204. Pages 20482, 20487

Bills Reported: Reports were made as follows:

S. 142 and S. 614, private relief bills, with an amendment (S. Repts. 95–289 and 95–291, respectively);

S. 344, H.R. 1437, H.R. 3838, and H.R. 4246, private relief bills (S. Repts. 95–290, 95–292, 95–293, 95–294, respectively);

H.R. 7589, making appropriations for fiscal year 1978 for construction at certain military installations, with amendments (S. Rept. 95–295);

H.R. 7558, making appropriations for the Department of Agriculture for fiscal year 1978, with amendments (S. Rept. 95–296); and

S. Res. 204, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf—referred to Committee on the Budget (without written report). Page 20482

Bills Passed:

Urban Mass Transportation: Senate passed and sent to the House S. 208, authorizing funds for extension of urban mass transportation assistance programs through fiscal year 1982, after agreeing to committee amendment in the nature of a substitute bill, and to four other proposed amendments, as follows:

(1) Williams unprinted amendment No. 521, of a technical and conforming nature designed to assure that all programs under the Act are adequately funded; Page 20531

(2) Brooke unprinted amendment No. 522, of a clarifying nature; Page 20531

(3) Williams unprinted amendment No. 523, to delete from the bill section 10, providing Mass Transportation Facilities and Equipment to Meet the Needs of Elderly and Handicapped Persons; and Page 20532

(4) Robert C. Byrd unprinted amendment No. 525, increasing from $10 million to $20 million authorizations for operating assistance funds for rail commuter services which are not part of the ConRail system. Page 20546

Pages 20529–20553

Transportation Appropriations: By unanimous vote of 86 yeas, Senate passed and returned to the House H.R. 7557, making appropriations for the Department of Transportation for fiscal year 1978, after agreeing to committee amendments en bloc, and to Packwood unprinted amendment No. 526, to transfer $5 million from the Pollution Fund for acquisition of additional Coast Guard facilities to enforce the 200-mile fisheries zone.

Senate insisted on its amendments, requested conference with the House and appointed as conferees Senators Bayh, McClellan, Magnuson, Stennis, Robert C. Byrd, Eagleton, Johnston, Case, Young, Mathias, and Weicker. Pages 20553–20562

Engrossment Correction: Senate agreed to H. Con. Res. 254, authorizing corrections in the engrossment of H.R. 6161, proposed Clean Air Act Amendments. Page 20563

Unanimous Consent Agreements: By unanimous consent it was agreed that when Senate proceeds to consider (at approximately 9 a.m. on Friday, June 24) H.R. 7554, HUD appropriations, time for debate thereon be limited to 1 hour, with 30 minutes on amendments; following disposition of which it will take up H.R. 7556, State, Justice, Commerce, the Judiciary appropriations bill, with time for debate thereon to be limited to 1 hour; 1 hour each on an amendment to be offered by Senator Hatfield, 3 to be offered by Senator Dole, and 1 by Senators Muskie and Hathaway jointly; with 30 minutes on any other amendments. Pages 20553, 20562

Presidential Message: Senate received a message from the President transmitting the Twenty-first Annual Report on Trade Agreements Program—1976—referred to Committee on Finance—PM 89. Page 20481

Bills Referred: H.R. 7558, Agriculture appropriations, and H.R. 7589, military construction appropriations, were referred to Committee on Appropriations. Page 20482

Messages From the House: Page 20481

Amendments Submitted for Printing: Page 20487

Executive Communications: Page 20482

Confirmations: Senate confirmed the following nominations:

Donald R. Norland, of Iowa, to be Ambassador to Botswana, Lesotho, and Swaziland;

John A. Linehan, of Maryland, to be Ambassador to Sierra Leone;

Herman J. Cohen, of New York, to be Ambassador to Senegal;

Donald G. MacDonald, of Florida, to be an Assistant Administrator of the Agency for International Development;

John A. Gronouski, of Texas, to be a member of the Board for International Broadcasting;

Fabian Chavez, Jr., of New Mexico, to be an Assistant Secretary of Commerce for Tourism;

John M. Sullivan, of Pennsylvania, to be Administrator of the Federal Railroad Administration;

Stuart E. Seigel, of the District of Columbia, to be an Assistant General Counsel in the Department of the Treasury;

John M. Rector, of Virginia, to be Assistant Administrator of Law Enforcement Assistance; and

Routine nominations in the Coast Guard.

Page 20565

Nominations: Senate received the following nominations:

William E. Schaufele, Jr., of Ohio, to be Ambassador to Greece;

Kent F. Hansen, of Massachusetts, to be a Member of the Nuclear Regulatory Commission;

Robert H. McKinney, of Indiana, to be a Member of the Federal Home Loan Bank Board; and

Sundry nominations in the Army and Navy.

Pages 20564, 20565

Record Vote: One record vote was taken today.

Page 20562

Recess: Senate met at 10:15 a.m. and recessed at 4:32 p.m.

Page 20564

Committee Meetings

FINANCIAL INSTITUTION REFORM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions continued hearings on S. 1664 through 1669, to amend in several regards the law as it pertains to Federal regulation of financial institutions. Witnesses heard were Mark Silbergeld, Consumers Union; John L. Williams, Jr., Conference of State Bank Supervisors; and Alvis J. Vandygriff, National Association of State Savings and Loan Supervisors, all of Washington, D.C.; Carol Greenwald, Banking Commissioner of Massachusetts, Boston; William E. Whitesell, Secretary of Banking of Pennsylvania, Harrisburg; Virginia Long, Commissioner of Banking of New Jersey, Trenton; Almarin Phillips, University of Pennsylvania, Philadelphia; Dr. James Pierce, University of California, Berkeley; Dr. William L. Silber, New York University, New York City; and Professor James Duesenberry, Harvard University, Cambridge.

Hearings were recessed subject to call.

UTILITY POLE ATTACHMENTS

Committee on Commerce, Science, and Transportation: Subcommittee on Communications began hearings on S. 1547, to assure that all those providing communications services are able to use existing space on poles which are owned by regulated utilities, and to simplify FCC forfeiture procedures, receiving testimony from Richard E. Wiley, Chairman, Federal Communications Commission; Amos B. Hostetter, Jr., Boston, Mass., on behalf of the National Cable Television Association; John Summers, National Association of Broadcasters, Washington, D.C., accompanied by Michael Horne, on behalf of Hirsch Broadcasting Company, Cape Girardeau, Mo.; Thomas J. O'Reilly, Washington, D.C., on behalf of United States Independent Telephone Association; David Cosson, National Telephone Cooperative Association, Washington, D.C.; and Edward D. Hansen, on behalf of Snohomish County Public Utility District No. 1, Everett, Washington.

Hearings continue tomorrow.

CARGO CLAIMS ADJUSTMENT

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation held hearings on S. 1188, to create expeditious and fair claims-settling procedures for loss and damage sustained in the interstate transportation of property, receiving testimony from Charles L. Clapp, Vice Chairman, Interstate Commerce Commission; Harry J. Breithaupt, Jr., Association of American Railroads, Washington, D.C.; W. B. Wiley, Southern Pacific Transportation Company, San Francisco; Stanley L. Goodman, New York City; Morton L. Price, Association of the Bar of the City of New York, New York City; Arthur Hooper, National Association of Electrical Distributors, Stanford, Connecticut; Robert Reedy, National Industrial Traffic League, Birmingham; and William J. Augello, Shippers National Freight Claims Council, Inc., Huntington, New York.

Hearings were recessed subject to call.

MOPPS

Committee on Energy and Natural Resources: Committee held hearings on the ERDA Market Oriented Program Planning Study (MOPPS), receiving testimony from Dr. Philip C. White, Assistant Administrator for Fossil Energy, and Dr. Christian Knudsen, Assistant Director, Review and Analysis, Fossil Energy Program, Planning, and Analysis, both of the Energy Research and Development Administration.

Hearings continue on Tuesday, June 28.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported with amendments:

S. 1388, to update the procedures for the issuance and administration of permits for ski resorts, dude ranches, hotels, and other commercial outdoor recreation facilities and services on public domain national forest lands (with amendments);

S. 1360, to establish an Advisory Committee on Timber Sales Procedure to study Forest Service timber sales methods (with amendments); and

H.R. 2502, to extend 19 noncompetitive oil and gas leases for a period sufficient to allow the lessee to drill a well to a depth of approximately 25,000 feet.

Committee will meet again tomorrow to consider proposed legislation authorizing funds for fiscal year 1978 for the nuclear programs of ERDA, and other committee business.

CLEAN WATER

Committee on Environment and Public Works: Subcommittee on Environmental Pollution continued oversight hearings on the implementation and management of the Clean Water Act (Public Law 92-500). Witnesses heard were Roger W. Huibregtse, National Canners Association, Green Bay, Wisc.; Rocco Ricci, State of New Jersey Department of Environmental Protection, Trenton; I. M. Rice, Dallas Water Utilities, Dallas, Tex.; Edwin A. Gee, Washington, D.C.; Robert Harris, Environmental Defense Fund, Washington, D.C.; David Swan, American Mining Congress; and Larry Tropeà, Aluminum Association, both of Washington, D.C.

Hearings continue on Tuesday, June 28.

DISASTER RELIEF

Committee on Environment and Public Works: Subcommittee on Regional and Community Development resumed oversight hearings on the implementation of the Disaster Relief Act (Public Law 93-288) receiving testimony from Senator Curtis; Allen Ballard, Nebraska Rural Electric Cooperative Association, Lincoln; Richard Wilkerson, Colorado Rural Electric Cooperative Association, Denver; and Harold Schoaf, Kansas Rural Electric Association, Topeka.

Hearings were recessed subject to call.

SOCIAL SECURITY FINANCING

Committee on Finance: Subcommittee on Social Security resumed hearings on proposals for maintaining the financial stability of the Social Security System, receiving testimony from Andrew J. Biemiller, and Bert Seidman, AFL-CIO; Nelson H. Cruikshank, National Council of Senior Citizens, Inc.; Melvin A. Glasser, United Automobile Workers; and James D. McKevitt, National Federation of Independent Business, all of Washington, D.C.

Hearings continue tomorrow.

FALSE IDENTIFICATION

Committee on the Judiciary: Committee continued hearings on S. 1096, to strengthen Federal regulations concerning use of false identification when applying for Federal identification documents, receiving testimony from Betty Jane Hayes, National Association of Counties, Washington, D.C.

Hearings were recessed subject to call.

COMPETITIVE IMPLICATIONS OF ENERGY PROGRAM

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly held hearings to examine whether the President's proposed financial reporting system by energy industries will permit an assessment of the state of competition within such industries, receiving testimony from John O'Leary, Administrator, Federal Energy Administration; Michael Pertschuk, Chairman, Federal Trade Commission; and John Shenefeld, Acting Assistant Attorney General, Antitrust Division, Department of Justice.

Hearings were recessed subject to call.

CIVIL RIGHTS OF INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Subcommittee on the Constitution continued hearings on S. 1393, giving statutory authority to the Justice Department to initiate suit to enforce constitutional and other federally guaranteed rights of institutionalized persons, receiving testimony from Representatives Kastenmeier and Koch; Dr. James Clements, Georgia Retardation Center, Atlanta; Dr. Alan Stone, Harvard University, Cambridge; Harry Rubin, Mental Health Association, Arlington, Va.; Kenneth Schoen, Minnesota Department of Corrections, St. Paul; Anthony P. Travisono, College Park, American Correctional Association; Melvin T. Axilbund, Washington, D.C. and Irving R. Segal, Philadelphia, American Bar Association Commission on Correctional Facilities and Services; Dr. Stanley Brodsky, University of Alabama, American Psychological Association; and Morton Posner, Federation of Parents Organizations for the New York State Mental Institutions, Wantagh, N.Y.

Hearings continue on Thursday, June 30.

DISCHARGE UPGRADING AND REVIEW

Committee on Veterans' Affairs: Committee held hearings on S. 1307 and amendment No. 414, denying certain persons entitlement to veterans' benefits based solely on discharge upgrading under the Department of Defense's special discharge review program, implemented on April 5, 1977, and to review the DOD's special discharge program. Witnesses heard were Clifford L. Alexander, Jr., Secretary of the Army; Paul D. Phillips, Principal Deputy Assistant Secretary of the Army (Manpower and Reserve Affairs); Guy H. McMichael, General Counsel, Veterans' Administration; Mylio S. Kraja, The American Legion, Washington, D.C.; Donald H. Schwab, Veterans of Foreign Wars, Washington, D.C.; Larry Roffee, Paralyzed Veterans of America, Washington, D.C.; John Todd, Blinded Veterans Asso-

ciation, Washington, D.C.; Frank E. G. Weil, American Veterans Committee, Washington, D.C.; David Addlestone, Georgetown University Law Center and on the behalf of the American Civil Liberties Union, Washington, D.C.; William E. Lawson, American Association of Minority Veteran Program Administrators, Washington, D.C.; Chet Briggs, Southern Veterans' and Military Rights Center, Atlanta; and Michael Tedesco, Center for Veterans' Rights, Los Angeles; Steven Champlin, National Association of Concerned Veterans, Washington, D.C.; Cynthia Stephens, National Bar Association, Washington, D.C.; Reverend Barry W. Lynn, United Church of Christ, Washington, D.C.; and Thomas Dietz, Vets House, Inc., Madison, Wis.

Hearings were adjourned subject to call.

DROUGHT ASSISTANCE

Select Committee on Small Business: Committee held an additional hearing on S. 1306, authorizing $50 million through October 1, 1977, for emergency drought assistance loans to small businesses, receiving testimony from A. Vernon Weaver, Administrator, Small Business Administration; Jean Broeren, Wisconsin State Department of Business Development, and Arthur Kurtz, Wisconsin State Agricultural Board, both of Madison.

Committee adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 28 public bills, H.R. 7972–7999; 6 private bills, H.R. 8000–8005; and 7 resolutions, H.J. Res. 531 and 532, H. Con. Res. 260 and 261, and H. Res. 654–656 were introduced. Pages 20657–20659

Bills Reported: Reports were filed as follows:

Report entitled "Allocation of Budget Totals for fiscal year 1978" (H. Rept. 95–457);

S. 964, to provide that salaries of certain positions and individuals which were increased as a result of the operation of the Federal Salary Act of 1967 shall not be increased by the first comparability pay adjustment occurring after the date of the enactment of this Act (H. Rept. 95–458);

H.R. 7738, with respect to the powers of the President in time of war or national emergency, amended (H. Rept. 95–459);

H. Res. 655, waiving certain points of order against H.R. 7933, making appropriations for the Department of Defense for the fiscal year ending September 30, 1978 (H. Rept. 95–460); and

Conference report on H.R. 7636, making appropriations for the Department of the Interior and related agencies for fiscal year 1978 (H. Rept. 95–461). Page 20657

Subcommittee To Sit: Subcommittee on Economic Stabilization of the Committee on Banking, Finance and Urban Affairs received permission to sit today during proceedings of the House under the 5-minute rule. Page 20566

Technology Assessment Board: Read and accepted a letter from Representative Holt, wherein she resigns as a member of the Technology Assessment Board, effective July 1, 1977. Subsequently, the Speaker appointed Representative Wydler to fill the vacancy thereon. Page 20566

Juvenile Justice: House disagreed to the amendment of the Senate to H.R. 6111, to amend the Juvenile Justice and Delinquency Prevention Act of 1974; and asked a conference with the Senate. Appointed as conferees: Representatives Perkins, Andrews of North Carolina, Hawkins, Ford of Michigan, Corrada, Quie, and Goodling. Page 20566

Foreign Assistance Appropriations: By a yea-and-nay vote of 208 yeas to 174 nays, Roll No. 375, the House passed H.R. 7797, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1978.

Rejected a motion to recommit the bill to the Committee on Appropriations.

By a yea-and-nay vote of 382 yeas to 5 nays, Roll No. 367, agreed to a motion that the House resolve itself into the Committee of the Whole.

Agreed To:

A perfecting amendment relating to language prohibiting security assistance to countries for the purpose of aiding efforts to repress human rights;

An amendment that prohibits use of funds to finance, directly or indirectly, assistance to Mozambique and Angola;

An amendment that reinstates Nicaragua as a recipient of military assistance (agreed to by a recorded vote of 225 ayes to 180 noes with 1 voting "present", Roll No. 371). Rejected a motion to limit debate on the amendment by a recorded vote of 171 ayes to 220 noes, Roll No. 370, after being agreed to earlier by a division vote of 29 ayes to 26 noes;

An amendment that prohibits funds appropriated to International Financial Institutions to be used to establish or expand sugar, palm oil, or citrus crops, if the United States produces the same, similar, or competing commodity (agreed to by a recorded vote of 209 ayes to 179 noes, Roll No. 372);

An amendment that prohibits use of funds for any form of aid or trade, directly or indirectly to Cuba (agreed to by a recorded vote of 274 ayes to 112 noes, Roll No. 373, after being rejected earlier by a division vote of 35 ayes to 36 noes); and

An amendment that makes a 5-percent reduction in total foreign assistance appropriations (agreed to by a recorded vote of 214 ayes to 168 noes, Roll No. 374).

Rejected:

An amendment that sought to reduce funds for the International Development Association by $477 million (rejected by a recorded vote of 175 ayes to 233 noes, Roll No. 369); and

An amendment that sought to reduce military assistance to South Korea by $45 million (rejected by a division vote of 24 ayes to 59 noes). Earlier, a point of order was sustained against an amendment that sought a similar reduction unless the President certified that the Government of South Korea was making substantial progress in the area of human rights.

Pages 20566–20608

Late Report: Committee on Appropriations received permission to file a conference report by midnight tonight on H.R. 7636, making appropriations for the Department of the Interior and related agencies for fiscal year 1978. Pages 20608, 20652–20656

Presidential Message—Trade Agreements Program: Received a message from the President transmitting to Congress the annual report of the President on the Trade Agreements Program—referred to the Committee on Ways and Means. Page 20608

Adjournment: Adjourned at 6:42 p.m.

Committee Meetings

FOOD STAMP ACTS

Committee on Agriculture: Met and ordered reported favorably to the House by voice vote the following bills:

H.R. 7940, to amend the Food Stamp Act of 1964, as amended, by simplifying administration, encouraging participation, and eliminating fraud; and

H.R. 7859, to amend the Food Stamp Act of 1964, as amended.

MISSISSIPPI ARMY AMMUNITION PLANT

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on the proposed Mississippi Army Ammunition Plant. Testimony was heard from Representatives Montgomery and Skubitz; and representatives of General Accounting Office and Department of the Army.

FEDERAL RESERVE ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on H.R. 6273, to amend the Federal Reserve Act. Testimony was heard from Federal Reserve Board Chairman Arthur Burns.

HUMAN RESOURCES DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization met and approved for full committee action a clean bill, to be introduced, in lieu of H.R. 2596, Human Resources Development Act of 1977.

NATIONAL DEFENSE REQUIREMENTS

Committee on the Budget: Task Force on National Security continued hearings on national defense requirements and funding alternatives over the next 5 years. Testimony was heard from Vice Admiral Turner, Deputy Chief of Naval Operations, Air Warfare.

Hearings continue Tuesday, June 28.

IMPACT AID

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 15, Elementary and Secondary Education Act of 1977 (impact aid). Testimony was heard from representatives of Office of Education and public witnesses.

Hearings continue Tuesday, June 28.

NATIONAL ENERGY ACT ANALYSIS

Ad Hoc Committee on Energy: Met for analysis of committee markups on H.R. 6831, National Energy Act, and will continue tomorrow.

LEGISLATIVE BRANCH DISCLOSURE ACT

Select Committee on Ethics: Continued but did not complete markup of H.R. 7401, Legislative Branch Disclosure Act of 1977.

NATIONAL CANCER PROGRAM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on the national cancer program with testimony from Dr. Guy Newell, Director, National Cancer Institute.

CAMPAIGN FINANCING

Committee on House Administration: Continued hearings on public financing of congressional campaigns. Testimony was heard from Representatives Leach and Crane; Prof. Ralph K. Winter, Yale Law School; Prof. Joel Fleishman, Duke Law School; and Stanley Kurz, national treasurer for Udall Presidential campaign.

PRINTING AUTHORIZATIONS—CHARITABLE WITHHOLDINGS

Committee on House Administration: Met and ordered reported favorably to the House the following measures:

H. Res. 12, to permit all employees of the House of Representatives to contribute through payroll withholdings, to charitable organizations in coordination with

the Combined Federal Campaign and other fundraising in the executive branch of the Federal Government;

H. Con. Res. 182, providing for the printing as a House document of the pamphlet entitled "Black Americans in Congress"; and

H.R. 133, technical amendment, to provide that certain proceedings of the Italian-American War Veterans of the United States, Incorporated, shall be printed as a House document.

ENDANGERED AMERICAN WILDERNESS ACT

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands met and approved for full committee action H.R. 3454 as amended, Endangered American Wilderness Act of 1977.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands met for briefing on Alaska d-2 lands by the Bureau of Mines and U.S. Geological Survey.

PUBLIC DIPLOMACY

Committee on International Relations: Subcommittee on International Operations continued hearings on public diplomacy and the future. Testimony was heard from Abbott Washburn, Commissioner, Federal Communications Commission, and public witnesses.

Hearings continue tomorrow.

HUMAN RIGHTS IN THAILAND

Committee on International Relations: Subcommittee on International Organizations held a hearing on human rights in Thailand. Testimony was heard from Stewart Meacham, American Friends Service Committee; and Prof. David Morell, Princeton University.

Hearings continue Thursday, June 30.

OPIC AMENDMENTS ACT

Committee on International Relations: Subcommittee on International Economic Policy and Trade continued hearings on the Overseas Private Investment Corporation Amendments Act of 1977. Testimony was heard from representatives of Departments of the Treasury, State, and Commerce.

SECURITIES ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittees on Oversight and Investigation and on Consumer Protection and Finance continued joint hearings on the functioning and administration of the Securities Act Amendments of 1975. Testimony was heard from SEC Chairman Harold M. Williams.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued markup of H.R. 6831, National Energy Act, and will resume tomorrow.

FEDERAL ROLE IN CRIMINAL JUSTICE

Committee on the Judiciary: Subcommittee on Crime and Science and Technology Subcommittee on DISPAC continued hearings on the Federal role in criminal justice and crime research with testimony from a National Academy of Sciences panel.

Hearings continue Wednesday, June 29.

STATE CRIMINAL PROCEDURES

Committee on the Judiciary: Subcommittee on Criminal Justice began but did not complete markup of H.R. 5866, to change the procedure for the removal of certain State criminal cases to the Federal courts.

CIVIL RIGHTS PROBLEMS OF PUERTO RICANS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on the civil rights problems of Puerto Ricans. Testimony was heard from Representative Badillo; Resident Commissioner of Puerto Rico, Corrada; and Louis Nunez, acting staff director, U.S. Commission on Civil Rights.

Hearings continue tomorrow.

PRIVATE IMMIGRATION

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law met and acted on private immigration bills.

MARINE SAFETY PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation continued oversight hearings on the Coast Guard's Marine Safety Program with testimony from representatives of labor unions.

ETHICS IN GOVERNMENT ACT

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization continued hearings on H.R. 6954, Ethics in Government Act of 1977. Testimony was heard from Representatives Mikva and Rosenthal; Irving Geller, NFFE; and Fred Wertheimer, Common Cause.

AGE DISCRIMINATION ACT

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 5165, Age Discrimination Act of 1977. Testimony was heard from Alan Campbell, Chairman, and Thomas Tinsley, U.S. Civil Service Commission.

NATIONAL ENERGY ACT—SOLAR HEATING IN FEDERAL BUILDINGS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds met and approved for full committee action sections 721 through 746 as amended, of H.R. 6831, National Energy Act.

DEPARTMENT OF DEFENSE APPROPRIATIONS

Committee on Rules: Granted a rule waiving certain points of order against H.R. 7933, Department of Defense Appropriations for fiscal year 1978. Testimony was heard from Chairman Mahon and Representatives Giaimo and Edwards of Alabama.

FEDERAL MINE SAFETY AND HEALTH ACT

Committee on Rules: Held a hearing but did not complete action on H.R. 4287, Federal Mine Safety and Health Act of 1977. Testimony was heard from Chairman Perkins and Representatives Gaydos and Sarasin.

EARTH RESOURCES INFORMATION SYSTEM

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on Earth resources information system. Testimony was heard from representatives of Communications Satellite Corp.; General Electric; Earth Satellite Corp.; and the GEOSAT Committee.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued markup of title II of H.R. 6831, National Energy Act, and will resume tomorrow.

Joint Committee Meetings

U.S.S.R.-CHINESE DEFENSE BUDGETS

Joint Economic Committee: Subcommittee on Priorities and Economy in Government held closed hearings on budget allocations for defense purposes in the U.S.S.R. and the People's Republic of China, receiving testimony from the Director of Central Intelligence Admiral Stansfield Turner.

Subcommittee will meet again, in closed session, tomorrow.

INTERIOR APPROPRIATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 7636, making appropriations for the Department of the Interior for fiscal year 1978.

STRIP MINING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, but did not reach final agreement thereon and will meet again on Monday, June 27.

INTERNATIONAL DEVELOPMENT ASSISTANCE

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 6714, authorizing funds for fiscal year 1978 for bilateral development assistance and voluntary contributions to international organization programs, but did not reach final agreement thereon and will meet again tomorrow.

Friday, June 24, 1977

Senate

Chamber Action

Routine Proceedings, pages 20769–20814

Bills Introduced: Ten bills and two resolutions were introduced, as follows: S. 1751–1760; S.J. Res. 66; and S. Res. 205. Pages 20769, 20770, 20864

Bills Reported: Reports were made as follows:

S. 244, authorizing the construction in Washington, D.C., of a monument to General Draza Mihailovich, of Yugoslavia, with an amendment (S. Rept. 95–297);

H.R. 1404, to refund to Smith College duties paid on 33 bells imported for its carillon, with an amendment (S. Rept. 95–298);

Special Report of Committee on Finance entitled "Allocation of Budget Totals for Fiscal Years 1977 and 1978—Third Concurrent Resolution on the Budget for 1978" (S. Rept. 95–299); and

S. 926, to provide for public financing of primary and general elections for the U.S. Senate, with an amendment (S. Rept. 95–300) (filed after recess of the Senate). Page 20769

Measures Passed:

Printing: Senate agreed to S. Res. 192, to print as a Senate document Committee on Governmental Affairs print entitled "Compendium of Materials on Zero-Base Budgeting in the States." Page 20814

Energy Committee Funds: Senate agreed to S. Res. 201, requesting an additional $25,000 for inquiries and investigations of Committee on Energy and Natural Resources, and that the ceiling for consultant fees be raised from $14,000 to $32,000. Page 20815

Printing: Senate agreed to S. Res. 183, to print additional copies of the Senate Special Committee on Aging report entitled "Kickbacks Among Medicaid Providers." Page 20815

HUD Appropriations: By 78 yeas to 5 nays, Senate passed H.R. 7554, making appropriations for the Department of Housing and Urban Development and for sundry independent agencies for fiscal year 1978, after agreeing to committee amendments en bloc and to the following three additional amendments:

(1) Modified Mathias unprinted amendment No. 527, restoring $2.011 million for the National Aeronautics and Space Administration; Page 20818

(2) Mathias unprinted amendment No. 529, increasing from $10 million to $15 million funds for the States to construct State hospital and domiciliary facilities for veterans; and Page 20819

(3) Mathias (for Brooke) unprinted amendment No. 530, to release to the GNMA up to $2 billion of recaptured authority for Emergency Mortgage Purchase Assistance, and a similar amount of recaptured authority for Special Assistance Functions. Page 20820

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Proxmire, Stennis, Bayh, Huddleston, Leahy, Sasser, McClellan, Mathias, Case, Brooke, Bellmon, and Young. Pages 20813–20829, 20836

State, Justice, Commerce Appropriations: By 70 yeas to 9 nays, Senate passed H.R. 7556, making appropriations for the Departments of State, Justice, Commerce, and the Judiciary for fiscal year 1978, after agreeing to committee amendments en bloc, and taking action on other proposed amendments, as follows:

Adopted:

(1) Hollings unprinted amendment No. 533, to make certain clerical corrections; Page 20833

(2) Hollings unprinted amendment No. 534, to transfer Department of Justice funds in the amount of $147,000 from "Community Relations Service" to the "General Administration"; Page 20833

(3) Hollings unprinted amendment No. 535, appropriating an additional $200 million for the SBA disaster loan fund, and transferring $500,000 from such fund to "Salaries and Expenses"; Page 20833

(4) By 49 yeas to 35 nays, Hathaway unprinted amendment No. 537, to appropriate an additional $1.2 million (Commerce Department) to facilitate an increase in annual allowance for Maritime Academy Cadets to $1,200; Page 20839

(5) Kennedy unprinted amendment No. 542, increasing by $1,893,000 fiscal year 1978 funding for the Antitrust Division, Department of Justice, and by $1,617,000 in fiscal year 1977 supplemental funds for the same purpose; Page 20855

(6) Modified Dole amendment No. 544, barring funds to negotiate settlement of U.S. claims against private property confiscated by the Cuban Government at less than the principal value, giving consideration to amounts certified by the Foreign Claims Settlement Commission on July 6, 1972; Page 20858

(7) Wallop unprinted amendment No. 545, stating the sense of the Congress that crime be dealt with on the State and local level, with assistance from the Federal Government; and Page 20860

(8) Pell unprinted amendment No. 546, earmarking $165,000 for funding six additional positions in the Bureau of Oceans and International Environmental and Scientific Affairs in the Department of State. Page 20860

Rejected:

(1) By 38 yeas to 44 nays, Hatfield unprinted amendment No. 536, to delete section 606, containing so-called Myers amendment to prevent the dismissal of indictments for violations of the Military Selective Service Act; Page 20833

(2) By 26 yeas to 58 nays, Hatch unprinted amendment No. 538, reducing from $195 million to $150 million funds for Legal Services Corporation; and Page 20843

(3) By 34 yeas to 49 nays, Hatch unprinted amendment No. 540, reducing from $195 million to $175 million funds for Legal Services Corporation. Page 20852

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Hollings, McClellan, Magnuson, Eagleton, Inouye, Burdick, Leahy, DeConcini, Weicker, Brooke, Hatfield, Stevens, and Young. Pages 20829–20864

Court Testimony: Senate agreed to S. Res. 205, authorizing certain Senators and Senate employees to appear and testify in a case pending before the U.S. District Court for the Eastern District of Massachusetts. Page 20864

Water Resources Projects: Senate insisted on its amendment to H.R. 5885, requested conference with the House, and appointed as conferees Senators Randolph, Gravel, Muskie, Culver, Anderson, Stafford, Domenici, McClure, and Wallop. Page 20863

Bill Referred: H.R. 7797, foreign assistance appropriations, was referred to Committee on Appropriations.

Messages From the House: Page 20769

Amendments Submitted for Printing: Page 20775

Executive Communications: Page 20769

Unanimous Consent Agreements: By unanimous consent it was agreed that on Monday, June 27 (at approximately 1 p.m.) Senate will proceed to consider S. 555, public officials integrity, with debate thereon to be limited to 4 hours; 1 hour on amendments; 30 minutes on amendments in the second degree; and no time limitation on an amendment to be offered by Senator Javits; and

When it considers H.R. 7589, military construction appropriations, time for debate thereon be limited to 1 hour, with 30 minutes on amendments. Page 20865

Federal Election Reports: Majority Leader inserted into today's Record information concerning the filing of quarterly Federal Election Campaign Act reports. Page 20865

Confirmations: Senate confirmed the following nominations:

Alan W. Wolff, of the District of Columbia, to be Deputy Special Representative for Trade Negotiations;

John M. Harmon, of North Carolina, to be an Assistant Attorney General;

George M. Anderson, to be U.S. attorney for the Eastern District of North Carolina; and

Henry M. Michaux, Jr., to be U.S. attorney for the Middle District of North Carolina. Page 20868

Record Votes: Six record votes were taken today. Pages 20836, 20839, 20843, 20852, 20863

Recess: Senate met at 8:30 a.m. and recessed at 4:45 p.m. Page 20868

Committee Meetings

FIFRA

Committee on Agriculture, Nutrition and Forestry: Subcommittee on Agricultural Research and General Legislation approved for full committee consideration with amendments S. 1678, to amend and authorize funds to extend the Federal Insecticide, Fungicide, and Rodenticide Act.

Full committee is expected to consider this measure on Tuesday, June 28.

HORSERACE WAGERING

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 1185, to regulate interstate commerce with respect to parimutuel wagering on horseracing, after receiving testimony from Senator Huddleston; Thruston B. Morton, American Horse Council, Washington, D.C.; Helen C. Ringquist, Thoroughbred Owners' and Breeders' Association, Doswell, Virginia; Al Becker, Kansas City, Kansas, American Quarter Horse Association; Ted Zorrow, Columbus, Ohio, United States Trotting Association; James Daly, New York Racing and Wagering Board, New York City; Robert Crane, Massachusetts State Treasurer, Boston; Robert B. Amble, Massachusetts State Representative, Boston; Beatrice Kowalski, Connecticut Division of Special Revenue, Hartford; and Joseph Joyce, Madison Square Garden Corporation, New York City.

UTILITY POLE ATTACHMENTS

Committee on Commerce, Science, and Transportation: Subcommittee on Communications continued hearings on S. 1547, to assure that all those providing communications services are able to use existing space on poles which are owned by regulated utilities, and to simplify FCC forfeiture procedures, receiving testimony from Alexander J. Kalinski, National Association of Regulatory Utility Commissioners, Washington, D.C.; A. Joseph Dowd, on behalf of Edison Electric Institute, New York City; Northcutt Ely, American Public Power Association, Washington, D.C.; and Peter Athanas, Community Antenna Television Association, Washington, D.C.

Subcommittee recessed subject to call.

ERDA NUCLEAR AUTHORIZATION

Committee on Energy and Natural Resources: Committee resumed consideration of proposed legislation authorizing funds for fiscal year 1978 for nuclear programs of the Energy Research and Development Administration, but did not complete action thereon and will meet again on Monday, June 27.

COAL UTILIZATION

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Supply resumed hearings on S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and in major industrial installations, receiving testimony from John F. O'Leary, Administrator, Federal Energy Administration, and Barbara Blum, Deputy Administrator, Environmental Protection Agency.

Subcommittee will meet again on Thursday, June 30.

PUBLIC BUILDING PROSPECTUSES

Committee on Environment and Public Works: Subcommittee on Regional and Community Development held hearings receiving testimony on the following public building alteration prospectuses, as indicated:

St. Louis, Mo. (two buildings), William Campbell, Assistant Commissioner for Buildings Management, and Wolfgang Voelner, Director, Repair and Alteration Projects, both of the General Services Administration, and Col. Glen Fielke, Director, Plans and Analysis, Department of the Army;

Old Post Office Building, Washington, D.C., Messrs. Campbell and Voelner, and Robert Peck, Federal Architect Project, National Endowment for the Arts; and

HEW North Building, Mary Switzer Building, both in Washington, D.C.; Federal Office Building and Court House, Providence, Rhode Island; Federal Office Building, Newark, N.J.; Federal Office Building, Camden, N.J.; U.S. Geological Survey Building, Menlo Park, Calif.; Court House, Post Office and Federal Building, Hartford, Conn.; Federal Office Building, Kansas City; and GSA Storage Depot, Franconia, Va., receiving testimony from Messrs. Campbell and Voelner.

Subcommittee recessed subject to call.

SOCIAL SECURITY FINANCING

Committee on Finance: Subcommittee on Social Security continued hearings on proposals for maintaining

the financial stability of the Social Security System, receiving testimony from Otto Eckstein, Data Resources, Inc., and Professor William Hsiao, both of Harvard University, Cambridge, Mass.; and Robert Myers, Silver Spring.

Subcommittee will meet again on Friday, July 15.

FOREIGN AFFAIRS—KOREA

Committee on Foreign Relations: Committee received a briefing in closed session from General George S. Brown, Chairman, Joint Chiefs of Staff, and Philip C. Habib, Under Secretary of State for Political Affairs, on U.S. policy in Korea, including proposals for withdrawal of American forces from that country.

Committee recessed subject to call.

NOMINATIONS

Committee on Human Resources: Committee concluded hearings on the following nominations after the nominees testified and answered questions on their own behalf: Xavier M. Vela, of the District of Columbia, to be Administrator of the Wage and Hour Division, Department of Labor; William W. Allison, of Georgia, to be Deputy Director of the Community Services Administration; and Julius B. Richmond, of Massachusetts, to be an Assistant Secretary of HEW, to be Medical Director in the Regular Corps of the Public Health Service, and to be Surgeon General of the Public Health Service.

VETERANS EDUCATION

Committee on Veterans' Affairs: Subcommittee on Health and Readjustment held oversight hearings on the G.I. bill education program, including testimony on legislation which would increase rates and extend time to take advantage of such benefits (S. 229, 236, 326, 449, 458, 956, 1421, 1660, and 457, and amendment No. 448 to S. 457). Witnesses heard were Andrew H. Thornton, Director, Education and Rehabilitation Service, who was accompanied by several associates, all of the Veterans' Administration; Senator Eagleton, introducing Stephen Jay, Jay Truckdriving School, Kansas City, Missouri; James A. Robinson, University of West Florida, Pensacola, representing the American Association of State Colleges and Universities and the American Council on Education; Dr. Robert Rue, Mohigan Community College, Norwich, Connecticut; Ramon R. Craig, National Association of Concerned Veterans, Washington, D.C.; Al Poteet, Veterans of Foreign Wars, Washington, D.C.; Stuart Feldman, Washington, D.C., representing the National League of Cities/U.S. Conference of Mayors, Vets Project; and Forrest Lindley, Vietnam Veterans Center, Washington, D.C.; Robert Raiche, Nathanial Hawthorne College, Antrim, New Hampshire.

Hearings continue on Wednesday, June 29th.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 8006–8026; and 6 resolutions, H.J. Res. 533–534, H. Con. Res. 262–264, and H. Res. 657, were introduced. Pages 20752, 20753

Bills Reported: Reports were filed as follows:

H.R. 2960, to authorize the Secretary of the Interior to erect a memorial in honor of the fifty-six signers of the Declaration of Independence in Constitution Gardens in the District of Columbia, amended (H. Rept. 95–462);

H. Res. 657, providing for the consideration of H.R. 6796, to authorize appropriations to the Energy Research and Development Administration (H. Rept. 95–463); and

H.R. 7940, Food Stamp Act of 1977 (H. Rept. 95–464). Page 20752

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of June 29. Page 20708

Executive Communications Referred: Executive Communication No. 1461 from the Secretary of Transportation transmitting a draft of proposed legislation was referred to the Committee on Merchant Marine and Fisheries; and

Executive Communication No. 1655 from the Secretary of Transportation transmitting a draft of proposed legislation was jointly referred to the Committees on Interstate and Foreign Commerce and Public Works and Transportation. Page 20708

Late Report: Committee on Agriculture received permission to file a report by midnight tonight on H.R. 7940, Food Stamp Act of 1977. Page 20708

Defense Appropriations: House considered H.R. 7933, Department of Defense Appropriations Act, 1978; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Tuesday, June 28.

Pending at the time the Committee rose was an amendment that seeks to delete $1.5 billion for the procurement of B–1 bombers.

Rejected an amendment that sought to delete $65 million for production of the Lance non-nuclear missiles (rejected by a recorded vote of 123 ayes to 226 noes, Roll No. 378).

A point of order was sustained against language reappropriating unexpended balances of Navy shipbuilding and conversion funds.

H. Res. 655, a rule waiving points of order against certain provisions of the bill, was agreed to earlier by a yea-and-nay vote of 337 yeas to 1 nay, Roll No. 376. Pages 20706–20735

Adjournment: Adjourned at 2:36 p.m.

Committee Meetings

NATIONAL ENERGY ACT ANALYSIS

Ad Hoc Committee on Energy: Continued analysis of committee markups on H.R. 6831, National Energy Act, and will resume on Monday, June 27.

LANDS CONVEYANCE

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on H.R. 4979, conveyance of certain public and acquired lands in the State of Nevada to the county of Mineral, Nevada. Testimony was heard from Representative Santini, and George Turcot, Bureau of Land Management.

Following the hearing, the Subcommittee approved for full committee action H.R. 4979 as amended (title above).

REDWOOD NATIONAL PARK

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs continued markup of H.R. 3813, Redwood National Park expansion, and will resume on Monday, June 27.

PUBLIC DIPLOMACY

Committee on International Relations: Subcommittee on International Operations continued hearings on public diplomacy and the future. Testimony was heard from Donald Lowitz, Bureau of Educational and Cultural Affairs, Department of State, and public witnesses.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued markup of H.R. 6831, National Energy Act, and will resume on Monday, June 27.

CIVIL RIGHTS PROBLEMS OF PUERTO RICANS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on civil rights problems of Puerto Ricans. Testimony was heard from Isadoro Calderon, Western Region Puerto Rican Council, San Francisco; Miriam Cruz, Special Assistant to the Mayor, Chicago; and Ernesto Loperrena, executive director, ASPIRA of New York.

1980 CENSUS

Committee on Post Office and Civil Service: Subcommittee on Census and Population continued hearings on the 1980 Census. Testimony was heard from Representative Cohen, Bureau of the Census, and public witnesses.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued markup of Title II of H.R. 6831, National Energy Act, and will resume on Monday, June 27.

Joint Committee Meeting

INTERNATIONAL DEVELOPMENT ASSISTANCE

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 6714, authorizing funds for fiscal year 1978 for bilateral development assistance and voluntary contributions to international organizations programs, but did not complete action thereon and will meet again on Wednesday, June 29.

Monday, June 27, 1977

Senate

Chamber Action

Routine Proceedings, pages 20945–20956

Bills Introduced: Eight bills and four resolutions were introduced, as follows: S. 1761–1768; and S. Res. 207–210. Pages 20953–20955

Bills Reported: Reports were made as follows:

H.R. 7553, making appropriations for Public Works for fiscal year 1978, with amendments (S. Rept. 95–301) (filed on June 25);

S. 660, authorizing the Secretary of the Interior to enter into an agreement with the Cherokee, Choctaw, and Chickasaw Indian Nations for the purchase and/or lease of their rights in the riverbed of the Arkansas River, with an amendment (S. Rept. 95–302);

H.R. 4585, authorizing funds for fiscal year 1978 and 1979 for the Indian Claims Commission (S. Rept. 95–303);

H.R. 4992, authorizing funds for fiscal years 1978 and 1979 for Indian business development programs (S. Rept. 95–304);

S. Res. 207, stating Senate agreement to recommendations to publicly disclose the amount of funds appropriated for national foreign intelligence activities of the United States (without written report);

S. Res. 208, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 660, without written report, referred to Committee on the Budget;

S. Res. 209, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 4992, without written report, referred to Committee on the Budget; and

S. Res. 210, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 4585, without written report, referred to Committee on the Budget. Page 20953

Bills Passed:

Public Officials' Integrity: By 74 yeas to 5 nays, Senate passed S. 555, to promote the integrity of public officials and institutions, after agreeing to Governmental Affairs Committee amendment in the nature of a substitute, to which Senate had at first taken action on proposed amendments as follows:

Adopted:

(1) Percy unprinted amendment No. 547, as amended, to establish within the Department of Justice an Office of Government Crimes; Page 20968

(2) By 65 yeas to 18 nays, Allen unprinted amendment No. 548 (to Percy unprinted amendment No. 547), to provide that the Director of the Office of Government Crimes be appointed by the President and confirmed by the Senate; Page 20972

(3) Bentsen unprinted amendment No. 549, to provide that an individual who has played a leading partisan role in the election of a President shall not be appointed Attorney General or Deputy Attorney General; Page 20974

(4) Thurmond unprinted amendment No. 550, to clarify the relationship between the Congressional Legal Counsel and the American Law Division, Congressional Research Service; Page 20974

(5) Modified Thurmond unprinted amendment No. 551, to bar from eligibility to serve as Congressional Legal Counsel any person who, within the preceding 3 years, has been a Member or candidate for the Congress, a congressional employee, or has served in congressional campaigns; Page 20975

(6) Stevenson unprinted amendment No. 552, to provide that the ethics offices of the Senate, House, and Executive Branch could, under certain circumstances, waive those provisions of title III dealing with disclosure; Page 20978

(7) Modified Danforth amendment No. 465, to provide that an individual required to file a report under section 201 of the bill need not report the holdings of a qualified blind trust; Page 20978

(8) Stone unprinted amendment No. 554, to allow an officeholder to compute his real estate and personal property valuation based on the assessment of a tax assessor; Page 20984

(9) Modified Allen unprinted amendment No. 555, to provide that the five judges assigned to appoint Special Prosecutors shall be from different Circuit Courts of Appeals; Page 20985

(10) Heinz unprinted amendment No. 558, to establish an Advisory Commission on Ethics to conduct a periodic review of effectiveness of these proposed ethics laws; Page 20986

(11) Ribicoff unprinted amendment No. 559, of a clerical nature; and Page 20987

(12) Javits unprinted amendment No. 560, setting forth specific conditions under which a reporting individual shall not be required to report information concerning interests of a spouse or dependent; Page 20991

(13) Allen unprinted amendment No. 561, making section 211(a) applicable only to resolutions or concurrent resolutions pursuant to section 203(a); and Page 20992

(14) Riegle unprinted amendment No. 562, setting forth procedures to be followed by the Attorney General with respect to any investigation of possible efforts to secure undue influence by the Korean Government. Page 20993

Rejected:

(1) First amendment of Committee on the Judiciary (supplanted by adoption of Allen unprinted amendment No. 548); Page 20986

(2) Remaining Judiciary Committee amendments (tabled by voice vote); Page 20986

(3) By 36 yeas to 47 nays, modified Schmitt unprinted amendment No. 557, to require that interests of spouses or dependents be reported if such interests are within "the constructive control of the reporting individual"; Page 20986

(4) Dole unprinted amendment No. 563, to prohibit any former Special Prosecutor from holding public office for 3 years after leaving such position; and Page 20994

(5) Baker unprinted amendment No. 564, providing a substitute title I so as to create a Division (rather than Office) of Government Crimes. Page 20995
Pages 20956–21019

Private Bills: Senate passed and sent to the House S. 142, 344, and 614, private bills; and passed and cleared for the President H.R. 1437, 3838, and 4246, also private bills. Pages 20946–20947

Labor-HEW Appropriations: Senate laid down for further consideration tomorrow H.R. 7555, making appropriations for the Departments of Labor and Health, Education, and Welfare for fiscal year 1978. Page 21019

Unanimous Consent Agreement: By unanimous consent it was agreed that when Senate proceeds to consider H.R. 7558, making appropriations for the Department of Agriculture for fiscal year 1978, time for debate thereon be limited to 1 hour, with 30 minutes on amendments; with proviso that there be no time limitation on any amendment which may be offered concerning saccharin. Page 21020

Bill Referred: S. 957, consumer controversies, was referred to Committee on the Judiciary with instructions that it be reported to the Senate in not less than 45 days nor more than 60 days. Page 21020

Amendments Submitted for Printing: Page 20955

Executive Communications: Pages 20952–20953

Confirmations: Senate confirmed the following nominations:

Joseph J. Harvey, to be U.S. Marshal for the Western District of Washington;

J. Jerome Bullock, of Georgia, to be U.S. Marshal for the District of Columbia; and

Lee A. Limbs, Jr., to be U.S. Marshal for the District of Arizona. Page 21020

Nominations: Senate received the following nominations:

Walter B. LaBerge, of Virginia, to be Under Secretary of the Army;

Kenneth J. Mighell, to be U.S. Attorney for the Northern District of Texas; and

Sar A. Levitan, of the District of Columbia, to be a Member of the National Commission on Employment and Unemployment Statistics. Page 21020

Record Votes: Three record votes were taken today. Pages 20979, 20991, 21007

Recess: Senate met at 12:30 p.m. and recessed at 8:05 p.m. Page 21020

Committee Meetings

ENERGY CONSERVATION

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on energy conservation programs for existing residential buildings, as contained in S. 1469, proposed National Energy Act. Witnesses heard were Lawrence P. Simons, Assistant Secretary of Housing and Urban Development for Housing; David J. Bardin, Deputy Administrator, Federal Energy Administration; and Robert Arquilla, National Association of Home Builders, and Harry G. Elmstrom, National Association of Realtors, both of Washington, D.C.

Hearings continue tomorrow.

RADIATION

Committee on Commerce, Science, and Transportation: Consumer Subcommittee, and Subcommittee on Science, Technology and Space resumed joint hearings on the effects of radiation on the health, safety, and environment of humans, receiving testimony from Dr. Herbert P. Pollack, Office of Medical Services, Department of State; Capt. Frank H. Austin, Jr., Assistant Director (Environmental and Life Sciences), Office of the Director of Defense Research and Engineering; Major Lawrence E. Larson, Chief, Biophysics, Department of Microwave Research, Walter Reed Army Institute of Research; Capt. Paul E. Tyler, Director, Electromagnetic Radiation Project Officer, Naval Medical Research and Development Command, Bethesda; John C. Mitchell, Chief, Radiation Physics, Radiation Sciences Division, U.S. Air Force School of Aerospace Medicine, Brooks Air Force Base, Texas; accompanied by Lt. Colonel John Meade, Office of the Deputy Assistant Secretary of Defense (Environment and Safety); and Gunther Baumgart, Association of Home Appliance Manufacturers, Washington, D.C.

Hearings continue tomorrow.

ERDA NUCLEAR PROGRAMS

Committee on Energy and Natural Resources: Committee ordered favorably reported an original bill authorizing funds for fiscal year 1978 for the nuclear programs of the Energy Research and Development Administration.

Committee will meet again on Wednesday, June 29, to consider other pending calendar business.

DIESEL FUEL AND GASOLINE CONSERVATION

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation held hearings on S. 1699, to reduce empty vehicle movements and to increase efficiency in transporting goods by motor carriers, receiving testimony from Paul London, Deputy Assistant Administrator for Conservation and Environment—Designate, Federal Energy Administration; Owen M. Johnson, Jr., Director, Bureau of Competition, Federal Trade Commission; Robert O. Aders, Food Marketing Institute, Washington, D.C.; Gerald E. Peck, National American Wholesale Grocers' Association, New York City; Thomas A. Rothwell, National Small Business Association, Washington, D.C.; Robert J. Bolger, National Association of Chain Drug Stores, Arlington, Virginia; Don D. McMorris, American Trucking Association, Washington, D.C.; and R. Q. Lopardo, Private Carrier Conference, Inc., Washington, D.C.

Hearings were recessed subject to call.

ENERGY TAX REVENUES

Committee on Finance: Subcommittee on Administration of the Internal Revenue Code resumed hearings to receive testimony on administrative problems involved in recycling energy tax revenues. Witnesses heard were Jerome Kurtz, Commissioner of Internal Revenue, Department of the Treasury; Donald C. Alexander, New York City; Daniel G. Smith, National Federation of Tax Administrators, accompanied by Robert Milbourne, Director of Research and Tax Policy Analysis, Wisconsin Department of Revenue, both of Madison; and Robert J. Mullins, National Farmers Union; and Betty Duskin, National Council of Senior Citizens, both of Washington, D.C.

Hearings were recessed subject to call.

TRADE WITH ROMANIA

Committee on Finance: Subcommittee on International Trade held hearings on the President's recommendation to continue most-favored-nation tariff treatment of imports from Romania, and to extend his authority to waive application of subsections (a) and (b) of section 402, the freedom of emigration provision, of the Trade Act of 1974 (Public Law 93-618). Witnesses heard were Matthew Nimetz, Counselor of the Department of State; Alan Reich, Acting Deputy Assistant Secretary of Commerce for East-West Trade; Richard Rivers, General Counsel, Office of the Special Representative for Trade Negotiations; Dr. William Korey, B'nai B'rith International Council, New York City; Max Berry, East-West Trade Council, Washington, D.C.; Andrew J. Biemiller, AFL-CIO, Washington, D.C.; Milton F. Rosenthal, U.S. Section of Romanian-U.S. Economic Council, Washington, D.C.; Jacob Birnbaum, The Center for Russian and East European Jewry, New York City; Hugh Donaghue, Control Data Corp., Arlington, Va.; Andrei Aszody, New York City; John O. Logan, Universal Oil Products, Inc., Washington, D.C.; Szabolcs J. Mesterhazy, Grosse Pointe Park, Mich.; Adalbert Feher, New York City; Laszlo Hamos, Committee for Human Rights in Romania, New York City; and Barbu Niculescu, American-Romanian Cultural Foundation, Inc., New York City.

Hearings were recessed subject to call.

SHAREHOLDERS' PARTICIPATION

Committee on the Judiciary: Subcommittee on Citizens and Shareholder Rights and Remedies began hearings on methods to improve shareholders' participation in corporate decisionmaking, receiving testimony from Philip Loomis, Member, Securities and Exchange Commission; Burke Marshall and Ralph K. Winter, both of Yale Law School, New Haven; Ralph Nader, Washington, D.C.; David Ruder, Northwestern University School of Law, Chicago; Lewis Gilbert, New York City; and Mary Gardiner Jones, Western Union, Washington, D.C.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 8027-8049; 5 private bills, H.R. 8050-8054; and 10 resolutions, H.J. Res. 535-537, H. Con. Res. 265, and H. Res. 658-663 were introduced. Pages 20944-20945

Bills Reported: Reports were filed as follows:

H.R. 7792, to amend title 39, United States Code, to establish certain limitations on the use of the frank (H. Rept. 95-465), filed on Friday, June 24;

H. Res. 659, providing for the consideration of H.R. 3702, to make certain changes in the Retired Serviceman's Family Protection Plan and the Survivor Benefit Plan (H. Rept. 95-466); and

H. Res. 660, providing for the consideration of H.R. 4963, to authorize appropriations for the fiscal year 1978 for certain maritime programs of the Department of Commerce (H. Rept. 95-467). Page 20944

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 20890

Bill Re-referred: Committee on Armed Services was discharged from the further consideration of H.R. 7201, to amend subsection (a) of section 2737 of title 10, United States Code. Subsequently, the bill was referred to the Committee on the Judiciary. Page 20890

Transportation Appropriations: House disagreed to the amendments of the Senate to H.R. 7557, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1978; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives McFall, Steed, Koch, Duncan of Oregon, Benjamin, Smith of Iowa, Addabbo, Evans of Colorado, Mahon, Conte, Edwards of Alabama, O'Brien, and Cederberg. Pages 20890-20891

Mortgage Insurance: House passed H.J. Res. 525, to provide for a temporary extension of certain Federal Housing Administration mortgage insurance and related authorities and of the national flood insurance program. Page 20891

Legal Services Corporation: By a yea-and-nay vote of 267 yeas to 103 nays, Roll No. 386, the House passed H.R. 6666, to amend the Legal Services Corporation Act to provide authorization of appropriations for additional fiscal years.

Rejected a motion to recommit the bill to the Committee on the Judiciary with instructions to report it back forthwith containing an amendment that would restore restrictions prohibiting grants or contracts for support services (rejected by a yea-and-nay vote of 154 yeas to 213 nays, Roll No. 385).

By a yea-and-nay vote of 359 yeas to 1 nay, Roll No. 379, agreed to a motion that the House resolve itself into the Committee of the Whole.

Agreed To:

An amendment that permits use of an independent hearing examiner in cases involving funding termination only in accordance with regulations promulgated by the Corporation;

An amendment as amended by a substitute amendment that limits legislative and administrative lobbying on measures directly affecting individual clients to measures involving subjects on which the board of the local program has voted to take a position;

An amendment that strikes language permitting the Corporation to provide legal assistance to persons charged with an offense involving hunting, fishing, trapping, or gathering fruits of the land, when the principal defense asserted involves rights arising from a treaty with Indians;

An amendment that reduces the fiscal year 1978 authorization from $238.7 million to $217 million; and reduces the fiscal year 1979 authorization from $300 million to $275 million (agreed to by a division vote of 37 ayes to 32 noes);

An amendment that insures recipient programs give high priority consideration to outreach, training, and support services for client groups with special legal problems and poor access to legal services;

An amendment as amended by a substitute amendment (substitute agreed to by a division vote of 27 ayes to 4 noes) that allows the Corporation to participate in litigation only if it is party to the suit (agreed to by a division vote of 26 ayes to 5 noes);

An amendment that prohibits legal assistance in cases involving school desegregation (agreed to by a recorded vote of 208 ayes to 174 noes, Roll No. 382);

An amendment that strikes language providing that non-Federal funds received by the Corporation and funds received by a recipient from a source other than the Corporation would be reported as receipts and disbursements separate from Federal funds; and

An amendment as amended by a substitute amendment (substitute agreed to by a division vote of 67 ayes to 18 noes) that requires payment of attorney fees for a defendant in a case where a Corporation-funded program has brought suit with malicious intent or for the purpose of harassment. Agreed to a motion to limit debate on the amendment and all subsequent amendments to the bill (agreed to by a division vote of 46 ayes to 20 noes).

Rejected an amendment to the previous substitute amendment that sought to allow courts the right to award attorney fees upon motion of the defendant.

Agreed to an amendment that prohibits legal assistance in cases arising out of disputes or controversies on the issue of homosexuality or gay rights (agreed to by a recorded vote of 230 ayes to 133 noes, Roll No. 384, after being rejected earlier by a division vote 39 ayes to 80 noes).

Rejected:

An amendment that sought to reduce the authorization for fiscal year 1978 from $238.7 million to $175 million; and to reduce the fiscal year 1979 authorization from $300 million to $175 million (rejected by a recorded vote of 158 ayes to 221 noes, Roll No. 380);

An amendment that sought to require the approval of the Office of Management and Budget of any budget request made by the Corporation (rejected by a recorded vote of 160 ayes to 223 noes, Roll No. 381);

An amendment that sought to prohibit funds to provide legal assistance to any unemancipated person less than 18 years of age except with the written request of one parent or a court of competent jurisdiction; and except in certain types of cases;

An amendment to the previous amendment that sought to include child neglect cases and cases involving child exploitation in pornographic material as exemptions from the prohibition against legal assistance; and

An amendment that sought to terminate the Corporation on September 30, 1979 (rejected by a recorded vote of 166 ayes to 214 noes, Roll No. 383). Pages 20891-20925

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 20943

Adjournment: Adjourned at 7:10 p.m.

Committee Meetings

DEFENSE OFFICER PERSONNEL MANAGEMENT ACT

Committee on Armed Services: Subcommittee on Military Compensation held a hearing on H.R. 5503, Defense Officer Personnel Management Act. Testimony was heard from Dr. John P. White, Assistant Secretary for Manpower, Reserve Affairs and Logistics, and Vice Adm. John G. Finneran, Deputy Assistant Secretary for Military Personnel Policy, Department of Defense.

COMMITTEE BUSINESS

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. met on committee business.

DISTRIBUTIVE IMPACTS OF PRESIDENT'S ENERGY PROPOSALS

Committee on the Budget: Task Force on Distributive Impacts of Budget and Economic Policies continued hearings on the distributive impacts of the President's energy proposals with testimony from public witnesses.

FEDERAL EMPLOYEES' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Federal Employees' Compensation Act. Testimony was heard from Representative Long of Maryland, and Kenneth Blaylock, President, American Federation of Government Employees.

NATIONAL ENERGY ACT

Ad Hoc Committee on Energy: Met for briefing on Title I, Part E, Public Utility Regulatory Policies of H.R. 6831,

National Energy Act, by the professional staff of jurisdictional committees.

COAL PIPELINE ACT

Committee on Interior and Insular Affairs: Subcommittees on Mines and Mining and on Indian Affairs and Public Lands met in joint session and approved a motion to postpone action on H.R. 1609, Coal Pipeline Act of 1977, until January 1, 1978 or the reconvening of the 95th Congress.

REDWOOD NATIONAL PARK

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs continued markup of H.R. 3813, Redwood National Park expansion, and will resume tomorrow.

COMPUTER EXPORTS TO SOVIET UNION

Committee on International Relations: Subcommittee on International Economic Policy and Trade held an executive hearing on computer exports to the Soviet Union. Testimony was heard from Stanley Marcuss and William A. Root, Department of State; Dr. Maurice J. Mountain, Department of Defense; and Robert D. Schmidt, Control Data Corporation.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power concluded markup and approved for full committee action H.R. 6831 as amended, National Energy Act.

FOOD ADDITIVES

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 7753, directing the Institute of Medicine of the National Academy of Sciences to conduct a one-year review on the toxicity and carcinogenicity of food additives. Testimony was heard from Dr. Donald Kennedy, Commissioner, FDA; Dr. Guy Newell, Acting Director, National Cancer Institute; and Dr. Hamburg, National Academy of Sciences.

FBI FREEDOM OF INFORMATION AND PRIVACY ACT BACKLOG

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on the FBI Freedom of Information and Privacy Act backlog. Testimony was heard from William G. Schaffer, Deputy Assistant Attorney General; James M. Powers, Chief, and Michael L. Hanigan, Chief, Training and Research Unit, FOI/PA Branch, FBI.

PUBLIC DISCLOSURE OF LOBBYING ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 1180, Public Disclosure of Lobbying Act, and will resume tomorrow.

GRADE RETENTION BENEFITS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued hearings on H.R. 6953, providing for grade retention benefits for certain employees whose positions are reduced in grade. Testimony was heard from Senator Mathias; Alan K. Campbell, Chairman, Civil Service Commission; William Valdes and Pascale Petosa, Department of Defense; and Betty Gilliam, Classification and Compensation Society.

SPECIAL DISCHARGE REVIEW PROGRAMS

Committee on Veterans' Affairs: Special Oversight Subcommittee on Special Discharge Review Programs continued hearings with testimony from veterans' organizations and other public witnesses.

Hearings continue tomorrow.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued markup of title II of H.R. 6831, National Energy Act, and will resume tomorrow.

Joint Committee Meeting

STRIP MINING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, but did not reach final agreement thereon and will meet again tomorrow.

Tuesday, June 28, 1977

Senate

Chamber Action

Routine Proceedings, pages 21186–21189

Bills Introduced: Seven bills were introduced, as follows: S. 1769–1775. Page 21188

Bills Reported: Reports were made as follows:

S. 1307, to deny benefits to certain Vietnam era veterans whose discharges under less than honorable conditions are administratively upgraded to discharge under honorable conditions, with an amendment (S. Rept. 95-305);

S. Res. 197, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1420, to revise and extend through fiscal year 1980 child nutrition programs administered under the National School Lunch Act and the Child Nutrition Act (S. Rept. 95-306);

S. Res. 199, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1341, authorizing funds for fiscal year 1978 for the Energy Research and Development Administration's military programs which have potential civilian energy applications (S. Rept. 95-307);

S. Res. 200, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of H.R. 6415, to extend the Export-Import Bank Act from June 30, 1978 until September 30, 1978 in order to conform to the new fiscal year (S. Rept. 95-308);

S. Res. 202, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1522, authorizing $15 million for fiscal year 1978 to carry out programs under the Marine Mammal Protection Act (S. Rept. 95-309);

S. Res. 204, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf (S. Rept. 95-310);

S. Res. 208, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 660, authorizing the Secretary of the Interior to enter into an agreement with the Cherokee, Choctaw, and Chickasaw Indian Nations for the purchase and/or lease of their rights in the riverbed of the Arkansas River (S. Rept. 95-311);

S. Res. 209, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of H.R. 4992, authorizing funds for fiscal years 1978 and 1979 for Indian business development programs (S. Rept. 95-312); and

S. Res. 210, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of H.R. 4585, authorizing funds for fiscal years 1978 and 1979 for the Indian Claims Commission (S. Rept. 95-313). Page 21187

Bills Passed

Tariff: Senate passed and returned to the House H.R. 1404, to refund to Smith College duties paid on 33 bells imported for its carillon, after agreeing to committee amendments dealing with (1) food stamp eligibility for SSI recipients, (2) child support services, (3) child day care services standards, and (4) medicaid matching funds. Page 21271–21273

Maritime Commission authorizations: Senate passed and sent to the House S. 1532, authorizing funds through fiscal year 1981 for the Federal Maritime Commission, after agreeing to amendments proposed thereto as follows:

(1) Robert C. Byrd (for Ribicoff and Percy) U.P. No. 579; Page 21286

(2) Robert C. Byrd (for Eastland) U.P. No. 580; and Page 21286

(3) Robert C. Byrd (for Magnuson) U.P. No. 581. Page 21286

Pages 21283–21288

FPC authorizations: Senate passed and sent to the House S. 1535, authorizing funds through fiscal year 1981 for the Federal Power Commission, after agreeing to Robert C. Byrd (for Ribicoff, Percy, and Eastland) U.P. No. 582. Pages 21288–21291

FCC authorizations: Senate passed and sent to the House S. 1536, authorizing funds through fiscal year 1981 for the Federal Communications Commission, after agreeing to Robert C. Byrd (for Ribicoff, Percy, and Eastland) U.P. No. 583. Pages 21291–21293

Older Americans—Civil Rights Commission Report: Senate agreed to the House amendment to the Senate amendment to H.R. 6668, to strengthen and extend through fiscal year 1978 the surplus commodity food program for senior citizens, and to extend until November 28, 1977, the deadline for transmittal by the Commission on Civil Rights of its report on unreasonable discrimination based on age in federally financed programs, thus clearing the measure for the President. Page 21294

Juvenile Justice: Senate insisted on its amendment to H.R. 6111, to amend and extend programs under the Juvenile Justice and Delinquency Prevention Act, and to authorize funds to establish temporary shelter care facilities for runaway youth, agreed to conference with the House, and appointed as conferees Senators Culver, Bayh, DeConcini, Mathias, and Wallop. Page 21293

International Trade Commission: Senate insisted on its amendment to H.R. 6370, to authorize funds for activities of the International Trade Commission for fiscal year 1978, agreed to conference with the House, and appointed as conferees Senators Long, Talmadge, Ribicoff, Roth, and Packwood. Page 21223

Labor-HEW Appropriations: Senate considered H.R. 7555, making appropriations for the Departments of Labor and Health, Education, and Welfare for fiscal year 1978, agreeing to committee amendments en bloc, and the bill, as thus amended, will be considered as original text for purpose of further amendment. Senate took action on other proposed amendments as follows:

Adopted:

(1) Brooke U.P. No. 570 (as a substitute for Eagleton

U.P. No. 567), reducing by $65 million appropriations for the Department of Labor; Page 21223

(2) Eagleton U.P. No. 567, as amended; Page 21218

Rejected:

(1) By 32 yeas to 62 nays, Proxmire U.P. No. 565, to limit funding of all items to an amount not to exceed the most recent Presidential budget requests therefore; Page 21209

(2) By 41 yeas to 50 nays, Magnuson U.P. No. 568 (as a first substitute for Eagleton U.P. No. 567); Page 21221

(3) By 31 yeas to 64 nays, Hayakawa amendment No. 473, barring use of funds to administer HEW affirmative action programs in the fields of hiring, promotions, and admissions; Page 21226

(4) By 26 yeas to 64 nays, Helms U.P. No. 571, to bar the use of funds to require any school system or educational institution to classify teachers or students by race as a condition for receiving Federal funds; Page 21229

(5) By 24 yeas to 68 nays, Bellmon U.P. No. 573, reducing by $91.5 million to a total of $2.76 billion appropriations for the National Institutes of Health; Page 21231

(6) By 37 yeas to 57 nays, Bellmon U.P. No. 574, reducing by $81 million funds for Public Health Service hospitals and clinics; Page 21235

(7) By 42 yeas to 51 nays, Brooke U.P. No. 577, to delete section 208, barring funds to require busing of students to a school other than the school which is nearest to the students home; Page 21239

(8) Brooke unprinted amendment No. 578, providing substitute language for section 208 so as to bar funds to bus any student to a school which is nearest the students home in order to comply with title VI of the Civil Rights Act of 1964 (identical to so-called Byrd amendment of 1975) (tabled by 47 yeas to 43 nays); and Page 21260

(9) By 41 yeas to 47 nays, McClure unprinted amendment No. 575, requiring compliance with economic impact statement presently required by Executive Order No. 11949 (re OSHA regulations). Page 21237

Also during consideration of this bill today Chair sustained points of order, on grounds that they constituted legislation in an appropriations bill, against Helms amendment Nos. 471 and 470 (voted non-germane by 33 yeas to 62 nays), relating to Federal financial assistance for education. Pages 21216, 21224
Pages 21189–21267, 21273–21282

Unanimous Consent Agreements: By unanimous consent it was agreed that at any time following the July 4th non-legislative period when Senate proceeds to consider S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, debate thereon be limited to 4 hours; with 2½ hours on an amendment which may be offered by Senator Durkin concerning a study of oil and gas reserves; 2 hours on any other amendment; and 30 minutes on amendments in the second degree; with vote on question of its passage to occur no later than 6 p.m. on the second day of consideration of the bill. Pages 21223–21224

Bill Placed on Calendar: H.R. 6666, Legal Services Corporation amendments, was received and ordered placed on the Senate Calendar. Pages 21187–21188

Bill Held at Desk: H.J. Res. 525, mortgage and flood insurance, was received and ordered to be held at the desk.

Messages From the House: Page 21186

Amendments Submitted for Printing: Pages 21188–21189

Executive Communications: Page 21186

Foreign Travel Report: Time was extended for an additional 30 days for Committee on Foreign Relations to submit a report on the matter of foreign travel and related expenses provided to Members and employees of the Senate paid for by foreign governments. Page 21223

Vice Presidential Appointments: Vice President appointed the following Senators as Congressional Advisers to the SALT Delegation in Geneva during 1977: Senators Robert C. Byrd, Cranston, Inouye, Eastland, Humphrey, Jackson, Culver, Nunn, Church, Baker, Stevens, Young, Hansen, Case, Javits, Goldwater, Tower, Chafee, Pearson, Percy, and Mathias. Page 21294

Confirmations: Senate confirmed the following nominations:

Jesse R. Brooks, to be U.S. Attorney for the Northern District of Alabama;

William A. Kimbrough, Jr., to be U.S. Attorney for the Southern District of Alabama;

Xavier M. Vela, of the District of Columbia, to be Administrator of the Wage and Hour Division, Department of Labor;

William W. Allison, of Georgia, to be Deputy Director of the Community Services Administration; and

Julius B. Richmond, of Massachusetts, to be an Assistant Secretary of Health, Education, and Welfare, to be Medical Director in the Regular Corps of the Public Health Service, and to be Surgeon General of the Public Health Service. Page 21295

Nominations: Senate received the nomination of William Drayton, Jr., of Massachusetts, to be an Assistant Administrator of the Environmental Protection Agency. Page 21294

Record Votes: 10 record votes were taken today.
Pages 21212, 21222, 21225–21226, 21229, 21231, 21235, 21237, 21260, 21263–21264

Recess: Senate met at 9:45 a.m. and recessed at 9:39 p.m.

Committee Meetings

COMMITTEE BUSINESS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the following business items:

S. 1678, to amend and extend for two years through fiscal year 1979 the Federal Insecticide, Fungicide, and Rodenticide Act amended. As approved by the Committee the bill would authorize not to exceed $70 million for fiscal year 1979—funds for fiscal year 1978 have already been authorized;

S. 1360, to establish an Advisory Committee on Timber Sales Procedure to study Forest Service timber sales methods;

H.R. 2521, to provide for the mandatory inspection of domesticated rabbits slaughtered for human consumption;

H.R. 896, to amend the Soil Conservation and Domestic Allotment Act so as to make the Great Plains conservation program permanent, and to remove the $25 million annual authorization limitation (amended);

S. 1614, to rename the Great Plains conservation program as the Western States conservation program and include therein all States west of the Mississippi, to take effect in fiscal year 1979 (amended);

S. 1462, authorizing the establishment of a fund to enable the Secretary of Agriculture to carry out an emergency runoff retardation and soil-erosion prevention program;

S. 91, to require that imported tomatoes conform to packing standards imposed on domestic tomatoes under marketing orders; and

The nomination of Leland E. Bartelt, of California, to be Administrator of the Federal Grain Inspection Service.

ENERGY CONSERVATION

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on energy conservation programs for existing residential buildings, as contained in title I of S. 1469, proposed National Energy Act. Witnesses heard were Robert B. Reich, Office of Policy Planning and Evaluation, Federal Trade Commission; John A. Hardin, U.S. League of Savings Associations, Washington, D.C., who was introduced by Senator Hollings; Herbert D. Nash, Edison Electric Institute, New York City; Peter Epstein, Regional and Urban Planning Implementation, Cambridge, Mass.; and J. D. Nichols, National Apartment Association, Washington, D.C.

Hearings continue tomorrow.

BUDGET ACT WAIVERS AND CONSULTANT FUNDS

Committee on the Budget: Committee ordered favorably reported the following resolutions waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of the following bills:

S. Res. 197—S. 1420, to revise and extend through fiscal year 1980 child nutrition programs administered under the National School Lunch Act and the Child Nutrition Act;

S. Res. 199—S. 1341, authorizing funds for fiscal year 1978 for the Energy Research and Development Administration's military programs which have potential civilian energy applications;

S. Res. 200—H.R. 6415, to extend the Export-Import Bank Act from June 30, 1978 until September 30, 1978 in order to conform to the new fiscal year;

S. Res. 202—S. 1522, authorizing $15 million for fiscal year 1978 to carry out programs under the Marine Mammal Protection Act;

S. Res. 204—S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf;

S. Res. 208—S. 660, authorizing the Secretary of the Interior to enter into an agreement with the Cherokee, Choctaw, and Chickasaw Indian Nations for the purchase and/or lease of their rights in the riverbed of the Arkansas River;

S. Res. 209—H.R. 4992, authorizing funds for fiscal years 1978 and 1979 for Indian business development programs;

S. Res. 210—H.R. 4585, authorizing funds for fiscal year 1978 and 1979 for the Indian Claims Commission.

Committee also approved an original resolution to increase salary ceilings on committee consultants from $22,750 to $47,750.

RADIATION

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space and Consumer Subcommittee held hearings jointly on the effects of radiation on the health, safety, and environment of humans. Witnesses heard were Lee V. Gossick, Nuclear Regulatory Commission; Dr. James L. Liverman, Assistant Administrator, Energy Research and Development Administration; Dr. Grover Wrenn, Occupational Safety and Health Administration, Department of Labor; Dr. Elliott S. Harris, Division of Biomedical and Behavioral Science, Dr. Wordie H. Tarr, Physical Agents Effects Branch, William E. Murray, Radiation Section, and Dr. Zory R. Glaser, Special Hazards Evaluation Program, all of the Na-

tional Institute for Occupational Safety and Health; and Dr. David Rall, Director, National Institute of Environmental Health Sciences.

Hearings continue tomorrow.

MOPPS

Committee on Energy and Natural Resources: Committee resumed hearings on the ERDA Market Oriented Program Planning Study (MOPPS), receiving testimony from Robert W. Fri, Acting Administrator, and Dr. Martin Adams, Long Range Strategy Fossil Energy Program, who were accompanied by several of their associates of the Energy Research and Development Administration.

Hearings were recessed subject to call.

HISTORIC SITES AND PARKS

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation concluded hearings on the following bills after receiving testimony, as indicated;

S. 491, authorizing funds for additional land acquisition for the Fort Union Trading Post National Historic Site, North Dakota and Montana and to begin historic restoration thereof, Senator Burdick; and William J. Whalen, Director-Designate, National Park Service, Department of the Interior;

S. 1104, to establish the Legionville National Historic Site in Pennsylvania—Senator Heinz, Mr. Whalen; and J. B. Griffith, Sewickly, Pennsylvania;

S. 1045, to change the name of the Indiana Dunes National Lakeshore to the Paul H. Douglas National Lakeshore, Ill., Senator Percy; Representative Yates, and Simon; and Mr. Whalen;

S. 1326, designating the sites of service of General Thaddeus Kosciuszko during the American War of Independence as the "Kosciuszko Historic Route"—Mr. Whalen;

S. 1505, authorizing the Secretary of the Interior to provide technical and financial assistance to Alabama to correct slope failures and erosion problems along the Coosa River at the Fort Toulouse National Historic Landmark and Taskigi Indian Mound—Mr. Whalen; and

H.R. 2437, to expand the boundaries of the Manassas National Battlefield Park in Virginia—Representative Harris; Mr. Whalen; Don White, Prince William County Board of Supervisors, Manassas; Memory Porter, Prince William League for the Protection of Natural Resources, Centreville, Virginia; and Clay Hollingsworth, Manassas.

CLEAN WATER

Committee on Environment and Public Works: Subcommittee on Environmental Pollution resumed oversight hearings on the implementation and management of the Clean Water Act (Public Law 92-500). Witnesses heard were Senator Huddleston; John Hill, Attorney General of Texas, Austin; Reynold C. MacDonald, representing American Iron and Steel Institute, Washington, D.C.; Edward Strobehn and James Banks, Natural Resources Defense Council, Washington, D.C.; Donald G. Allen, Edison Electric Institute, New York City; Roger Mallar, Maine Department of Transportation, Augusta; Elvis H. Stahr, National Audubon Society, New York City; Reid W. Teeples, Arizona Irrigation Districts Coordinating Committee, Phoenix; Jay Landers, Florida Department of Natural Resources, Tallahassee; and Thomas R. Hovenden, Idaho Cattlefeeders Association, Inc., Boise.

Hearings continue tomorrow.

PENSION PLANS

Committee on Finance: Subcommittee on Private Pension Plans and Employee Fringe Benefits resumed hearings jointly with Select Committee on Small Business on S. 285, to insure that large managers of tax-exempt private pension assets diversify their investments to include in their portfolios stocks of a larger number of corporations, and S. 901, to eliminate dual Treasury and Labor Department jurisdiction over the administration of the Employee Retirement Income Security Act, receiving testimony from Professor Roy Schotland, Georgetown University Law School, Washington, D.C.; Harrison V. Smith, Morgan Guaranty Trust Company, New York City; C. V. Wood, Los Angeles, and Maurice Krug, Dayton, Ohio, both representing the Committee of Publicly Owned Companies; Alfred A. King, MRI Systems Corporation, Austin, Texas; John E. Jones, Cummins-Allison Corporation, Glenview, Illinois; and A.G.W. Biddle, Computer and Communications Industry Association, Arlington, Virginia.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. Res. 198, expressing the sense of the Senate that the U.S. representatives to the Helsinki Accords Review Conference should indicate the official U.S. concern over Soviet treatment of Anatoly Scharansky and Youri Orlov, Soviet citizens (amended);

H.R. 5638, to make the reciprocal fisheries agreement between the U.S. and Canada effective during 1977; and

The following nominations:

Philip M. Kaiser, of New York, to be Ambassador to Hungary;

William J. vanden Heuvel, of New York, to be U.S. Representative to the European Office of the United Nations, with the rank of Ambassador;

Leonard Woodcock, of Michigan, for the rank of Ambassador during the tenure of his service as Chief of the U.S. Liaison Office at Peking; and

John Newhouse, of the District of Columbia, to be an Assistant Director of the U.S. Arms Control and Disarmament Agency.

SUNSET ACT

Committee on Governmental Affairs: Committee ordered favorably reported with amendments S. 2, to require periodic reauthorization of Government programs. As approved by the committee the bill would require such reauthorization every 3 Congresses (6 years); also committee deleted title V from the bill.

POSTAL SERVICE REPORT

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services, resumed hearings on a report of the Commission on Postal Service, receiving testimony from John Burzio, Magazine Publishers Association; James Cregan, National Newspaper Association; J. Edward Day, Associated Third Class Mail Users; Robert Saltzstein, Business Press Association; Timothy May, Parcel Post Association; and Eileen Cooke, American Library Association, all of Washington, D.C.; Jack Fink, Catholic Press Association, Huntington, Indiana; Leo Albert, Association of American Publishers, Engle Cliffs, New Jersey; and Amelia Grinstead, Girl Scouts of the U.S.A.; and Henry Brief, Recording Industry Association of America, both of New York City.

Hearings continue tomorrow.

OCCUPATIONAL HAZARDS

Committee on Human Resources: Labor Subcommittee began hearings on the problems of occupational disease, hazard and health risks, and on providing compensation to the victims of occupational disease, receiving testimony from Dr. Irving Selikoff, Mt. Sinai Medical Center, New York City; Dr. E. Cuyler Hammond, American Cancer Society, Washington, D.C.; and Jacob Clayman, AFL-CIO, Washington, D.C.

Hearings continue tomorrow.

SHAREHOLDERS' PARTICIPATION

Committee on the Judiciary: Subcommittee on Citizens and Shareholder Rights and Remedies continued hearings on methods to improve shareholders' participation in corporate decisionmaking, receiving testimony from Stanley Sporkin, Chief, Enforcement Division, Securities and Exchange Commission; Arthur J. Goldberg, Washington, D.C.; J. Wilson Newman, Lockheed Aircraft, Burbank, Cal.; A. A. Sommer, Jr., Washington, D.C.; Bryan F. Smith, Chancellor, University of Dallas, and Texas Instruments, Inc.; Tim Smith, and Sister Regina Murphy, Interfaith Center on Corporate Responsibility, New York City; and Charles Crompton, Delaware Bar Association, Wilmington.

Hearings were recessed subject to call.

GOVERNMENT—LIFE INSURANCE

Committee on Veterans' Affairs: Subcommittee on Housing, Insurance, and Cemeteries began hearings on S. 718, to provide veterans with certain cost information relating to the conversion of Government-supervised insurance to individual life insurance policies, receiving testimony from John F. Heilman, Disabled American Veterans, Washington, D.C.; E. J. Moorhead, Winston-Salem, North Carolina, American Academy of Actuaries; and J. Edwin Matz, John Hancock Mutual Life Insurance Company, Boston.

Hearings continue on Thursday, June 30.

HEATING OIL REBATES

Select Committee on Small Business: Subcommittee on Government Regulation and Small Business Advocacy held hearings on the subject "Impact of Heating Oil Rebate Proposals on Small Business and Consumers." Witnesses heard were Senator Kennedy; Representative Conte; William J. Breed, Hanover, N.H.; Robert Fawcett, New England Fuel Institute, Boston; Charles Isenberg, Independent Connecticut Petroleum Association, Hartford; William Morran, Oil Heat Institute of Long Island, New York; and Christian Weber, National Oil Jobbers Council, Washington, D.C.

Hearings continue on Thursday, June 30.

ENERGY COSTS TO OLDER AMERICANS

Special Committee on Aging: Committee resumed hearings on the impact of energy costs on older Americans, receiving testimony from Graciela Olivarez, Director, Community Services Administration, Department of Health, Education and Welfare; David J. Bardin, Deputy Administrator, Federal Energy Administration; and Lawrence Simons, Assistant Secretary of Housing and Urban Development for Housing, and Federal Housing Commissioner.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 8055-8076; 1 private bill, H.R. 8077; and 3 resolutions, H.J. Res. 538, H. Con. Res. 266, and H. Res. 664 were introduced.

Pages 21184-21185

Report Filed: One report was filed as follows: H. Res. 664, providing for the consideration of H.R. 7932, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1978 (H. Rept. 95-468).

Page 21184

Journal: By a yea-and-nay vote of 377 yeas to 15 nays, Roll No. 387, agreed to the Journal of Monday, June 27.

Page 21119

State-Justice-Commerce-Judiciary Appropriations: House disagreed to Senate amendments to H.R. 7556, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Slack, Smith of Iowa, Flynt, Alexander, Burke, Early, Mahon, Cederberg, Andrews of North Dakota, and Miller of Ohio.

Page 21119

Small Business: House disagreed to Senate amendments to H.R. 692, to amend the Small Business Act and the Small Business Investment Act of 1958 to increase loan authorization and surety bond guarantee authority; and to improve the disaster assistance, certificate of competency and Small Business set-aside programs; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Smith of Iowa, Steed, Dingell, Corman, Addabbo, LaFalce, Russo, Conte, Stanton, and McDade.

Page 21119

Suspension—Comparability Pay: By a yea-and-nay vote of 397 yeas to 20 nays, Roll No. 388, the House voted to suspend the rules and pass S. 964, to provide that the salaries of certain positions and individuals which were increased as a result of the operation of the Federal Salary Act of 1967 shall not be increased by the first comparability pay adjustment occurring after the date of the enactment of this Act; clearing the measure for the President.

Pages 21120–21126

Defense Appropriations: House continued consideration of H.R. 7933, Department of Defense Appropriations Act, 1978; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, June 30.

Agreed to:

An amendment that deletes $15 million from the CIA reserve fund for contingencies; and

An amendment that specifies $13.5 million for food research in the Army research and development funds.

Rejected:

An amendment that sought to delete $1.5 billion for the procurement of B–1 bombers (by a recorded vote of 178 ayes to 243 noes, Roll No. 389); and

An amendment that sought to delete $239 million for the procurement of A–10 attack aircraft (by a recorded vote of 122 ayes to 299 noes, Roll No. 390).

Pages 21126–21155

Referrals: Three Senate-passed measures were referred to the appropriate House committee.

Page 21184

Adjournment: Adjourned at 6 p.m.

Committee Meetings

UPLAND COTTON ALLOTMENT SYSTEM

Committee on Agriculture: Subcommittee on Cotton held a hearing on H.R. 7855 and related bills, to update the upland cotton allotment system. Testimony was heard from Dr. Howard Jhort, USDA; and public witnesses.

SPECIAL PAY PROVISIONS EXTENSION

Committee on Armed Services: Met and ordered reported favorably to the House H.R. 8011, to extend for 1 year the special pay provisions for physicians and dentists in the uniformed services and to reinstate the special pay provisions for optometrists and veterinarians in the uniformed services.

NATIONAL DEFENSE REQUIREMENTS

Committee on the Budget: Task Force on National Security continued hearings on national defense requirements and funding alternatives over the next 5 years. Testimony was heard from senior Air Force officials.

Hearings continue Tuesday, July 12.

IMPEDIMENTS TO DISTRICT OF COLUMBIA DEVELOPMENT

Committee on the District of Columbia: Continued hearings on the committee report entitled "Impediments to the Economic, Functional, and Aesthetic Development of the District of Columbia." Testimony was heard from John F. Galuardi, Region 3 Administrator, General Services Administration.

Hearings continue tomorrow.

AGE DISCRIMINATION IN EMPLOYMENT

Committee on Education and Labor: Subcommittee on Employment Opportunities met for markup of H.R. 5383, amendments to the Age Discrimination in Employment Act, and will resume tomorrow.

IMPACT AID

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on impact aid with testimony from public witnesses.

Hearings continue tomorrow.

FEDERAL COAL MINE HEALTH AND SAFETY ACT

Committee on Education and Labor: Subcommittee on Labor Standards held an oversight hearing on the Federal Coal Mine Health and Safety Act of 1969. Testimony was heard from Joan M. Davenport, Assistant Secretary of the Interior for Energy and Minerals; and Robert Barrett, Administrator, Mining Enforcement Safety Administration.

Hearings continue tomorrow.

NATIONAL ENERGY ACT

Ad Hoc Committee on Energy: Met for briefing by the professional staff of jurisdictional committees on title II, part B, Transportation, of the National Energy Act.

GOVERNMENT OPERATIONS MISCELLANY

Committee on Government Operations: Met and ordered reported favorably to the House the following bills and reports:

H.R. 7691 amended, to distinguish Federal grant and cooperative agreement relationships from Federal procurement relationships;

Section 701 amended, van pooling, of H.R. 6831, National Energy Act.

H.R. 2176 amended, to provide for the audit, by the Comptroller General, of the Federal Reserve Board, the Federal Reserve banks and their branches and check clearing, wire transfer, and security facilities, the Federal Deposit Insurance Corporation, and the Office of the Comptroller of the Currency;

S. 213, to provide for the audit, by the Comptroller General, of the Internal Revenue Service and of the Bureau of Alcohol, Tobacco, and Firearms; and reports entitled as follows:

Federal Trade Commission Oversight—Rulemaking, Advertising, and Consumer Access;

Real Estate Leasing Practices of the Comptroller of the Currency and the Federal Deposit Insurance Corporation.

CAMPAIGN FINANCING

Committee on House Administration: Continued hearings on public financing of congressional campaigns. Testimony was heard from public witnesses.

PRINTING AUTHORIZATIONS

Committee on House Administration: Subcommittee on Printing met and approved for full committee action the following resolutions:

H. Res. 490, to provide for reprinting of House Report 94–1688 and House Report 94–1757;

H. Res. 608, providing for the printing of the final report of the American Indian Policy Review Commission;

H. Res. 654, authorizing the printing as a House document of a certain committee print of the Subcommittee on the City of the Committee on Banking, Finance and Urban Affairs;

H. Con. Res. 204, to authorize the printing of a revised edition of "Our Flag" as a House document; and

H. Con. Res. 205 amended, to authorize the printing of a revised edition of "Our American Government" as a House document;

H. Con. Res. 241 was amended and referred to full committee without recommendation.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Services met for consideration of GAO report on the Beauty Shop.

REDWOOD NATIONAL PARK

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs met for discussion of H.R. 3813, Redwood National Park expansion.

ZUNI INDIAN TRIBE LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on H.R. 3787, to direct the Secretary of the Interior to purchase and hold certain lands in trust for the Zuni Indian Tribe of New Mexico. Testimony was heard from Representatives Runnels and Lujan; Raymond Butler, Bureau of Indian Affairs; and public witnesses.

HUMAN RIGHTS IN EAST TIMOR

Committee on International Relations: Subcommittee on International Organizations held a hearing on human rights in East Timor. Testimony was heard from Representatives Meyner and Goodling, and public witnesses.

WESTERN EUROPE

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on the political and economic situation in Western Europe and West European/American economic relations. Testimony was heard from J. Robert Schaetzel, former U.S. Ambassador to the European Community.

U.S. POLICY TOWARD THE CARIBBEAN

Committee on International Relations: Subcommittee on Inter-American Affairs held a hearing on U.S. policy toward the Caribbean. Testimony was heard from Terence Todman, Assistant Secretary of State for Latin American Affairs; and Abelardo Valdez, Assistant Director for Latin America, AID.

Hearings continue Thursday, June 30.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Began markup for H.R. 6831, National Energy Act, and will resume tomorrow.

PUBLIC DISCLOSURE OF LOBBYING ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations con-

tinued markup of H.R. 1180, Public Disclosure of Lobbying Act, and will resume tomorrow.

MANDATORY RETIREMENT

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued oversight hearings on age 70 mandatory retirement. Testimony was heard from Representative Pepper; and representatives of National Retired Teachers Association; American Association of Retired Persons; and National Council on Aging.

APPALACHIAN DEVELOPMENT HIGHWAY SYSTEM

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on H.R. 3746, to increase the authorized Federal share of certain projects on the Appalachian Development Highway System. Testimony was heard from Representative Miller of Ohio; Ohio State Senator Mussey; State Highway officials; and Donald Whitehead, former Federal Co-Chairman of Appalachian Regional Commission.

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Rules: Granted a modified rule providing 2 hours of general debate; providing no amendment to and no motion to recommit said bill affecting the compensation of Members of the House of Representatives or of the Senate shall be in order in the House or in the Committee of the Whole except one amendment providing that no part of the funds appropriated . . . may be used hereafter to pay the salary or basic pay of any individual in any office or position in the legislative, executive, or judicial branch, or in the government of the District of Columbia, at a rate which exceeds the rate or maximum rate, of salary or basic pay payable for such office or position for January 4, 1977, and the fuller provisions of which are stated in the rule and said amendment shall be in order, any rule of the House to the contrary notwithstanding; providing for pro forma amendments; and further providing that no amendment shall be in order in the House or in the Committee of the Whole which has the effect of changing or modifying said amendment, on H.R. 7932, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1978. Testimony was heard from Representatives Shipley, Armstrong, Coughlin, Steiger, and Cederberg. Statements for the record were submitted by Representatives Pickle and Pressler.

SELECT COMMITTEES

Committee on Rules: The committee postponed action until a future date on H. Res. 70, to establish a Select Committee on Population; H. Res. 658, to establish a Permanent Select Committee on Intelligence; and the Report of the Ad Hoc Subcommittee on Select Committees.

OIL SPILL RECOVERY TECHNOLOGY

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held a hearing on oil spill recovery technology. Testimony was heard from officials of EPA; NOAA; U.S. Coast Guard; and public witnesses.

Hearings continue tomorrow.

PRODUCT LIABILITY INSURANCE

Committee on Small Business: Subcommittee on Capital, Investment, and Business Opportunities continued hearings on product liability insurance. Testimony was heard from representatives of The Hartford Insurance Group; and Liberty Mutual Insurance Co.

Hearings continue Thursday, June 30.

SPECIAL DISCHARGE REVIEW PROGRAM

Committee on Veterans' Affairs: Special Oversight Subcommittee on Special Discharge Review Programs continued hearings with testimony from veterans' organizations and other public witnesses.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued markup of title II of H.R. 6831, National Energy Act, and will resume tomorrow.

Joint Committee Meetings

STRIP MINING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, but did not reach final agreement thereon and will meet again tomorrow.

TRANSPORTATION APPROPRIATIONS

Conferees agreed to file a conference report on the differences between Senate- and House-passed versions of H.R. 7557, making appropriations for the Department of Transportation for fiscal year 1978.

MILITARY CONSTRUCTION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 1474, authorizing funds for construction at certain military installations for fiscal year 1978.

HOUSING

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 6655, authorizing funds for housing and community development assistance programs for fiscal years 1978 through 1980, but did not complete action thereon and will meet again tomorrow.

Wednesday, June 29, 1977

Senate

Chamber Action

Routine Proceedings, pages 21431–21528

Bills Introduced: 11 bills and 5 resolutions were introduced, as follows: S. 1776–1786; and S. Res. 211–215. Pages 21529–21530

Bills Reported: Reports were made as follows:

S. 854, authorizing the Secretary of Commerce to sell two obsolete vessels to Mid-Pacific Sea Harvesters, Inc., Hawaii (S. Rept. 95-314);

S. 1331, to establish within the Library of Congress a Center for the Book—a research center that would investigate the history and prospects of the book, with amendments (S. Rept. 95-315);

S. 1608, to abolish the Joint Committee on Congressional Operations, with an amendment (S. Rept. 95-316);

H.R. 5638, to make the reciprocal fisheries agreement between the United States and Canada effective during 1977 (S. Rept. 95-317);

S. Res. 211, requesting an additional $25,000 for expenses of the Committee on the Budget (without written report); and

S. Res. 212, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1307, to deny benefits to certain Vietnam era veterans whose discharges under less than honorable conditions are administratively upgraded to discharge under honorable conditions (without written report), referred to Committee on the Budget. Page 21530

Bills Passed:

Agriculture Appropriations: Senate passed H.R. 7558, making appropriations for the Department of Agriculture for fiscal year 1978, after agreeing to committee amendments en bloc, and nine other proposed amendments, as follows:

(1) Eagleton unprinted amendment No. 585, making a clerical correction in a money figure in the Agricultural Credit Insurance Fund; Page 21436

(2) Talmadge U.P. No. 587, appropriating an additional $50 million for Agricultural Conservation Program in drought areas in the Southeast; Page 21437

(3) Eagleton U.P. No. 588, to change the present contractual arrangement for the Agricultural Conservation Program to a direct appropriation or concurrent liquidation of obligations; Page 21438

(4) Huddleston U.P. No. 589, increasing by $4 million funding for the Agricultural Extension Service; Page 21439

(5) Modified Williams U.P. No. 590, increasing by $400,000 funds for the Animal and Plant Health Inspection Service for increased enforcement of the Horse Protection Act; Page 21440

(6) Clark U.P. No. 591, increasing by $1.5 million funds for Animal and Plant Health Inspection Service to establish a pseudorabies control program; Page 21440

(7) Eagleton U.P. No. 592, making $75 million available upon enactment to the ASCS for conservation programs in drought areas in the Southeast; Page 21441

(8) By 54 yeas to 44 nays, Dole U.P. No. 593, limiting to $50,000 Federal payment to any sugar producer; and Page 21441

(9) Hart U.P. No. 594, appropriating an additional $700,000 to the Agricultural Research Service for planning money to relocate the Insect and Animal Disease Laboratory from the Denver Federal Center to Colorado University Research Center, Fort Collins. Page 21442

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Eagleton, Stennis, Proxmire, Robert C. Byrd, Inouye, Bayh, Chiles, Burdick, McClellan, Bellmon, Young, Hatfield, and Stevens. Page 21463

Pages 21433–21463

Military Construction Appropriations: Senate passed H.R. 7589, making appropriations for construction at certain military installations, after agreeing to committee amendments en bloc and taking action on other proposed amendments, as follows:

Adopted:

(1) Johnston unprinted amendment No. 596, of a technical and conforming nature; Page 21464

(2) Hathaway U.P. No. 597, to assure that the appropriation as well as the authorization shall be subject to Section 612 military base closings; and Page 21465

(3) Stevens U.P. No. 598, relating to the eligibility of an individual for admission to the Military Academy this year. Page 21471

Rejected: By 34 yeas to 64 nays, Proxmire amendment No. 474, limiting appropriations of all items in the bill to an amount not to exceed the most recent Presidential budget requests therefore. Page 21468

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Sena-

tors Johnston, McClellan, Inouye, Huddleston, Sasser, Stevens, Young, and Bellmon. Page 21473
Pages 21463–21473

Labor-HEW Appropriations: By 71 yeas to 18 nays, Senate passed H.R. 7555, making appropriations for the Departments of Labor and Health, Education, and Welfare for fiscal year 1978, after taking action on additional proposed amendments as follows:

Adopted:

(1) Magnuson U.P. No. 599, to reduce by $25 million the discretionary fund of the Secretary of Labor; Page 21474

(2) Cranston U.P. No. 600, to allow States to continue to receive reimbursement for their valid expenditures claimed as a result of court-ordered retroactive public assistance payments, audit exceptions and adjustments to prior year cost; Page 21474

(3) Allen amendment No. 477 to relieve Tuskeegee Institute, Alabama, from requirement that it pay $250,000 in matching funds for upgrading its veterinary school; Page 21475

(4) Humphrey U.P. No. 601, increasing by $1 million funds for education for the handicapped, and earmarking $3 million to be available for such purposes; Page 21475

(5) By 56 yeas to 39 nays, Brooke U.P. No. 605, providing substitute language for section 209 so as to bar the use of funds to perform abortions except where the life of the mother would be endangered if the fetus were carried to term, or where medically necessary, or for the treatment of rape or incest victims (motion to table rejected by 37 yeas to 58 nays, and amendment ruled germane by 74 yeas to 21 nays); Page 21496

(6) Modified Cranston amendment No. 478, to increase by $1.4 million funds for ACTION Agency; Page 21503

(7) By 78 yeas to 11 nays, Harry F. Byrd, Jr., U.P. No. 607, barring funds for the purpose of conducting school civil rights surveys for the school year 1977–1978, as amended by Javits U.P. No. 609, stating proviso that whenever the Secretary has reason to believe that a violation of the Civil Rights Laws exists in a school system, he may take an appropriate survey in respect to that school system; Page 21506

(8) Kennedy U.P. No. 608, appropriating an additional $20 million for the Health Resources Administration; and Page 21514

(9) By 61 yeas to 27 nays, modified Dole amendment No. 610, to require that before penalties are imposed for any first instance violation, OSHA must consult with the employer on possible methods to bring the plant into full compliance. Page 21516

Rejected:

(1) By 42 yeas to 56 nays, Packwood U.P. No. 602, to delete section 209, barring funds for use to perform abortions except under certain specific circumstances; Page 21476

(2) By 33 yeas to 65 nays, Helms U.P. No. 604 (as a substitute for Packwood U.P. No. 602), barring funds for use to perform abortions except where the life of the mother would be endangered if the fetus were carried to term; Page 21487

(3) Domenici U.P. No. 606 (of a perfecting nature to Brooke U.P. No. 605) (tabled by 59 yeas to 36 nays); Page 21500

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Magnuson, Robert C. Byrd, Proxmire, Hollings, Eagleton, Bayh, Chiles, Burdick, McClellan, Brooke, Case, Schweiker, Mathias, and Young.
Pages 21473–21527

Budget Act Waiver: Senate agreed to S. Res. 200, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of H.R. 6415, to extend the Export-Import Bank Act from June 30, 1978 until September 30, 1978 in order to conform to the new fiscal year. Page 21532

Export-Import Bank: Senate passed with committee amendment and returned to the House H.R. 6415, to extend the Export-Import Bank Act from June 30, 1978 until September 30, 1978 in order to conform to the new fiscal year. Page 21532

Mortgage Insurance: Senate passed without amendment and cleared for the President H.J. Res. 525, to provide for a temporary extension of certain Federal Housing Administration mortgage insurance and related authorities and of the national flood insurance program. Page 21532

Government Documents: Senate agreed to S. Res. 213, to permit withdrawal and release of certain documents, papers or other information pertaining to possible criminal activities. Page 21533

Government Documents: Senate agreed to S. Res 214, to permit withdrawal and release of certain documents, papers or other information pertaining to possible criminal activities. Page 21533

Budget Act Waiver: Senate agreed to S. Res. 197, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1420, to revise and extend through fiscal year 1980 child nutrition programs administered under the National School Lunch Act and the Child Nutrition Act. Page 21533

Mihailovich Monument: Senate passed with committee amendment and sent to the House S. 244, authorizing the construction in Washington, D.C., of a monument to General Draza Mihailovich of Yugoslavia. Page 21534

Budget Act Waiver: Senate agreed to S. Res. 199, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1341, authorizing funds for fiscal year 1978 for the Energy Research and Development Administration's military programs which have potential civilian energy applications. Pages 21534–21535

ERDA Authorizations: Senate passed with committee amendments and sent to the House S. 1341, authorizing funds for fiscal year 1978 for the Energy Research and Development Administration's military programs which have potential civilian energy applications. Pages 21535–21536

Henry Ford: Senate agreed to S. Res. 215, marking the occasion of the 75th anniversary of the enterprise founded by the elder Henry Ford as an appropriate time to recognize his unique industrial statesmanship. Pages 21536–21537

Bill Referred: By unanimous consent it was agreed that if and when S. 1750, Saccharin study, labeling and advertising, is reported by Committee on Human Resources, it be referred to Committee on Commerce, Science, and Transportation until July 27, 1977, for its consideration of that portion of the bill relating to broadcast advertising. Page 21533

Messages From the House: Page 21528

Amendments Submitted for Printing: Pages 21530–21531

Executive Communications: Pages 21528–21529

Removal of Conferee: Senator McGovern was removed as a conferee on H.R. 5262, U.S. participation in international financial institutions, and H.R. 6884, International Security Assistance Act. Page 21528

Unanimous Consent Agreement: By unanimous consent it was agreed that (at approximately 9:45 a.m.) on Thursday, June 30, Senate will proceed to consider S. 1420, to revise and extend through fiscal year 1980 child nutrition programs administered under the National School Lunch Act and the Child Nutrition Act, time for debate thereon be limited to 1 hour, with 30 minutes on amendments; following disposition of which it will take up H.R. 7553, making appropriations for Public Works for water and power development and energy research for fiscal year 1978, on which bill Senate reached a unanimous consent agreement concerning circumstances for procedure governing its consideration. Pages 21534, 21538

Senate Computerized Information: Consent was given for all Senate bills and resolutions introduced or submitted prior to February 11, 1977, not already passed or agreed to prior to that date, be considered as having been re-assigned as of that date to the appropriate committee. Such bills include S. 1–716; S.J. Res. 1–20; S. Con. Res. 1–10; and S. Res. 1–81. Page 21538

Presidential Message: Senate received a message from the President transmitting Tenth Annual Report on Highway and Traffic Safety—referred jointly to Committees on Commerce, Science, and Transportation, and Environment and Public Works—PM 90. Pages 21533–21534

Nominations: Senate received the following nominations:

Gerard C. Smith, of the District of Columbia, to be Ambassador at Large and U.S. Special Representative for Non-Proliferation Matters, and to be Representative of the U.S. to the International Atomic Energy Agency;

Frank V. Ortiz, Jr., of New Mexico, to be Ambassador to Barbados, and Grenada;

T. F. Gilroy Daly, to be U.S. District Judge for the District of Connecticut;

Joseph F. Dolan, to be U.S. Attorney for the District of Colorado;

D. L. Rampey, Jr., to be U.S. Attorney for the Middle District of Georgia;

Peter E. Corning, to be U.S. Attorney for the Northern District of New York;

James J. Gillespie, to be U.S. Attorney for the Eastern District of Washington;

Charles E. Graves, to be U.S. Attorney for the District of Wyoming;

Edward N. Keliikoa, to be U.S. Marshal for the District of Hawaii;

Hubert T. Taylor, to be U.S. Marshal for the Northern District of West Virginia; and

Sundry nominations in the Coast Guard.
Pages 21538–21539

Record Votes: Eleven record votes were taken today.
Pages 21459, 21470, 21492, 21496, 21500, 21501–21502, 21515, 21518, 21526–21527

Recess: Senate met at 9:30 a.m. and recessed at 10:25 p.m. Page 21538

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Committee approved for reporting (when received from the House) proposed appropriations for fiscal year 1978 for the defense establishment in the amount of $111,062,272,000.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee resumed hearings on proposed budget estimates for the District of Columbia Government for fiscal year 1978, including funds for the Civic Center, and on proposed supple-

mental appropriations for fiscal year 1977. Witnesses heard were Mayor Walter E. Washington, Sterling Tucker, Chairman of the Council, and Ben W. Gilbert, Director, Municipal Planning Office, who were accompanied by several of their associates of the District of Columbia Government; Victor L. Lowe, Director, General Government Division, General Accounting Office; Foster Shannon, President, Metropolitan Washington Board of Trade, and numerous public witnesses.

Hearings continue tomorrow.

ENERGY CONSERVATION

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on energy conservation programs for existing residential buildings, as contained in title I of S. 1469, proposed National Energy Act. Witnesses heard were Henry Lee, Energy Policy Office, Commonwealth of Massachusetts, Boston; John Stevens, New England Electric Systems, Westborough, Mass.; Michael Johnson, National Association of Regulatory Utility Commissioners, Washington, D.C.; Susannah Lawrence, Consumer Action Now, Washington, D.C.; and Thomas Stanton, Housing Research Group, Washington, D.C.

Hearings were recessed subject to call.

RADIATION

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space and Consumer Subcommittee continued hearings jointly on the effects of radiation on the health, safety, and environment of humans. Witnesses heard were William J. Thaler, Office of Telecommunications Policy, Executive Office of the President; Chuck Hardin, Conference of Radiation Control Program Directors, and Kentucky Radiation Control Program, Frankfort; Dr. Richard B. Setlow, Brookhaven National Laboratory, Upton, New York, accompanied by Dr. Alvin G. Lazen, Assembly of Life Sciences, National Academy of Science; and Richard Bauer, American Society of Radiologic Technologists.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Environment and Public Works: Committee concluded hearings on the following nominations after the nominees testified and answered questions on their own behalf: Claud Anderson, of Florida, to be Federal Cochairman of the Coastal Plains Regional Commission; J. Joseph Grandmaison, of New Hampshire, to be Federal Cochairman of the New England Regional Commission; Patsy Ann Danner, of Missouri, to be Federal Cochairman of the Ozarks Regional Commission; and William R. Bechtel, of Wisconsin, to be Federal Cochairman of the Upper Great Lakes Regional Commission. Mr. Anderson was introduced to the committee by Senator Stone; Mr. Grandmaison by Senators McIntyre and Durkin; Ms. Danner by Senator Eagleton, and Mr. Bechtel by Senator Nelson.

Committee will hold hearings tomorrow on the nominations of other individuals to be Federal Cochairmen of Regional Commissions.

CLEAN WATER

Committee on Environment and Public Works: Subcommittee on Environmental Pollution continued oversight hearings on the implementation and management of the Clean Water Act (Public Law 92–500). Witnesses heard were Senators Biden and Curtis; Delegate de Lugo; Wilmot Hess, Acting Assistant Administrator, National Oceanic and Atmospheric Administration, Department of Commerce; Gus Speth, Member, Council on Environmental Quality; Rear Admiral G. H. Patrick Bursley, Chief Counsel, U.S. Coast Guard, Department of Transportation; Lindsey Grant, Deputy Assistant Secretary of State for Environmental and Population Affairs; Joseph Brennan, Attorney General of Maine, Augusta; James J. Reynolds, American Institute of Merchant Shipping, Washington, D.C.; and W. J. Coppoc, American Petroleum Institute, Washington, D.C.

Hearings continue tomorrow.

BLACK LUNG

Committee on Finance: Committee ordered favorably reported S. 1538, proposing reform in the administration of the black lung benefits program, after considering and amending the tax and trust fund aspects of this measure.

NUCLEAR POLICY

Committee on Foreign Relations: Committee held hearings to receive testimony on the Administration's nonproliferation and nuclear export policies from Joseph S. Nye, Deputy to the Under Secretary of State for Security Assistance, Science and Technology.

Committee recessed subject to call.

POSTAL SERVICE

Committee on Governmental Affairs: Subcommittee on Energy, Nuclear Proliferation and Federal Services, continued hearings on a report of the Commission on Postal Service, receiving further testimony on the effect of electronic communication on the Postal Service. Witnesses heard were Louis Cox, General Counsel, United States Postal Service; Samuel W. Fordyce, Manager, Special Communications Applications, National Aeronautics and Space Administration; and Henry Geller Aspen Institute, Washington, D.C.

Hearings were recessed subject to call.

SACCHARIN

Committee on Human Resources: Subcommittee on Health and Scientific Research approved for full committee consideration S. 1750, proposing studies of the issues relating to the use, labeling, and advertising of saccharin.

OCCUPATIONAL HAZARDS

Committee on Human Resources: Labor Subcommittee continued hearings on the problems of occupational disease, hazard and health risks, and on providing compensation to the victims of occupational disease, receiving testimony from Gregory Ahart, Director, Human Resources Division, General Accounting Office; Edward Baier, Deputy Director, National Institute of Occupational Safety and Health, Department of Health, Education, and Welfare; and Eula Bingham, Assistant Secretary of Labor for Occupational Safety and Health, each of whom was accompanied by their associates.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following business items:

H.R. 1551, to permit the Sabine River Compact Authorities, Texas and Louisiana, to address themselves to the problems of pollution abatement and saline intrusion in the water sources within their jurisdiction; and

The following nominations: Francis J. Boyle, to be U.S. District Judge for the District of Rhode Island;

Harold D. Hardin, to be U.S. Attorney for the Middle District of Tennessee;

Thomas P. Sullivan, to be U.S. Attorney for the Northern District of Illinois;

Emmett W. Fairfax, to be U.S. Marshal for the Western District of Missouri; and

George R. Grosse, to be U.S. Marshal for the Middle District of Florida.

Also, Committee discussed S.J. Res. 1, proposing amendments to the Constitution so as to provide for the direct popular election of the President and Vice President of the United States; S. 1651, to prescribe standards for the use of transportation in court ordered busing cases; and S. 1613, to improve access to the Federal courts by enlarging the civil and criminal jurisdiction of United States magistrates.

FALSE IDENTIFICATION

Committee on the Judiciary: Committee resumed hearings on S. 1096, to strengthen Federal regulations concerning use of false identification when applying for Federal identification documents, receiving testimony from Detectives John J. Powers, and Charles Tedesco, both of the Metropolitan Police Department, District of Columbia Government; and Special Agent John Rowley, Bureau of Alcohol, Tobacco, and Firearms, Department of the Treasury.

Hearings were adjourned subject to call.

VETERANS' EDUCATION

Committee on Veterans' Affairs: Subcommittee on Health and Readjustment concluded oversight hearings on the G.I. bill education program, including testimony on legislation which would increase rates and extend time to take advantage of such benefits (S. 229, 236, 326, 449, 458, 956, 1421, 1660, and 457, and amendments No. 448 to S. 457). Witnesses heard were Senator Melcher; Dr. Glenn Gooder, Santa Barbara, California, representing the California Community and Junior College Association; Ronald C. Lee, Golden Gate University, San Francisco; David Travis, California State University and Colleges, Los Angeles; Dr. Norman Watson, Costa Mesa, California, representing the American Association of Community and Junior Colleges; Ed H. Golembieski, The American Legion, Washington, D.C.; William E. Lawson, American Association of Minority Program Administrators, Washington, D.C.; Lawrence Roffee, Paralyzed Veterans of America, Washington, D.C.; Gordon M. Ambach, New York State Education Department, Albany; Marvin Busbee, National Association of State Approving Agencies, Columbia, South Carolina; Dr. Lloyd Davis, National University Extension Association, Washington, D.C.; Dr. Eugene Mills, Durham, representing the National Association of State Universities and Land Grant Colleges; Dr. James B. Preus, University of Minnesota, Minneapolis; James Bombard, Queensborough Community College, City University of New York; James A. Kiser, Jr., South Carolina State Board for Technical and Comprehensive Education, West Columbia; and Thomas E. Wincek, National Association of Veteran Program Administrators, Minneapolis.

SMALL BUSINESS POLICY

Select Committee on Small Business: Subcommittee on Government Regulation and Small Business Advocacy held hearings jointly with the Economic Growth and Stabilization Subcommittee of Joint Economic Committee on S. 1726, to declare a national small business economic policy, and to provide for an ongoing program of advocacy and economic research and analysis for small business. Witnesses heard were Dr. Burkeley Burrell, National Business League, Washington, D.C.; Prof. George A. Doyle, Assumption College, Worcester, Mass.; Richard L. Lesher, Chamber of Commerce of the United States, Washington, D.C.; Herbert Lievenson, National Small Business Association, Washington, D.C.; Leo McDonough, Smaller Manufacturers

Council, Pittsburgh; James D. McKevitt, Washington Counsel, National Federation of Independent Business; Hugh B. O'Malley, Small Business Service Bureau; Lewis Shattuck and Roger E. Travis, Small Business Association of New England, Waltham, Mass.; and Herbert Krasnow, National Association of Small Business Investment Companies, Washington, D.C.

Hearings were recessed subject to call.

NATIONAL SMALL BUSINESS POLICY

Select Committee on Small Business: Subcommittee on Government Regulation and Small Business Advocacy held hearings to explore further options for the development of a national policy on small business. Witnesses heard were A. Vernon Weaver, Administrator, accompanied by Anthony S. Stasio, Acting Assistant Administrator, for Advocacy and Public Information, both of the Small Business Administration; Roger E. Travis, Smaller Business Association of New England, Waltham; Herbert Liebenson, National Small Business Association, Washington, D.C.; James D. McKevitt, Washington Counsel, National Federation of Independent Business; and Walter Stults, National Association of Small Business Investment Companies, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 36 public bills, H.R. 8078–8113; 7 private bills, H.R. 8114–8120; and 11 resolutions, H. Con. Res. 267–271, and H. Res. 665–670, were introduced. Pages 21429–21430

Reports Filed: Reports were filed as follows:

Report entitled "Allocation of Budget Totals for Fiscal Year 1978," Committee on Armed Services (H. Rept. 95-469);

Conference report on H.R. 7557, making appropriations for the Department of Transportation for fiscal year 1978 (H. Rept. 95-470); and

H. Res. 666, providing for the consideration of H.R. 7171, Agriculture Act of 1977. Page 21429

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 7557, making appropriations for the Department of Transportation for fiscal year 1978. Page 21361

HUD Appropriations: House disagreed to the amendments of the Senate to H.R. 7554, making appropriations for the Department of Housing and Urban Development for fiscal year 1978; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Boland, Traxler, Baucus, Stokes, Bevill, Boggs, Burlison of Missouri, Alexander, Mahon, Coughlin, McDade, Young of Florida, and Cederberg.

Minority Position: Agreed to H. Res. 665, designating Gerald Lipson a minority employee, effective July 1, 1977. Page 21367

Legislative Appropriations: By a yea-and-nay vote of 250 yeas to 161 nays, Roll No. 396, the House passed H.R. 7932, making appropriations for the Legislative Branch for fiscal year 1978.

Rejected a motion to recommit the bill to the Committee on Appropriations with instructions to report it back containing amendments that sought to: prohibit a person from receiving salaries from both a Members' and a committee payroll simultaneously; strike out the $5,000 increase for Members' official expense allowance; require that all House cafeterias, the recording studio, the stationary room, and barbershops be financially self-sustaining; make available to the public all disbursement records of the Clerk of the House; and prohibit the House Administration Committee from modifying allowances without prior floor consideration (same amendments were rejected earlier while in the Committee of the Whole).

Rejected:

An amendment that sought to prohibit funds for the March 1 pay increase for Congress, the Executive Branch, the Judicial Branch, and others covered by the Presidential Commission on Executive, Legislative, and Judicial Salaries (rejected by a recorded vote of 181 ayes to 241 noes with 2 voting "present", Roll No. 393);

An amendment was offered and subsequently withdrawn that sought to strike out language providing salaries for the majority and minority printers;

An amendment that sought to strike out funds for the printing of House of Representatives wall calendars or United States Capitol Historical Society calendars (rejected by a division vote of 18 ayes to 52 noes);

An amendment that sought to require all congressional operations in title I be subjected to audit by the Comptroller Gneral;

An amendment that sought to provide $225,000 for the Joint Committee on Defense Production (rejected by a recorded vote of 172 ayes to 244 noes, Roll No. 394);

A point of order was sustained against language providing $483,000 to develop a temporary House parking facility at the old Providence Hospital site—subsequently agreed to an amendment that restated the language, without funds for the parking lot;

Rejected an amendment that sought to add $4 million for salaries and expenses of the General Accounting Office;

An amendment that sought to strike out language appropriating $55 million for extension of the West Central Front of the Capitol Building (rejected by a recorded vote of 204 ayes to 212 noes, Roll No. 395);

An amendment that sought to eliminate through attrition, position of elevator operator, who operate automatic elevators (rejected by a division vote of 35 ayes to 82 noes);

An amendment that sought to prohibit funds for the purchase or maintenance of any automobile that gets less than 20 miles per gallon;

A point of order was sustained against an amendment that sought to include post secondary education vocational school students in the L.B.J. summer intern program; and

Rejected an amendment that sought to prohibit funds for the planning or construction of any additional House office buildings.

H. Res. 664, the rule providing for the consideration of the bill was adopted earlier by a yea-and-nay vote of 279 yeas to 139 nays, Roll No. 392). Pages 21361–21414

Committees To Sit: Subcommittee on the Environment, Energy, and Natural Resources of the Committee on Government Operations and the Committee on Public Works and Transportation received permission to sit during proceedings of the House under the 5-minute rule on Thursday, June 30. Page 21415

Independence Day District Work Period: House agreed to H. Con. Res. 267, providing for an adjournment of the House from June 30 until July 11, 1977, and a recess of the Senate from July 1 until July 11, 1977. Page 21415

Presidential Message—Highway Safety: Received and read a message from the President wherein he transmits to Congress the annual reports on the Highway Safety and National Motor Vehicle and Traffic Safety Acts of 1966—referred to the Committee on Public Works and Transportation and the Committee on Interstate and Foreign Commerce. Page 21415

Subpenas Duces Tecum: Read letters from the Clerk and the Sergeant at Arms of the House, wherein they had been served with subpenas duces tecum, directing them to appear before the Grand Jury of the United States District Court for the District of Columbia. Pursuant to H. Res. 10, the subpenas duces tecum were ordered printed in the Record. Pages 21415–21416

Adjournment: Adjourned at 6:33 p.m.

Committee Meetings

WEATHER DISASTERS AND THE ELDERLY

Select Committee on Aging: Held a hearing on weather disaster and the elderly. Testimony was heard from Representatives Rahall, and Cavanaugh, a panel of representatives from Administration on Aging, HEW, Federal Disaster Assistance Administration, HUD; and Office of Disaster Assistance, SBA; and panels of senior citizens, AAA, American National Red Cross, Salvation Army and other public witnesses. Statements for the record were submitted by Representatives Nowak and Carter.

UPLAND COTTON ALLOTMENT SYSTEM

Committee on Agriculture: Subcommittee on Cotton met and approved for full committee action language of H.R. 7855, to update the upland cotton allotment system, to be offered as an amendment to the general farm bill.

SOUTH KOREA

Committee on Armed Services: Met in executive session for a briefing on the threat to South Korea by Lt. Gen. Samuel V. Wilson, Director, and Rear Adm. William D. Robertson, Deputy Director, Defense Intelligence Agency.

MILITARY HEALTH CARE DELIVERY

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on military health care delivery and the CHAMPUS program. Testimony was heard from Robert N. Smith, Assistant Secretary for Health Affairs, and Vernon McKenzie, Deputy Assistant Secretary, Department of Defense; and representatives of the Benefits Assurance Association, Petersburg, Va.

IMPACT OF ENERGY PROPOSALS

Committee on the Budget: Held a hearing on the President's energy proposals and their economic and budgetary implications. Testimony was heard from Dr. William Nordhaus, Member, Council of Economic Advisers; Elliot Cutler, Office of Management and Budget; and a panel of economists.

HISTORIC EVENTS MEDAL

Committee on Banking, Finance and Urban Affairs: Subcommittee on Historic Preservation and Coinage held a hearing on and approved for full committee action H.J. Res. 386, to provide for the striking of a national medal to be issued annually in commemoration of the bicentennials of outstanding historic events and personalities from 1777 to 1789. Testimony was heard from Fred Schwingel, Capitol Hill Historical Society.

LOAN PROGRAM FOR HISTORIC RESOURCES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Historic Preservation and Coinage held an oversight hearing on an adequate loan program for historic resources. Testimony was heard from offi-

cials of Afro-American Bicentennial Commission; Advisory Council on Historic Preservation; and National Trust.

IMPEDIMENTS TO DISTRICT OF COLUMBIA DEVELOPMENT

Committee on the District of Columbia: Continued hearings on the committee report entitled "Impediments to the Economic, Functional, and Aesthetic Development of the District of Columbia." Testimony was heard from Garth Marston, Chairman, Federal Home Loan Bank Board, and Jack Fish, National Park Service.

Hearings continue tomorrow.

IMPACT AID

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on impact aid with testimony from public witnesses.

Hearings continue tomorrow.

SEX DISCRIMINATION

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on H.R. 5055 and 6075, to prohibit sex discrimination on the basis of pregnancy. Testimony was heard from public witnesses.

AGE DISCRIMINATION IN EMPLOYMENT ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities met and approved for full committee action H.R. 5383 amended, amendments to the Age Discrimination in Employment Act.

FEDERAL COAL MINE HEALTH AND SAFETY ACT

Committee on Education and Labor: Subcommittee on Labor Standards continued oversight hearings on the Federal Coal Mine Health and Safety Act. Testimony was heard from Edward J. Baier, Deputy Director, National Institute for Occupational Safety and Health, and Thomas Galloway and J. Davitt McAteer, Center for Law and Social Policy.

NATIONAL ENERGY ACT

Ad Hoc Committee on Energy: Met for briefing by the Office of Technology Assessment on their analysis of the National Energy Act.

LEGISLATIVE BRANCH DISCLOSURE ACT

Select Committee on Ethics: Continued markup of H.R. 7401, Legislative Branch Disclosure Act of 1977, and will resume after the July 4 recess.

FEDERAL OFFICES OF INSPECTOR GENERAL

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on H.R. 2819, to establish statutory Offices of Inspector General in various Federal departments and agencies. Testimony was heard from officials of Community Services Administration.

DEPOSITORY LIBRARIES

Committee on House Administration: Subcommittee on Library and Memorials met and approved for full committee action H.R. 4751 as amended, to provide that Senators and Representatives in Congress may designate nationally accredited law schools as depository libraries.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and reviewed consultant contracts.

DOLLARS, DIPLOMACY AND DEVELOPMENT

Committee on International Relations: Subcommittees on International Economic Policy and Trade and on International Development held a joint hearing on dollars, diplomacy and development: debt in the North/South dialogue. Testimony was heard from Robert Ryan, Office of Monetary Affairs, Department of State.

PROSPECTIVE SALE OF AIRCRAFT TO IRAN

Committee on International Relations: Subcommittees on International Security and Scientific Affairs and on Europe and the Middle East held a joint hearing on prospective sale of aircraft to Iran. Testimony was heard from representatives of Department of State; Department of Defense; and Arms Control and Disarmament Agency.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Continued markup of H.R. 6831, National Energy Act, and will resume tomorrow.

GRAND JURY REFORM

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law continued hearings on H.R. 94, Grand Jury Reform Act. Testimony was heard from Assistant Attorney General Benjamin R. Civiletti.

STATE OF THE JUDICIARY

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued oversight hearings on state of the Judiciary/access to justice. Testimony was heard from Judge Robert A. Ainsworth, Jr., U.S. Court of Appeals for Fifth Circuit.

FEDERAL ROLE IN CRIMINAL JUSTICE

Committee on the Judiciary: Subcommittee on Crime and Science and Technology Subcommittee on DISPAC continued hearings on the Federal role in criminal justice and crime research. Testimony was heard from Chief Judge David L. Bazelon, U.S. Court of Appeals for District of Columbia; and representatives of National Science Foundation; National Institute of Mental Health; American Justice Institute; and a National Academy of Sciences panel.

Hearings continue tomorrow.

FEDERAL RULES OF CRIMINAL PROCEDURE

Committee on the Judiciary: Subcommittee on Criminal Justice began markup of H.R. 5866, to change the procedure for the removal of certain State criminal cases to the Federal courts, and adjourned subject to call of the Chair.

MARINE SAFETY PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation continued oversight hearings on the Coast Guard's Marine Safety Program. Testimony was heard from environmental groups and representatives from the inland and offshore marine industry.

FLEXIBLE WORK SCHEDULES

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization continued hearings on H.R. 1627, part-time employment; and H.R. 2732 and 2930, authorizing flexible work schedules. Testimony was heard from Representative Burke; Dr. Arthur S. Flemming, Commission on Aging; Joyce Skinner, HUD; Delegate Marily Goldwater, Maryland General Assembly; and public witnesses.

OILSPILL LIABILITY

Committee on Public Works and Transportation: Subcommittee on Water Resources approved for full committee action H.R. 6803, oilspill liability, with the recommendation that they concur with the Merchant Marine and Fisheries Committee report.

AGRICULTURE ACT

Committee on Rules: Granted an open rule providing 2 hours of general debate; waiving all points of order against the consideration of the bill for failure to comply with sections 401(a), 401(b)(1), 402, and 303(a) of the Congressional Budget Act of 1974, waiving all points of order against the consideration of section 1334 for failure to comply with the provisions of clause 5, rule XXI; providing that the bill be read for amendment by titles instead of by sections, making it in order to consider the text of H.R. 7940 in lieu of title XII of H.R. 7171, providing that H.R. 7940 be considered as an original text for the purpose of amendment and be read for amendment by sections, and waiving points of order against the amendment for failure to comply with the provisions of clause 7 of rule XVI and clause 5, rule XXI and making it in order to consider S. 275, section 303(a) of the Congressional Budget Act to the contrary notwithstanding and amend S. 275 with the provisions of H.R. 7171 as passed by the House, Agriculture Act of 1977. Testimony was heard from Chairman Foley and Representatives Wampler and Symms. Statements for the record were submitted by Chairman Foley and Representative Wampler.

FOOD STAMP ACT

Committee on Rules: Made in order as an amendment to H.R. 7171, Agriculture Act of 1977, H.R. 7940, Food Stamp Act of 1977. Testimony was heard from Chairman Foley and Representatives Wampler and Symms.

AD HOC SUBCOMMITTEE ON SELECT COMMITTEES REPORT

Committee on Rules: Heard testimony from Chairman Gillis Long and Representatives Moakley and Long on the report of the Ad Hoc Subcommittee on Select Committees.

OIL SPILL RECOVERY TECHNOLOGY

Committee on Science and Technology: Subcommittee on the Environment and the Atmosphere continued hearings on oil spill recovery technology. Testimony was heard from Representative Edgar; officials of Oil Spill Control Association; American Petroleum Institute; and other public witnesses.

MATERIALS TECHNOLOGY AND POLICY

Committee on Science and Technology: Subcommittee on Science, Research and Technology met for briefing on a Materials Technology and Policy Handbook.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Continued markup of title II of H.R. 6831, National Energy Act, and will resume tomorrow.

Joint Committee Meetings

SALINE WATER CONVERSION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4746, authorizing funds for saline water conversion program and for other water research programs for fiscal years 1978 and 1979.

STATE, JUSTICE, COMMERCE APPROPRIATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 7556, making appropriations for the

Departments of State, Justice, Commerce, and the Judiciary for fiscal year 1978.

STRIP MINING

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, but did not reach final agreement thereon and will meet again tomorrow.

INTERNATIONAL DEVELOPMENT ASSISTANCE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 6714, authorizing funds for fiscal year 1978 for bilateral development assistance and voluntary contributions to international organizations programs.

HOUSING

Conferees met to resolve the differences between the Senate- and House-passed version of H.R. 6655, authorizing funds for housing and community development assistance programs for fiscal years 1978 through 1980, but did not reach agreement thereon and will meet again on Monday, July 11.

DEPARTMENT OF ENERGY

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, but did not reach final agreement thereon and recessed subject to call.

SECURITY ASSISTANCE

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of H.R. 6884, authorizing funds for fiscal year 1978 for the International Security Assistance Program.

Thursday, June 30, 1977

Senate

Chamber Action

Routine Proceedings, pages 21732–21763

Bills Introduced: 33 bills and 2 resolutions were introduced, as follows: S. 1787–1819; S. Con. Res. 31; and S. Res. 216. Pages 21759–21761

Bills Reported: Reports were made as follows:

S. Res. 198, expressing the sense of the Senate that the U.S. representatives to the Helsinki Accords Review Conference should indicate the official U.S. concern over Soviet treatment of Anatoly Scharansky and Youri Orlov, Soviet citizens, with amendments (S. Rept. 95-318);

H.R. 1551, granting the consent of Congress to an amendment to the Sabine River Compact entered into by Texas and Louisiana (S. Rept. 95-319);

Special Report of Committee on Aging entitled "Kickbacks Among Medicaid Providers" (S. Rept. 95-320);

S. 409, designating the Meat Animal Research Center near Clay Center, Nebr., as the "Roman L. Hruska Meat Animal Research Center" (S. Rept. 95-321);

S. Res. 212, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1307, to deny benefits to certain Vietnam era veterans whose discharges under less than honorable conditions are administratively upgraded to discharge under honorable conditions (S. Rept. 95-322);

S. 71, giving banking agencies increased supervisory authority to reduce unsafe or unsound practices, with an amendment (S. Rept. 95-323); and

S. 1338, to update the procedures for the issuance and administration of permits for ski resorts, dude ranches, hotels, and other commercial outdoor recreation facilities and services on public domain national forest lands, with amendments (S. Rept. 95-324);

S. Res. 216, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1811, without written report, referred to Committee on the Budget; and

S. 1811, authorizing funds for fiscal year 1978 for the nuclear programs of the Energy Research and Development Administration, without written report.

Pages 21758–21759

Bills Passed:

School Lunch Program: Committee on Agriculture, Nutrition, and Forestry was discharged from the further consideration of H.R. 1139, to revise and extend through fiscal year 1980 child nutrition programs administered under the National School Lunch Act and the Child Nutrition Act, and by unanimous vote of 96 yeas the bill was then passed after striking all after the enacting clause and inserting in lieu thereof provisions of Senate companion bill, S. 1420, which had at first been amended by adoption of committee substitute amendment and eight other proposed amendments as follows:

(1) Dole unprinted amendment No. 612, calling for State cooperation in developing staffing standards for administering the Act; Page 21772

(2) Dole (for Humphrey) unprinted amendment No. 613, to make the nutrition education and training section of the bill an entitlement program for 5 years through September 30, 1982 (motion to reconsider rejected; also, the Chair overruled a point of order that the bill (as amended by this amendment) is in violation of section 401 of the Congressional Budget Act); Page 21773

(3) Bellmon unprinted amendment No. 614, en bloc, to give access to nutrition education to parents, and to facilitate coordinating of these education programs; Page 21773

(4) Clark amendment No. 462, providing a study by the Department of Agriculture of past and present patterns of sanitary practices of commodity producers under consideration for contracts for child nutrition programs; Page 21774

(5) McGovern unprinted amendment No. 615, of a technical nature necessitated by the change in the beginning of the fiscal year from July 1 to October 1; Page 21780

(6) Chiles unprinted amendment No. 616, to create a mechanism whereby the Secretaries of Agriculture and HEW could allow a single grant application for a comprehensive health education program; Page 21780

(7) McGovern unprinted amendment No. 617, changing from December 15 to December 1 of each year the date by which the Secretary of Agriculture must issue his study on proposed reimbursement rates for the summer feeding program; Page 21781

(8) Humphrey unprinted amendment No. 618, to establish an Institute of Food Management and Technology; and Page 21783

(9) McGovern unprinted amendment No. 619, to make clerical corrections in the bill. Page 21783

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Talmadge, McGovern, Humphrey, Clark, Leahy, Dole, Bellmon, and Helms. Page 21805

S. 1420 was then indefinitely postponed.

Pages 21763–21788
Pages 21797–21805

Budget Act Waiver: Senate agreed to S. Res. 208, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 660. Page 21791

Arkansas Riverbed Rights: Senate passed with committee amendment and sent to the House S. 660, authorizing the Secretary of the Interior to enter into an agreement with the Cherokee, Choctaw, and Chickasaw Indian Nations for the purchase and/or lease of their rights in the riverbed of the Arkansas River. Page 21791

Budget Act Waiver: Senate agreed to S. Res. 209, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of H.R. 4992. Page 21791

Indian Business Development: Senate passed without amendment and cleared for the President H.R. 4992, authorizing funds for fiscal years 1978 and 1979 for Indian business development programs. Page 21791

Budget Act Waiver: Senate agreed to S. Res. 210, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of H.R. 4585. Page 21791

Indian Claims Commission: Senate passed without amendment and cleared for the President H.R. 4585, authorizing funds for fiscal years 1978 and 1979 for the Indian Claims Commission. Page 21791

Indian Claims: Senate passed without amendment and cleared for the President H.J. Res. 539, extending for an additional month until August 18, 1977 the statute of limitations for the making of Indian claims. Page 21790

Budget Committee Funding: Senate agreed to S. Res. 211, authorizing an additional $25,000 for expenses of the Committee on the Budget. Page 21805

Fourth of July Recess Period: Senate agreed to H. Con. Res. 267, providing for an adjournment of the House from June 30 until July 11, and a recess of the Senate from July 1 until July 11. Page 21805

Public Works Appropriations: Senate began consideration of H.R. 7553, making appropriations for Public Works for water and power development and energy research for fiscal year 1978, agreeing to committee amendments to titles II, III, IV, and V, en bloc, and those titles, as thus amended will be considered as original text for the purpose of further amendment.

Senate took action on other proposed amendments as follows:

Adopted:

(1) By 69 yeas to 23 nays, Abourezk unprinted amendment No. 621 (to Haskell unprinted amendment No. 620 subsequently rejected), to delete $16.9 million for the Oahe Unit, South Dakota; Page 21818

Rejected:

(1) By 19 yeas to 73 nays, Haskell unprinted amendment No. 620, to restore funding for certain water projects in Colorado, Kansas, Oklahoma, Texas, South Dakota, and New Mexico; Page 21805

(2) By 34 yeas to 52 nays, McIntyre amendment No. 480, to delete seven water resources projects restored by the committee. Page 21828

By unanimous consent it was agreed that no more water resource amendments may be submitted, except by unanimous consent. Page 21854

When Senate resumes consideration of this bill tomorrow, Senator Hatfield will be recognized to call up an amendment relating to the neutron bomb.

Pages 21790–21797, 21805–21859

Bill Referred: H.R. 7932, Legislative Branch appropriations, was referred to Committee on Appropriations.

Page 21759

Messages From the House: Page 21758

Amendments Submitted for Printing:

Pages 21761–21762

Executive Communications: Page 21758

Unanimous Consent Agreement: By unanimous consent it was agreed that at the conclusion of any morning business on Monday, July 11, Senate will proceed to consider the nomination of Robert H. Nooter, of Missouri, to be Deputy Administrator of the Agency for International Development, with time for debate thereon to be limited to 1½ hours. Page 21859

Confirmations: Senate confirmed the following nominations:

William T. Moore, Jr., to be U.S. Attorney for the Southern District of Georgia;

William L. Harper, to be U.S. Attorney for the Northern District of Georgia;

Leland E. Bartlet, of California, to be Administrator of the Federal Grain Inspection Service;

Esther Crane Wunnicke, of Alaska, to be a member of the Joint Federal-State Land Use Planning Commission for Alaska;

William J. Vanden Heuvel, of New York, to be Representative of the United States to the European Office of the United Nations, with the rank of Ambassador;

Leonard Woodcock, of Michigan, for the rank of Ambassador during the tenure of his service as Chief of the U.S. Liaison Office at Peking;

Philip M. Kaiser, of New York, to be Ambassador to Hungary;

John Newhouse, of the District of Columbia, to be an Assistant Director of the U.S. Arms Control and Disarmament Agency;

Francis J. Boyle, to be U.S. District Judge for the District of Rhode Island;

Thomas P. Sullivan, to be U.S. Attorney for the Northern District of Illinois;

Harold D. Hardin, to be U.S. Attorney for the Middle District of Tennessee;

Emmitt W. Fairfax, to be U.S. Marshal for the Western District of Missouri;

George R. Grosse, to be U.S. Marshal for the Middle District of Florida;

Thirty-four Army nominations in the rank of General, three Navy in the rank of Admiral, four Air Force in the rank of General; and sundry nominations in the Army, Navy, Air Force, and Marine Corps.

Pages 21860–21861

Nominations: Senate received the following nominations:

W. Howard Wriggins, of New York, to be Ambassador to Sri Lanka and Maldives;

Harold M. Edwards, to be U.S. Attorney for the Western District of North Carolina;

Richard A. Frank, of the District of Columbia, to be Administrator of the National Oceanic and Atmospheric Administration;

Charles F. C. Ruff, of the District of Columbia, to be Deputy Inspector General, Department of Health, Education, and Welfare;

Joseph M. Hendrie, of New York, to be a Member of the Nuclear Regulatory Commission; and

Two Navy nominations in the rank of Admiral, and six Air Force in the rank of General.

Page 21860

Record Votes: Four record votes were taken today.

Pages 21799, 21821, 21853

Recess: Senate met at 9:15 a.m. and recessed at 8:10 p.m. Page 21859

Committee Meetings

FOOD CHEMICAL REGULATION

Committee on Agriculture, Nutrition and Forestry: Subcommittee on Agricultural Research and General Legislation held hearings on the Federal Government's role in the matter of food safety and quality, receiving testimony from Dr. Donald Kennedy, Commissioner, Food and Drug Administration, accompanied by Dr. W. Gary Flamm, Assistant Director, Division of Cancer Cause and Prevention, National Cancer Institute, National Institutes of Health, both of the Department of Health, Education and Welfare; Dr. Andrew W. Breidenbach, Special Assistant to the Administrator, Environmental Protection Agency; and John C. White, Deputy Secretary, and Carol Foreman, Assistant Secretary for Food and Nutrition, both of the Department of Agriculture.

Hearings were recessed subject to call.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee continued hearings on proposed budget estimates for the District of Columbia Government for fiscal year 1978, and on proposed supplemental appropriations for fiscal year 1977, receiving testimony from Comer S. Coppie, Director, Office of Budget and Management Systems, District of Columbia Government. Also, Subcommittee received further testimony on funds for the Civic Center from numerous public witnesses.

Hearings were adjourned subject to call.

DEBT COLLECTORS PROCEDURES AND NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee began to mark up H.R. 5294, S. 918, and S. 1130, to amend the Consumer Protection Act so as to prohibit abusive practices by independent debt collectors, but did not complete action thereon and will meet again tomorrow to consider this and other committee business;

Also, Committee concluded hearings on the nomination of Richard Page, of Washington, to be Urban Mass Transportation Administrator, after the nominee, who was introduced to the committee by Senators Jackson and Magnuson, and Secretary of Transportation Brock Adams, testified and answered questions on his own behalf.

AIR TRANSPORTATION REFORM

Committee on Commerce, Science, and Transportation: Committee resumed discussion of proposed regulatory reform of the air transportation industry, but did not complete action thereon and recessed subject to call.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported with amendments the following bills:

S. 658, designating Boulder Creek, Umpqua National Forest; Hidden Wilderness, Mt. Hood/Willametta National Forest; Kalmiopsis Additions, Siskiyou National Forest; Wenaha-Tucannon, Umatilla National Forest; and Zigzag Mountain, Mt. Hood National Forest for inclusion in the National Wilderness Preservation System. (Four are entirely within Oregon and one (Wenaha-Tucannon) extends into Washington);

H.R. 6550, authorizing funds for the administration of the Trust Territories of the Pacific Islands and other U.S. territories. (The bill is an omnibus territories measure which (a) authorizes funds for the Civil Government of the Trust Territories of the Pacific Islands and the Northern Marianas; (b) provides economic development, rehabilitation and tax relief for Guam (c) changes certain provisions affecting the government of the Virgin Islands and (d) mandates a comprehensive study of Federal assistance programs to the territories).

COAL UTILIZATION

Committee on Energy and Natural Resources: Committee held hearings on S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and in major industrial installations, receiving testimony from John F. O'Leary, Administrator, Federal Energy Administration, and Barbara Blum, Deputy Administrator, Environmental Protection Agency.

Hearings were adjourned subject to call.

NOMINATIONS AND PUBLIC BUILDINGS

Committee on Environment and Public Works: Committee ordered favorably reported the following nominations: F. Kenneth Baskette, Jr., of Colorado, to be Federal Cochairman of the Four Corners Regional Commission; George D. McCarthy, of the District of Columbia, to be Federal Cochairman of the Old West Regional Commission; Patrick J. Vaughan, of Idaho, to be Federal Cochairman of the Pacific Northwest Regional Commission; Cristobal P. Aldrete, of Virginia, to be Federal Cochairman of the Southwest Border Regional Commission; Claud Anderson, of Florida, to be Federal Cochairman of the Coastal Plains Regional Commission; J. Joseph Grandmaison, of New Hampshire, to be Federal Cochairman of the New England Regional Commission; Patsy Ann Danner, of Missouri, to be Federal Cochairman of the Ozarks Regional Commission, and William R. Bechtel, of Wisconsin, to be Federal Cochairman of the Upper Great Lakes Regional Commission.

Also, committee approved the following 27 public building prospectuses: Juneau, Alaska; Ketchikan, Alaska; Phoenix, Arizona; Sacramento, San Bruno, and two in San Francisco, California; Hartford, Connecticut; three in Kansas City, Missouri; Camden, Newark, and Trenton, New Jersey; Manhattan, New York; Portland, Oregon; Philadelphia, Pennsylvania; Shelby, Ohio; St. Louis, Missouri; Franconia, Virginia; Menlo Park, California; three in Washington, D.C.; St. Louis, Missouri; Providence, Rhode Island; and San Jose, California.

Prior to these actions, committee concluded hearings on the nominations of Messrs. Aldrete, Baskette, Vaughan, and McCarthy, after the nominees testified and answered questions on their own behalf. Mr. Baskette was introduced to the committee by Senator Hart; Mr. McCarthy was introduced to the committee by Senator Metcalf; Mr. Vaughan was introduced to the committee by Senator McClure; and Mr. Aldrete was introduced to the committee by Senator Bentsen.

CLEAN WATER

Committee on Environment and Public Works: Subcommittee on Environmental Pollution continued oversight hearings on the implementation and management of the Clean Water Act (Public Law 92–500) receiving testimony from Thomas C. Jorling, Assistant Administrator for Water and Hazardous Materials, Environmental Protection Agency.

Hearings continue tomorrow.

FOREIGN AFFAIRS—LEBANON

Committee on Foreign Relations: Subcommittee on Foreign Assistance and Near Eastern and South Asian Affairs met jointly in closed session to receive a briefing on Lebanon from Alfred L. Atherton, Assistant Secretary of State for Near Eastern and South Asian Affairs.

OCCUPATIONAL HAZARDS

Committee on Human Resources: Labor Subcommittee continued hearings on the problems of occupational disease, hazard and health risks, and on providing compensation to the victims of occupational disease, receiving testimony from Jerry Wingate, Carolina Brown Lung Association, Columbia; Sol Stettin, Amalgamated Clothing and Textile Workers Union, AFL-CIO, New York City; Prof. Peter S. Barth, University of Connecticut, Storrs, Conn.; Andre Maisonpierre, American Mutual Insurance Alliance, Washington, D.C.; Robert W. Flockhart, American Insurance Association, Washington, D.C.; and Dr. Thomas Mancuso, University of Pittsburgh, Pennsylvania.

Hearings were recessed subject to call.

CIVIL RIGHTS OF INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S. 1393, giving statutory authority to the Justice Department to initiate suit to enforce constitutional and other federally guaranteed rights of institutionalized persons, receiving testimony from Nicholas J. Walinski, U.S. District Judge for the Northern District of Ohio; Francis B. Burch, Attorney General of Maryland, Annapolis; Mel Kammerluhr, Assistant Attorney General of Nebraska, Lincoln; Robert B. Hansen, Attorney General of Utah, Salt Lake City; William G. Nagel, Institute of Corrections, Philadelphia; C. Raymond Marvin, National Association of State Attorneys' General, Washington, D.C.; and Alvin J. Bronstein, National Prison Project, Washington, D.C.

Hearings continue tomorrow.

NOMINATIONS

Committee on the Judiciary: Committee approved the nominations of M. Carr Ferguson, of New York, to be Assistant Attorney General (Tax Division), Department of Justice, and Russell G. Clark, to be U.S. District Judge for the Western District of Missouri, after the nominees testified and answered questions on their own behalf. Mr. Cark was introduced to the committee by Senator Eagleton.

INSURANCE DISCLOSURE

Committee on Veterans' Affairs: Subcommittee on Housing, Insurance, and Cemeteries concluded hearings on S. 718, to provide veterans with certain cost information relating to the conversion of Government-supervised insurance to individual life insurance policies, after receiving testimony from S. W. Melidosian, VA Center, Philadelphia; Donald Schwab, Veterans of Foreign Wars, Washington, D.C.; Julius Vogel, Prudential Insurance Company of America, Newark; Herbert W. Anderson, representing the National Association of Insurance Commissioners, Washington, D.C.; and William N. Albus, National Association of Life Underwriters, Washington, D.C.

SMALL BUSINESS DEVELOPMENT CENTERS

Select Committee on Small Business: Committee concluded hearings on S. 972, authorizing the Small Business Administration to make grants to support the development and operation of Small Business Development Centers, after receiving testimony from Bruno Mauer, Independent Business Association of Wisconsin, Milwaukee; John Komives, Lakeshore Group Ltd., Milwaukee; Russell Jones, University of Wisconsin, White Water; Bruce Le Grande, University of Wisconsin, Wausau; Al Filley, University of Wisconsin, Madison; Robert Bauer, University of Wisconsin, Milwaukee; Richard Seamen, State Department of Business Development, Madison; Leo McDonough, Smaller Manufacturers Council of Pittsburgh; Leroy Marlowe, Pennsylvania Technical Assistance Program, Pennsylvania State University, University Park, Pa.; Walter Stults, National Association of Small Business Investment Companies, Washington, D.C.; Lewis Shattuck, Small Business Association of New England, Waltham, Massachusetts; Robert Keyes, Greenwood Homes, Greenwood, Wisconsin; Byron Biddle, Mircom, Inc., Panama City, Florida; John Bray, Biotrend, Inc., Pensacola, Florida; Gerald Felise, R. W. Murphy Company, Newark, New Jersey; Cornell Adams, Accurate Set Company, Patterson, New Jersey.

House of Representatives

Chamber Action

Bills Introduced: 70 public bills, H.R. 8121-8190; 4 private bills, H.R. 8191-8194; and 14 resolutions, H.J. Res. 539-541, H. Con. Res. 272-274, and H. Res. 671-678 were introduced. Pages 21714-21718

Bills Reported: Reports were filed as follows:

Report entitled "Federal Trade Commission Oversight—Rulemaking, Advertising, and Consumer Access" (H. Rept. 95-472);

Report entitled "Real Estate Leasing Practices of the Comptroller of the Currency and the Federal Deposit Insurance Corporation" (H. Rept. 95-473);

H.R. 6503, to amend the Intercoastal Shipping Act of 1933, amended (H. Rept. 95-474);

H.R. 3755, to provide for reinstatement of civil service retirement survivor annuities for certain widows and widowers whose remarriages occur before July 18, 1966 (H. Rept. 95-475);

Conference report on H.R. 7556, State, Justice, Commerce, Judiciary, and related agencies appropriations for fiscal year 1978 (H. Rept. 95-476);

H.J. Res. 372, to authorize the President to issue a proclamation designating the week in November which includes Thanksgiving Day in each year as "National Family Week" (H. Rept. 95-477);

H.J. Res. 24, to provide for the designation of a week as "National Lupus Week" (H. Rept. 95-478); and

H.R. 8011, to extend for 1 year the special pay provisions for physicians and dentists in the uniformed services and to reinstate the special pay provisions for optometrists and veterinarians in the uniformed services (H. Rept. 95-479). Page 21714

Late Report: Conferees received permission to file a conference report on H.R. 7556, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies for fiscal year 1978. Page 21649

Smith College: House concurred in the Senate amendments to H.R. 1404, for the relief of Smith College, Northampton, Mass., and for other purposes—clearing the measure for the President. Page 21649-21651

Indian Claims: By a voice vote, the House passed H.J. Res. 539, to amend the statute of limitations provisions in section 2415 of title 28, United States Code, relating to claims by the United States on behalf of Indians. Pages 21651-21652

Defense Appropriations: By a yea-and-nay vote of 333 yeas to 54 nays, Roll No. 402, the House passed H.R. 7933, making appropriations for the Department of Defense for fiscal year 1978.

By a yea-and-nay vote of 219 yeas to 174 nays, with 4 voting "present", Roll No. 401, on a demand for a separate vote in the House, agreed to an amendment that strikes language that prohibits the use of funds for the payment of retired pay for military personnel who accept employment with the Federal Government after September 30, 1977 (the amendment was agreed to earlier while in the Committee of the Whole by a voice vote).

By a voice vote, rejected a motion to recommit the bill to the Committee on Appropriations.

By a yea-and-nay vote of 399 yeas to 1 nay, Roll No. 397, the House agreed to resolve itself into the Committee of the Whole.

Took the following action in the Committee of the Whole:

Agreed To:

An amendment that deletes language that sets a limitation on the entrance salaries and in-grade step increases of Wage Board employees (agreed to by a division vote of 19 ayes to 11 noes);

An amendment that deletes language which prohibits the payment of civilian technicians working for the Reserve Forces (agreed to by a recorded vote of 288 ayes to 119 noes, Roll No. 399);

An amendment that strikes language that prohibits the use of funds for the payment of retired pay for military personnel who accept employment with the Federal Government after September 30, 1977; and

An amendment that prohibits the use of any funds for planning or executing any assassination plots against any officials of any foreign governments not at war with the United States.

Rejected:

An amendment that sought to delete $26 million to design a replacement engine for the F-14 (rejected by a recorded vote of 122 ayes to 282 noes, Roll No. 398);

An amendment that sought to prohibit the use of any funds for changing the status of United States military personnel listed as missing in action in Southeast Asia unless requested by a dependent or there is evidence of death (rejected by a recorded vote of 160 ayes to 246 noes, Roll No. 400);

An amendment that sought to strike language which prohibits the use of funds for the support of ROTC units which do not meet certain minimum enrollment criteria; and

An amendment that sought to prohibit the use of any funds for aid or trade with Cuba.

The Clerk was authorized to make technical corrections in the engrossment of the bill. Pages 21652-21683

Late Report: Committee on Government Operations received permission to file sundry reports by midnight Friday, July 8. Page 21684

SEC Authorization: Objection was heard to a request that the House disagree to the amendments of the Senate to H.R. 3722, to amend the Securities Exchange Act of 1934 to authorize appropriations for the Securities and Exchange Commission for fiscal year 1978; and ask a conference with the Senate. Page 21684

Energy Supply Coordination: House concurred in the Senate amendment to the House amendments to S. 1468, to amend the Energy Supply and Environmental Coordination Act of 1974—clearing the measure for the President. Pages 21684-21685

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of July 13. Page 21685

Unanimous-Consent Requests: Agreed to the following unanimous-consent requests:

Receive and Sign: That notwithstanding any adjournment of the House until Monday, July 11, the Clerk be authorized to receive messages from the Senate and that the Speaker be authorized to sign any enrolled bills and joint resolutions duly passed by the two Houses; and Page 21685

Resignations-Appointments: That notwithstanding any adjournment of the House until Monday, July 11, the Speaker be authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House. Page 21685

Meeting Hour: Agreed to H. Res. 671, setting the meeting hour of the House at 12 noon on Monday, Tuesday, and Wednesday, and at 10 a.m. on all other days. Page 21685

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 21713

Adjournment: Adjourned at 4:44 p.m.

Committee Meetings

SOIL CONSERVATION AND DOMESTIC ALLOTMENT ACT

Committee on Agriculture: Subcommittee on Conservation and Credit met and approved for full committee action H.R. 7269 amended, to amend the Soil Conservation and Domestic Allotment Act.

CETA FUNDED PROGRAMS

Committee on the Budget: Task Force on Human Resources held a hearing on programs funded under the Comprehensive Employment and Training Act (CETA) in general, and the issue of forward-funding of CETA programs in particular. Testimony was heard from Ernest Green, Assistant Secretary for Employment and Training, Department of Labor; and representatives of AFL-CIO; National Association of Counties; and League of Cities and U.S. Conference of Mayors.

IMPEDIMENTS TO DISTRICT OF COLUMBIA DEVELOPMENT

Committee on the District of Columbia: Continued hearings on the Committee report entitled "Impediments to the Economic, Functional, and Aesthetic Development of the District of Columbia". Testimony was heard from Mortimer M. Marshall, Office of the Assistant Secretary of Defense for Installations and Housing; and Alfred C. Maevis, Assistant Postmaster General, Real Estate and Building.

IMPACT AID

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on impact aid with testimony from public witnesses.

NATIONAL ENERGY ACT

Ad Hoc Committee on Energy: Met for briefing on the National Energy Act, Title II, Part D, Crude Oil Tax, by Bob Warden, staff of Joint Committee on Taxation.

DAM SAFETY

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources continued hearings on dam safety. Testimony was heard from Assistant Secretary of Interior Guy Martin; Henry Eschwege, GAO; an official of the Ohio River Basin Commission; and William Wahler, Engineer-Consultant.

DIABLO CANYON REACTOR

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on the nuclear licensing procedures and seismic hazard regulations relating to the Diablo Canyon Nuclear Generating Station in California. Testimony was heard from representatives of the Nuclear Regulatory Commission, U.S. Coast Guard; Pacific Gas and Electric Co.; and Center for Law in the Public Interest.

U.S.-SOUTH AFRICA RELATIONS

Committee on International Relations: Subcommittee on Africa held a hearing on United States-South Africa relations: Nuclear Cooperation. Testimony was heard from Ronald H. Siegel, Center for International Studies, MIT; Ronald Walters, Howard University; and Nelson F. Sievering, Jr., ERDA.

U.S. POLICY TOWARD THE CARIBBEAN

Committee on International Relations: Subcommittee on Inter-American Affairs continued hearings on U.S. policy toward the Caribbean. Testimony was heard from Don Bohning, Miami Herald; Dr. Abraham Lowenthal, Smithsonian Institution; and James Cook, Forbes Magazine.

HUMAN RIGHTS IN THAILAND

Committee on International Relations: Subcommittee on International Organizations held a hearing on human rights in Thailand. Testimony was heard from Dr. Puey Ungpakorn, former rector, Thammasat University, Bangkok; Robert Oakley, Department of State; and Prof. W. Scott Thompson, Tufts University.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Continued markup of H.R. 6831, National Energy Act, and will resume on Tuesday, July 12.

FEDERAL ROLE IN CRIMINAL JUSTICE

Committee on the Judiciary: Subcommittee on Crime and Science and Technology Subcommittee on DISPAC continued hearings on the Federal role in criminal justice and crime research. Witnesses heard were John Conrad, LEAA, Columbus, Ohio; Peter B. Bloch, American Bar Association Commission on Law and the Economy; and Gerald M. Caplan, former director, National Institute of Law Enforcement and Criminal Justice.

FEDERAL RULES OF CRIMINAL PROCEDURE

Committee on the Judiciary: On Wednesday evening, June 29, Subcommittee on Criminal Justice approved for full committee action a clean bill in lieu of H.R. 5866, to change the procedure for the removal of certain State criminal cases to the Federal courts.

OCS LANDS ACT AMENDMENTS

Ad Hoc Select Committee on Outer Continental Shelf: Continued markup of H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977, and will resume after the July 4 recess.

FORMER SPOUSES' ANNUITY BENEFITS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued hearings on H.R. 3951, annuity benefits for former spouses. Testimony was heard from representatives of the Civil Service Commission.

OIL SPILL LIABILITY—NATIONAL ENERGY ACT

Committee on Public Works and Transportation: Met and ordered reported favorably to the House sections 721 through 789 as amended, of H.R. 6831, National Energy Act, relating to solar heating in Federal buildings; and

Approved H.R. 6803, oil spill liability, as reported by the Committee on Merchant Marine and Fisheries.

LONG TERM ENVIRONMENTAL RESEARCH

Committee on Science and Technology: Subcommittee on the Environment and the Atmosphere held a hearing on long-term environmental research in the Environmental Protection Agency. Testimony was heard from Dr. Goldsmith, California State Department of Public Health; Barbara Blum, EPA; and public witnesses.

PRODUCT LIABILITY INSURANCE

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities continued hearings on product liability insurance. Testimony was heard from Lester Rawls, Commissioner of Insurance, State of Oregon; and William B. Pugh, Jr., Chairman, Industry Advisory Committee to the Task Force on Product Liability of the NAIC.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Concluded markup of title II, Tax Provisions of H.R. 6831, National Energy Act and will meet to vote on the bill on Wednesday July 13.

Joint Committee Meetings

U.S.S.R.-CHINESE DEFENSE BUDGETS

Joint Economic Committee: Subcommittee on Priorities and Economy in Government resumed closed hearings on budget allocations for defense purposes in the U.S.S.R. and the People's Republic of China, receiving testimony from Lt. Gen. Samuel V. Wilson (USA), Director of the Defense Intelligence Agency.

Subcommittee recessed subject to call.

STRIP MINING

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations.

INTERNATIONAL BANKS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 5262, pro-

viding for increased U.S. participation in certain international financial institutions, but did not reach final agreement thereon and recessed subject to call.

Friday, July 1, 1977

Senate

Chamber Action

Routine Proceedings, pages 21955–22003

Bills Introduced: Eight bills and one resolution were introduced, as follows: S. 1820–1827; and S. Con. Res. 32. Pages 22002–22003

Bills Reported: Reports were made as follows:

H.R. 7933, making appropriations for fiscal year 1978 for the defense establishment, with amendments (S. Rept. 95–325);

S. 2, to require periodic reauthorization of Government programs, with an amendment, together with supplemental views (S. Rept. 95–326);

Special Report of Committee on Rules and Administration on the Joint Committee on Printing and the Joint Committee on the Library (S. Rept. 95–327); and

S. 1811, authorizing funds for fiscal year 1978 for the nuclear programs of the Energy Research and Development Administration (S. Rept. 95–328). Page 22002

Measures Passed:

Budget Act Waiver: Senate agreed to S. Res. 202, waiving section 402(a) of the Congressional Budget Act of 1974, with respect to Senate consideration of S. 1522, authorizing $15 million for fiscal year 1978 to carry out programs under the Marine Mammal Protection Act. Page 22025

Budget Act Waiver: Senate agreed to S. Res. 204, waiving section 402(a) of the Congressional Budget Act of 1974, with respect to Senate consideration of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf. Page 22025

Public Works Appropriations: Senate continued consideration of H.R. 7553, making appropriations for Public Works for water and power development and energy research for fiscal year 1978, taking action in connection with amendments proposed thereto as follows:

(1) By 79 yeas to 7 nays, tabled Hatfield amendment No. 489, barring use of funds to produce enhanced radiation weapons (Neutron Bomb), which had at first been amended by adoption, by 43 yeas to 42 nays, Stennis unprinted amendment No. 625, limiting the effect of the amendment until an arms control impact statement has been filed with Congress and the President certifies to Congress that these weapons are in the national interest; and Page 22007

(2) By 41 yeas to 44 nays, rejected motion to table modified Nunn unprinted amendment No. 628 (to modified Hatfield unprinted amendment No. 627, a modified version of his amendment No. 489). Page 22014

Pending amendment to this measure is modified Nunn unprinted amendment No. 628 (to modified Hatfield unprinted amendment No. 627), to limit its effect by providing that unless, within 60 days Congress, by concurrent resolution, agrees to a resolution disapproving such use. Page 22014

By unanimous consent it was agreed that following disposition of S. 1811, authorizing funds for ERDA nuclear programs, Senate will resume consideration of this bill with no further amendments or motion thereto in order, except those dealing with title I. Page 22025

During consideration of this bill today, Senate was in closed-door session from 10:01 a.m. until 12:44 p.m. Pages 22006–22007 Page 22006

Presidential Message: Senate received a message from the President transmitting fourth report of the Director of the National Heart, Lung, and Blood Institute—referred to Committee on Human Resources—P.M. 91. Page 21999

Bill Referred: H.R. 7933, Defense appropriations, was referred to Committee on Appropriations. Page 22002

Message From the House: Page 21999

Amendments Submitted for Printing: Pages 22003–22005

Executive Communications: Pages 21999–22000

Senate Authorizations: During the forthcoming recess of the Senate until 1 p.m., Monday, July 11, the Secretary of the Senate is authorized to receive and refer messages from the President and House of Representatives; and the Vice President, President pro tempore, Deputy President pro tempore, and Acting President pro tempore are authorized to sign duly enrolled bills.

Committees are authorized to file reports between 10 a.m. and 3 p.m. on Tuesday and Wednesday, July 5 and 6.

Also, Commerce Subcommittee on Science, Technology, and Space is authorized to sit during the session of the Senate on Thursday, July 14. Page 22026

Confirmations: Senate confirmed the following nominations:

Claud Anderson, of Florida, to be Federal Cochairman of the Coastal Plains Regional Commission;

F. Kenneth Baskette, Jr., of Colorado, to be Federal Cochairman of the Four Corners Regional Commission;

J. Joseph Grandmaison, of New Hampshire, to be Federal Cochairman of the New England Regional Commission;

George D. McCarthy, of the District of Columbia, to be Federal Cochairman of the Old West Regional Commission;

Patsy Ann Danner, of Missouri, to be Federal Cochairman of the Ozarks Regional Commission;

Patrick J. Vaughan, of Idaho, to be Federal Cochairman of the Pacific Northwest Regional Commission;

Cristobal P. Aldrete, of Virginia, to be Federal Cochairman of the Southwest Border Regional Commission;

Russell G. Clark, to be U.S. District Judge for the Western District of Missouri;

M. Carr Ferguson, of New York, to be an Assistant Attorney General;

John G. Heimann, of New York, to be Comptroller of the Currency; and

Richard S. Page, of Washington, to be Urban Mass Transportation Administrator. Page 22026

Nominations: Senate received the following nominations:

Louis A. Lerner, of Illinois, to be Ambassador to Norway; and

Lawrence A. Pezzullo, of Maryland, to be Ambassador to Uruguay. Page 22026

Record Votes: Three record votes were taken today. Pages 22010, 22013, 22018

Recess: Senate met at 9 a.m. and, in accordance with provisions of H. Con. Res. 267, recessed at 4:01 p.m. Page 22026

Committee Meetings

CLEAN WATER

Committee on Environment and Public Works: Subcommittee on Environmental Pollution continued oversight hearings on the implementation and management of the Clean Water Act (Public Law 92–500), receiving testimony from William Sneath, Manufacturing Chemists Association, New York City; Charles Gallagher, American Concrete Pipe Association, Minneapolis; Lawrence Waldorf, Appalachian Regional Commission, Washington, D.C.; and Otis Gouty, West Virginia Society of Professional Engineers, Charleston, W. Va.

Hearings were adjourned subject to call.

CIVIL RIGHTS OF INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Subcommittee on the Constitution continued hearings on S. 1393, giving statutory authority to the Justice Department to initiate suit to enforce constitutional and other federally guaranteed rights of institutionalized persons, receiving testimony from Stephen P. Berzon, Children's Defense Fund, Washington, D.C.; Paul R. Friedman, Mental Health Law Project, Washington, D.C.; Freida E. Gorrecht, National Coalition for Nursing Home Reform, Detroit, Mich.; Edward C. King, National Senior Citizens Law Center, Washington, D.C.; and Jacqueline Scimeca, Ocean-Monmouth Legal Services, Inc., Red Bank, N.J.

Hearings were adjourned subject to call.

PHYSICIAN AND DENTIST PAY COMPARABILITY

Committee on Veterans' Affairs: Subcommittee on Health and Readjustment held hearings on S. 1775, extending through September 30, 1978, Veterans' Administration authority to enter into written agreements to provide special pay to eligible physicians and dentists. Witnesses heard were Dr. John D. Chase, Chief Medical Director, Department of Medicine and Surgery, Veterans' Administration; Donald Schwab, Veterans of Foreign Wars, Washington, D.C.; Dr. Herbert G. Rose, President, and Dr. Andrew McElhniney, both of the National Association of VA Physicians, New York City; and Dr. Stanley LeBan, National Association of VA Dentists, East Orange, N.J.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, July 11.

Committee Meetings

No meetings were held.

Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through June 30, 1977

	Senate	*House*	*Total*
Days in session	100	99	..
Time in session	586 hrs., 24′	467 hrs., 33′	..
Congressional Record:			
Pages of proceedings	11,374	6,810	18,184
Extension of Remarks	..	..	4,218
Public bills enacted into law	19	39	58
Private bills enacted into law	..	2	2
Bills in conference	3	29	32
Bills through conference	4	11	15
Measures passed, total	351	381	..
Senate bills	94	22	..
House bills	81	173	..
Senate joint resolutions	8	4	..
House joint resolutions	9	9	..
Senate concurrent resolutions	9	7	..
House concurrent resolutions	15	16	..
Simple resolutions	135	150	..
Measures reported, total	*336	*479	..
Senate bills	147	5	..
House bills	46	269	..
Senate joint resolutions	4	..	..
House joint resolutions	2	6	..
Senate concurrent resolutions	3	1	..
House concurrent resolutions	3	7	..
Simple resolutions	131	125	..
Special reports	33	45	..
Conference reports	7	21	..
Measures pending on calendar	33	100	..
Measures introduced, total	2,132	9,687	11,819
Bills	1,819	8,194	..
Joint resolutions	66	541	..
Concurrent resolutions	31	274	..
Simple resolutions	216	678	..
Quorum calls	17	29	..
Yea-and-nay votes	270	231	..
Recorded votes	..	142	..
Bills vetoed		..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 324 reports have been filed in the Senate, a total of 479 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through June 30, 1977

Army nominations, totaling 6,638, disposed of as follows:	
Confirmed	6,609
Unconfirmed	29
Navy nominations, totaling 17,293, disposed of as follows:	
Confirmed	16,390
Unconfirmed	903
Air Force nominations, totaling 11,328, disposed of as follows:	
Confirmed	11,320
Unconfirmed	8
Marine Corps nominations, totaling 2,959, disposed of as follows:	
Confirmed	2,959
Unconfirmed	..
Civilian nominations, totaling 3,427, disposed of as follows:	
Confirmed	3,297
Unconfirmed	74
Withdrawn	56

Summary

Total nominations received	41,645
Total confirmed	40,575
Total unconfirmed	1,014
Total withdrawn	56

Monday, July 11, 1977

Senate

Chamber Action

Routine Proceedings, pages 22184–22192

Bills Introduced: Ten bills and three resolutions were introduced, as follows: S. 1828–1837; S.J. Res. 67–68; and S. Con. Res. 33. Page 22189

Bills Reported: Reports were made as follows: The following measures were reported on July 6, during the recess of the Senate:

S. 658, to designate certain lands in Oregon for inclusion in the National Wilderness Preservation System, with an amendment (S. Rept. 95–329);

H.R. 2502, to extend 19 noncompetitive oil and gas leases for a period sufficient to allow the lessee to drill a well to a depth of approximately 25,000 feet (S. Rept. 95–330);

S. 995, to prohibit discrimination based on pregnancy or related medical conditions, with amendments, together with supplemental views (S. Rept. 95–331);

H.R. 6550, authorizing funds through fiscal year 1982 for trust territories of the United States, with amendments (S. Rept. 95–332);

S. 1360, to establish an Advisory Committee on Timber Sales Procedure to study Forest Service timber sales methods, with an amendment, together with minority views (S. Rept. 95–333);

S. 1678, to amend and extend for two years through fiscal year 1979 the Federal Insecticide, Fungicide, and Rodenticide Act, with an amendment (S. Rept. 95–334);

S. Res. 216, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1811, authorizing funds for fiscal year 1978 for the nuclear programs of the Energy Research and Development Administration (S. Rept. 95–335);

S. Res. 217, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of H.R. 6550, authorizing funds through fiscal year 1982 for trust territories of the United States (without written report) (referred to Committee on the Budget); and

S. Res. 218, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1678, to amend and extend for two years through fiscal year 1979 the Federal Insecticide, Fungicide, and Rodenticide Act (without written report) (referred to Committee on the Budget). Page 22188

Bills Passed:

George W. Norris Home: Senate passed without amendment S. 1828, to provide for the establishment of the George W. Norris Home National Historic Site, Nebraska. Pages 22207–22208

Budget Act Waiver: Senate agreed to S. Res. 216, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1811, authorizing funds for fiscal year 1978 for the nuclear programs of the Energy Research and Development Administration. Page 22226

Budget Act Waiver: Senate agreed to S. Res. 212, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1307, to deny benefits to certain Vietnam era veterans whose discharges under less than honorable conditions are administratively upgraded to discharge under honorable conditions. Page 22260

Public Works Appropriations: Senate resumed consideration of H.R. 7553, making appropriations for Public Works for water and power development and energy research for fiscal year 1978, taking action on amendments proposed thereto as follows:

Adopted: Hollings unprinted amendment No. 631 (to Title I), earmarking up to $14 million to study the Barnwell Nuclear Fuels Plant, South Carolina, to determine if that facility may be utilized in support of the nonproliferation objectives of the United States; and Page 22221

Rejected: By 22 yeas to 69 nays, Kennedy unprinted amendment No. 632 (as a substitute for Hollings unprinted amendment No. 631), which would have reduced the earmarked amount from $14 million to $1 million. Page 22223

Pages 22208–22226

ERDA Nuclear Programs: Senate began consideration of S. 1811, authorizing funds for fiscal year 1978 for nuclear programs of the Energy Research and Development Administration, taking action on amendments proposed thereto as follows:

Adopted: Church unprinted amendment No. 633, reducing from $150 million to $75 million authorizations for the Clinch River Breeder Reactor Project; and Page 22259

Rejected: By 38 yeas to 49 nays, Bumpers unprinted amendment No. 634 (as a substitute for Church unprinted amendment No. 633), to reduce further the funding for the Clinch River Project, and to limit the use of any such expenditures to that project's termination or to completion of its design. Page 22234

Pages 22226–22259

Presidential Communications: Senate received communications from the President as follows:

Transmitting proposed amendment to the fiscal year 1978 budget in the amount of $5 million for the Veterans' Administration—referred to Committee on Appropriations and ordered printed as S. Doc. 95–55; and

Proposing supplemental appropriations for fiscal year 1977 in the amount of $125 million for the Department of Agriculture—referred to Committee on Appropriations and ordered printed as S. Doc. 95-56. Page 22188

Presidential Messages: Senate received messages from the President, as follows:

PM-92—Proposing rescission of $850,000 appropriated for the National Transportation Safety Board; and reporting three new deferrals of budget authority totalling $170.1 million and revisions to two deferrals previously transmitted that contain increases totalling $22.2 million—referred jointly to Committees on Appropriations; Budget; Commerce, Science, and Transportation; Foreign Relations; and Finance;

PM-93—Transmitting the Annual Report of the National Endowment for the Arts and the National Council on the Arts—referred to Committee on Human Resources; and

PM-94—Transmitting the Eleventh Annual Report on the Status of the National Wilderness Preservation System for calendar year 1974—referred to Committee on Energy and Natural Resources. Page 22186

Committee Authority To Sit: Committee on Environment and Public Works was authorized to sit during sessions of the Senate for the remainder of this week through Friday. Page 22184

Message From the House: Pages 22186–22187

Amendments Submitted for Printing: Pages 22190–22191

Executive Communications: Pages 88187–22188

Confirmations: Senate confirmed the nominations of Robert H. Nooter, of Missouri, to be Deputy Administrator, Agency for International Development;

William R. Bechtel, of Wisconsin, to be Federal Co-chairman of the Upper Great Lakes Regional Commission; and

One Navy in the rank of Admiral, and one Air Force in the rank of General. Page 22261

Nominations: Senate received the following nominations:

July 7

John H. Shenefield, of Virginia, to be an Assistant Attorney General; and

Harold L. Murphy, to be U.S. District Judge for the Northern District of Georgia.

July 8

David B. Bolen, of Colorado, to be Ambassador to the German Democratic Republic;

Raymond L. Garthoff, of Connecticut, to be Ambassador to Bulgaria;

Mauricio Solaun, of Illinois, to be Ambassador to Nicaragua;

John Richard Burke, of Wisconsin, to be Ambassador to Guyana;

John D. Negroponte, of New York, to serve with the rank of Ambassador in his position of Deputy Assistant Secretary of State for Oceans and Fisheries Affairs;

Elizabeth E. Bailey, of New Jersey, to be a Member of the Civil Aeronautics Board; and

Barry P. Bosworth, of Maryland, to be Director of the Council on Wage and Price Stability.

July 11

Ray V. Fitzgerald, of South Dakota, to be a Member of the Board of Directors of the Commodity Credit Corporation;

J. Albert Jones, to be U.S. Attorney for the Western District of Kentucky;

Donald L. Beckner, to be U.S. Attorney for the Middle District of Louisiana;

John H. Hannah, Jr., to be U.S. Attorney for the Eastern District of Texas;

Jose Antonio Canales, to be U.S. Attorney for the Southern District of Texas;

Bennie A. Martinez, to be U.S. Marshal for the District of New Mexico;

Theddis R. Coney, to be U.S. Marshal for the Southern District of Texas;

Two Army nominations in the rank of General; and

Routine nominations in the Air Force and Marine Corps. Page 22260

Record Votes: Two record votes were taken today. Pages 22225, 22259

Recess: Senate met at 1 p.m. and recessed at 7:25 p.m. Page 22260

Committee Meetings

TRUTH IN LENDING

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Consumer Affairs held hearings on legislation to simplify and reform the Truth in Lending Act (S. 1312, 1501, and 1653), receiving testimony from Senator Garn; Gerald J. Levy, Milwaukee, on behalf of the U.S. League of Savings Associations; Walter W. Vaughn, Rochester, N.Y., on behalf of the American Bankers Association; Robert B. Evans, National Consumer Finance Association, Washington, D.C.; R. C. Morgan, El Paso, Texas, on behalf of the Credit Union National Association; Leslie R. Butler, Philadelphia, on behalf of the Consumer Bankers Association; William A. James, Springfield, Mass., on behalf of the National Association of Mutual Savings Banks; John S. Cushman, Minneapolis, on behalf of the National Retail Merchants Association; William T. Levenson, Baltimore, on behalf of the National Home Furnishings Association; Dan J. Griffin, Chicago; Frank H. Maier, Atlanta, on behalf of the Retail Jewelers of America; and H. R. Lively, Washington, D.C., on behalf of the American Retail Federation.

Hearings continue tomorrow.

CLINCH RIVER BREEDER REACTOR

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation held hearings on environmental and safety aspects of the Clinch River Breeder Reactor, receiving testimony from Lee Gossick, Executive Director for Operations, Nuclear Regulatory Commission, accompanied by several of his associates; Eric Beckjord, Director, Division of Reactor Development, Energy Research and Development Administration; William Young, Burns and Roe, Inc., Oradell, New Jersey; and Anthony F. Roisman, Natural Resources Defense Council, Washington, D.C.

Hearings were recessed subject to call.

FOREIGN AFFAIRS—PAKISTAN

Committee on Foreign Relations: Subcommittee on Near East and South Asian Affairs met in closed session to receive a briefing on recent developments in Pakistan from Alfred L. Atherton, Jr., Assistant Secretary of State for Near Eastern and South Asian Affairs.

Subcommittee recessed subject to call.

FEDERAL CRIMINAL DIVERSION

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery began hearings on S. 1819, proposed Federal Criminal Diversion Act (voluntary use of intensive supervision at the time of arrest or soon thereafter), receiving testimony from Guy Willetts and John Hornberger, Services Branch, Administrative Office of United States Courts; Irwin Brownstein, New York State Supreme Court, Albany; Stephen D. Neely, Pima County Attorney, Arizona; and Robert Leonard, District Attorney, Flint, Michigan.

Hearings continue on Friday, July 15.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 8195–8210; 2 private bills, H.R. 8211 and 8212; and 2 resolutions, H. Con. Res. 275 and H. Res. 679, were introduced. Pages 22183–22184

Bills Reported: Reports were filed as follows:

S. 213, to amend the Accounting and Auditing Act of 1950 to provide for the audit, by the Comptroller General, of the Internal Revenue Service and of the Bureau of Alcohol, Tobacco, and Firearms (H. Rept. 95-480);

H.R. 7691, to distinguish Federal grant and cooperative agreement relationships from Federal procurement relationships; the foregoing reports filed on Friday, July 1 (H. Rept. 95-481);

H. Con. Res. 190, to provide for the printing of the brochure entitled "How Our Laws Are Made" (H. Rept. 95-482);

H. Con. Res. 217, to provide for the printing of a revised edition of "The Constitution of the United States of America" (H. Rept. 95-483);

H. Con. Res. 222, to authorize the printing of a revised edition of "The Capitol," as a House Document (H. Rept. 95-484);

H. Con. Res. 182, providing for the printing as a House document of the pamphlet entitled "Black Americans in Congress" (H. Rept. 95-485);

H. Con. Res. 60, authorizing a bust or statue of Martin Luther King, Junior, to be placed in the Capitol (H. Rept. 95-486);

Report entitled "Report of the Committee on Ways and Means pursuant to Section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 95-487); and

H.R. 7893, National Weatherization Act (H. Rept. 95-488). Pages 22182–22183

Presidential Messages: Received and read the following messages from the President:

National Heart, Lung, and Blood Institute: Message transmitting the Fourth Report of the Director of the National Heart, Lung, and Blood Institute—referred to the Committee on Interstate and Foreign Commerce;

Budget rescission: Message transmitting a proposed rescission of $850,000 appropriated for the National Transportation Board—referred to the Committee on Appropriations and ordered printed (H. Doc. 95-479);

Arts: Message transmitting the Annual Report of the National Endowment for the Arts and the National Council on the Arts for fiscal year 1976—referred to the Committee on Education and Labor; and

Wilderness preservation: Message transmitting the Eleventh Annual Report on the Status of the National Wilderness Preservation System for 1974—referred to the Committee on Interior and Insular Affairs. Pages 22155–22156

Suspensions: House voted to suspend the rules and pass the following bills:

National Lupus Week: H.J. Res. 24, to provide for the designation of a week as "National Lupus Week" (passed by a yea-and-nay vote of 297 yeas to 3 nays (Roll No. 403); and Pages 22157–22162

Declaration of Independence signers: H.R. 2960, to authorize the Secretary of the Interior to erect a memorial in honor of the fifty-six signers of the Declaration of Independence in the District of Columbia (passed by a yea-and-nay vote of 301 yeas to 3 nays, Roll No. 404).

Pages 22160–22163

Indian Claims: House concluded all general debate on H.R. 5023, to amend the statute of limitations provisions in section 2415 of title 28, United States Code, relating to claims by the United States on behalf of Indians; but came to no resolution thereon. Proceedings under the 5-minute rule will begin tomorrow.

H. Res. 642, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 299 yeas, Roll No. 405. Pages 22163–22172

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 22180

Adjournment: Adjourned at 2:05 p.m.

Committee Meeting

FOOD ADDITIVES

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met and approved for full committee action H.R. 7753 amended, directing the Institute of Medicine of the National Academy of Sciences to conduct a one-year review on the toxicity and carcinogenicity of food additives.

Joint Committee Meeting

HOUSING AND COMMUNITY DEVELOPMENT

Conferees, met to resolve the differences between the Senate- and House-passed versions of H.R. 6655, authorizing funds for housing and community development assistance programs for fiscal year 1978 through 1980, but did not reach final agreement thereon and will meet again on Wednesday, July 13.

Tuesday, July, 12, 1977

Senate

Chamber Action

Routine Proceedings, pages 22342–22346

Bills Introduced: Eight bills and three resolutions were introduced, as follows: S. 1838–1845; S.J. Res. 69–70; and S. Con. Res. 34. Pages 22344–22345

Bills Reported: Reports were made as follows:

S. 1538, proposing reform in the administration of the black lung benefits program, with amendments (S. Rept. 95-336);

Conference report on H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations (S. Rept. 95-337). Page 22344

Bill Referred: H.R. 2960, Declaration of Independence signers, was referred to Committee on Rules and Administration. Page 22344

Bill Held at Desk: H.J. Res. 24, National Lupus Week, was received and ordered to be held at the desk. Page 22342

Unanimous Consent Calendar: One measure was transferred in the Calendar under Measures Cleared to be Considered by Unanimous Consent. Page 22411

Messages From the House: Pages 22342–22343

Executive Communications: Page 22343

Amendments Submitted for Printing: Page 22345

Statements on Introduced Bills: Page 22411

Additional Statements: Pages 22420–22446

Bills Passed:

ERDA Nuclear Programs: Senate passed and sent to the House S. 1811, authorizing funds for fiscal year 1978 for nuclear programs of the Energy Research and Development Administration, after taking action on additional proposed amendments as follows:

Adopted:

(1) Modified Stone amendment No. 496, earmarking $5 million for research and development on means to reduce the ability to divert plutonium from its intended purposes; Page 22347

(2) Divisions 1 and 2 of modified Baker unprinted amendment Nos. 635, reaffirming the intent of the Congress that the Clinch River Breeder Reactor Project not be terminated during fiscal years 1977 or 1978; Page 22348

(3) Domenici U.P. No. 637, increasing by $3 million funds for operating expenses for magnetic fusion; Page 22359

(4) McClure U.P. No. 638, designed to provide an orderly transfer of ERDA programs to the proposed new Department of Energy; Page 22360

(5) Hayakawa U.P. No. 640, to make Title V (Lawrence Livermore Laboratory Employee Grievance Procedure) subject to California law; Page 22366

(6) McClure U.P. No. 641, giving to the Congress the power to veto a price increase in the cost of material under Title II; Page 22376

(7) Hart U.P. No. 643 (as a substitute for Glenn U.P. No. 642), increasing to $990,585,000 funding for operating expenses for uranium enrichment; Page 22378

(8) Glenn U.P. No. 642, as amended. Page 22377

(9) Glenn U.P. No. 644, barring supply of nuclear fuel to a power reactor under an Agreement for Cooperation which has not been reviewed by the Congress; Page 22383

(10) McClure U.P. No. 645, barring funds for repurchase, transportation, or storage of any foreign spent nuclear fuel; Page 22383

(11) Church U.P. No. 646, of a technical nature; Page 22384

(12) Church U.P. No. 647, embodying text of S. 1340, authorizing funds for fiscal year 1978 for nonnuclear programs of the Energy Research and Development Administration, as passed by the Senate on June 13, 1977; Page 22384

Rejected:

(1) Hayakawa U.P. No. 636, to delete Title V which creates the Lawrence Livermore Laboratory Employee Grievance Procedure (tabled by 57 yeas to 36 nays); Page 22352

(2) Hayakawa U.P. No. 639, barring use of funds under any contract by the Lawrence Livermore Laboratory unless such contract provides that employees of that laboratory will be protected by an impartial grievance procedure (tabled by 57 yeas to 37 nays); Page 22361

(3) McGovern amendment No. 495, to allow a state legislature or its people, by resolution or referendum, to express their judgment concerning construction of a nuclear waste facility within their state (tabled by 58 yeas to 39 nays); and Page 22366

(4) By 39 yeas to 58 nays, Curtis amendment No. 497, to strike from the bill Title II, Basis for Government Charge for Uranium Enrichment Services. Page 22372

Pages 22347–22400

Sale of Obsolete Vessels: Senate passed without amendment and sent to the House S. 854, authorizing the Secretary of Commerce to sell two obsolete vessels to Mid-Pacific Sea Harvesters, Inc., Hawaii. Page 22400

Center for the Book: Senate passed with committee amendment and sent to the House S. 1331, to establish within the Library of Congress a Center for the Book—a research center that would investigate the history and prospects of the book. Page 22401

Joint Committee on Congressional Operations: Senate passed with committee amendment and sent to the House S. 1608, to abolish the Joint Committee on Congressional Operations. Page 22402

Fisheries Zone: Senate passed without amendment and cleared for the President H.R. 5638, to make the reciprocal fisheries agreement between the United States and Canada effective during 1977. Page 22402

Sabine River Compact: Senate passed without amendment and cleared for the President H.R. 1551, granting the consent of Congress to an amendment to the Sabine River Compact entered into by Texas and Louisiana. Page 22402

Hruska Meat Animal Research Center: Senate passed without amendment and sent to the House S. 409, designating the Meat Animal Research Center near Clay Center, Nebr., as the "Roman L. Hruska Meat Animal Research Center." Pages 22403–22404

Human Rights: Senate agreed to S. Res. 198, expressing the sense of the Senate that U.S. Representatives to the Helsinki Accords Review Conference should indicate the official U.S. concern over Soviet treatment of Anatoly Scharansky and Youri Orlov, Soviet citizens. Pages 22405–22407

Public Works Appropriations: Senate resumed consideration of H.R. 7553, making appropriations for Public Works for water and power development and energy research for fiscal year 1978, agreeing to additional amendments, as follows:

Adopted:

(1) Committee amendments to Title I, en bloc, with the exception of so-called Clinch River Breeder Reactor item; Page 22404

(2) Stennis U.P. No. 648 (to committee amendment), reducing from $150 million to $75 million appropriations for the Clinch River Breeder Reactor Program; Page 22404

(3) Committee amendment dealing with Clinch River Project, as amended; Page 22404

(4) Modified Domenici U.P. No. 649, appropriating $6.1 million for programs dealing with hot dry rock geothermal ($2.1 million), superconducting storage conservation ($1 million), and magnetic fusion ($3 million); Page 22404

(5) McClure U.P. No. 650, restoring $28 million for breeder reactor research, safety, and development program; Page 22407

(6) Hart U.P. No. 651, appropriating an additional $5.5 million for demonstration of solar heating and cooling techniques; Page 22408

(7) Glenn U.P. No. 652, appropriating $2.9 million for waste heat utilization study, and $1 million for international cooperation. Page 22410

Pages 22400, 22404–22411

Presidential Communication: Senate received a communication from the President proposing an amend-

ment to the fiscal year 1978 Defense budget calling for a $1,017,400,000 funding reduction as a result of the President's decision not to procure the B-1 bomber—referred to Committee on Appropriations and ordered printed as S. Doc. 95-57. Page 22343

Committee Authority To Sit: Ethics Committee was authorized to sit during sessions of the Senate for the remainder of this session of the Congress. Page 22340

Nomination: Senate received the nomination of Jean M. Wilkowski, of Florida, for the rank of Ambassador while serving as Coordinator of United States Preparations for the United Nations Conference on Science and Technology for Development. Page 22411

Record Votes: Four record votes were taken today. Pages 22361, 22366, 22372, 22376

Recess: Senate met at 10 a.m. and recessed at 6:55 p.m. Page 22411

Committee Meetings

AGRICULTURAL TRANSPORTATION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices began oversight hearings on transportation problems affecting agriculture, forestry, and rural development. Witnesses heard were Senator McGovern; Representative Smith of Virginia; James Krzyminski; National Council of Farmer Cooperatives, Washington, D.C.; Thomas Peyton O'Dell, Hodgenville, Kentucky; Morris W. Bottomley, Winnebago Farmers Elevator Company, Winnebago, Minnesota; Gordon Stedman, Growers and Shippers League of Florida, Orlando; Thomas M. Merrill, Merrill Farms, Salinas, California; and Roger Stroh, United Fresh Fruit and Vegetable Association, Washington, D.C.; and Benjamin Radcliffe, South Dakota Farmers Union, Huron, S. Dak.

Hearings continue on Friday, July 15.

DEFENSE CONTRACTS

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings to receive testimony on the procedure of private contracting of Defense Department functions and services. Witnesses heard were Representative Barnard; Elmer B. Staats, Comptroller General of the United States, General Accounting Office; Lester Fettig, Director, Office of Federal Procurement Policy, Office of Management and Budget; John P. White, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; Alan J. Gibbs, Assistant Secretary of the Army for Installations and Logistics; Major General Charles R. Myer, Commander, Fort Gordon, Georgia; Kenneth T. Blaylock, American Federation of Government Employees, Washington, D.C.; and Ronald V. Paolucci, Lear Siegler, Inc., Washington, D.C.

Hearings were recessed subject to call.

TRUTH IN LENDING

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Consumer Affairs continued hearings on legislation to simplify and reform the Truth in Lending Act (S. 1312, 1501, and 1653), receiving testimony from Mark Sibergeld and Ellen Broadman, Consumer's Union, Washington Office; James Boyle, Texas Consumers Association, Austin; Willard Ogburn, National Consumer Law Center, Boston; William Coendenen, New Haven, Conn.; Carol S. Greenwald, Commissioner of Banks, Commonwealth of Massachusetts, Boston; James A. McCaffrey, Oklahoma Department of Consumer Affairs, Oklahoma City; Lawrence Connell, Jr., Bank Commissioner, State of Connecticut, Hartford; and John L. Quinn, Maine Consumer Credit Administration, Augusta.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported 14 routine nominations in the Coast Guard, and further discussed the matter of proposed regulatory reform of the air transportation industry.

Also, committee agreed that when H.R. 186, to implement the Convention on the International Regulations for Preventing Collisions at Sea, is received from the House, a request be made for such legislation to be held at the Senate desk.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Richard A. Frank, of Nebraska, to be Administrator of the National Oceanic and Atmospheric Administration, Department of Commerce, after receiving testimony from George Steele, Zoological Action Committee, Inc., Washington, D.C. The nominee who was introduced to the committee by Senator Zorinsky, testified and answered questions on his own behalf.

AUTO FUEL ECONOMY

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology and Space began hearings on the auto fuel economy section of the proposed National Energy Act (S. 1469), receiving testimony from Dr. Alice Rivlin, Director, Congressional Budget Office; Ralph Millet, Automobile Importers of America, Inc., Washington, D.C.; Sidney L. Terry, Chrysler Corporation, Detroit, Michigan; Herbert L. Misch, Ford Motor Company, Dearborn, Michigan; Henry L. Duncombe, Jr., General Motors Corporation, Detroit; and Fred A. Stewart, American Motors Corporation, Southfield, Michigan.

Hearings continue on Thursday, July 14.

WATER POLLUTION

Committee on Environment and Public Works: Committee began markup of proposed legislation to amend the Federal Water Pollution Control Program, but did not complete action thereon and will meet again tomorrow.

PUBLIC ASSISTANCE AMENDMENTS

Committee on Finance: Subcommittee on Public Assistance held hearings on H.R. 7200, to improve the supplemental security income benefits program; the aid to families with dependent children program; and child welfare services and social services, receiving testimony from Joseph A. Califano, Jr., Secretary of Health, Education, and Welfare.

Hearings were adjourned subject to call.

TREATIES AND NOMINATIONS AND NEUTRON BOMB

Committee on Foreign Relations: Committee approved the following business items:

Treaty between the U.S. and Mexico on the Execution of Penal Sentences (Ex. D, 95th Cong., 1st sess.);

Treaty between the U.S. and Canada on the Execution of Penal Sentences (Ex. H, 95th Cong., 1st sess.);

Agreement between U.S. and Canada concerning the proposed construction of a pipeline to transmit Alaskan oil to the Lower 48 States (Ex. F, 95th Cong., 1st sess.);

Inter-American Treaty of Reciprocal Assistance (Ex. J, 94th Cong., 1st sess.); and

The following nominations: Louis A. Lerner, of Illinois, to be Ambassador to Norway;

William E. Schaufele, Jr., of Ohio, to be Ambassador to Greece;

Gerard C. Smith, of the District of Columbia, to be Ambassador at Large and U.S. Special Representative for Non-Proliferation Matters, and to be Representative of the U.S. to the Inetrnational Atomic Energy Agency;

Frank V. Ortiz, Jr., of New Mexico, to be Ambassador to Barbados and Grenada;

Lawrence A. Pezzullo, of Maryland, to be Ambassador to Uruguay; and

W. Howard Wriggins, of New York, to be Ambassador to Sri Lanka and Maldives.

Also, Committee met in closed session to discuss issues involving the "neutron bomb", but made no announcements and recessed subject to call.

REHABILITATION LEGISLATION

Committee on Human Resources: Subcommittee on the Handicapped began hearings on S. 1712, to extend certain vocational rehabilitation programs; and S. 1596, to establish a National Center for the Handicapped. Witnesses heard were Senator Biden; Dr. Joseph B. Moriarity, West Virginia Rehabilitation Center Institute, West Virginia; Stephen A. Weber, Charleston, West Virginia, representing the Goodwill Industries of America, Inc.; Thorold Funk, Charleston, West Virginia, and John H. Webb, Jackson, Mississippi, both representing the Council of State Administrators of Vocational Rehabilitation; Rolfe Karlsson, Des Moines, Iowa, representing the National Easter Seal Society for Crippled Children and Adults; Deborah Kaplan, and Michael P. Sullivan, San Francisco, representing the Disability Rights Center; and James S. Jeffers, Illinois State Division of Vocational Rehabilitation, Springfield.

Hearings continue on Thursday, July 14.

LAETRILE

Committee on Human Resources: Subcommittee on Health and Scientific Research held hearings to evaluate information upon which the FDA based its decision to ban the drug laetrile from interstate commerce, receiving testimony from Donald Kennedy, Commissioner, Food and Drug Administration; Dr. Donald S. Fredrickson, Director, National Institutes of Health, and Guy Newell, Director, National Cancer Institute, all of the Department of Health, Education, and Welfare; John C. Keeney, Deputy Assistant Attorney General, Criminal Division, Department of Justice; Dr. Joseph Ross, UCLA; Herbert Hoffman, Assistant U.S. Attorney, San Diego; Lewis Castro, Deputy Attorney General, and Dr. Joseph Cosentino, Board of Medical Examiners, both of the State of California, Sacramento; Carol Hehmeyer, Assistant District Attorney, San Francisco; Dr. John A. Richardson, Albany, Calif.; Robert Bradford, Committee for Freedom of Choice in Cancer Therapy, Los Altos; Dr. Ernest T. Krebs, Jr., San Francisco; and Dr. Bruce Halstead, Loma Linda, Calif.

Hearings were adjourned subject to call.

TRANSPORTATION AND THE ELDERLY

Special Committee on Aging: Committee resumed hearings on the subject: "Transportation and the Elderly: Progress and Problems", receiving testimony from Donald F. Reilly, Deputy Commissioner on Aging, Department of Health, Education, and Welfare; Richard F. Walsh, Director, Office of Transportation Economic Analysis, Department of Transportation; Leon Harper, Los Angeles, National Association of Area Agencies on Aging; Bessie Lotze, Area Agency on Aging, Lewiston, Idaho; Wallace Clair, Central Virginia Commission on Aging, Lynchburg; Magan Phathik, Prince Georges County Area Agency on Aging, Capitol Heights, Md.; Jane Kennedy, Southern

Mississippi Area Agency on Aging, Gulfport, Miss.; and Harry Custis, Corporate Insurance Management, Washington, D.C.

Hearings were adjourned subject to call.

CODE OF CONDUCT

Select Committee on Ethics: Committee met in closed session on committee business. In open session committee considered and agreed to several interpretive rulings relative to the conduct of Members, officials, and employees of the Senate.

Committee recessed subject to call.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence Activities: Subcommittee on Charters and Guidelines met in closed session but made no announcements and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 42 public bills, H.R. 8213–8254; 1 private bill, H.R. 8255; and 7 resolutions, H.J. Res. 542–544, H. Con. Res. 276 and 277, and H. Res. 680 and 681, were introduced. Pages 22579–22581

Bills Reported: Reports were filed as follows:

H.R. 133, to provide that certain proceedings of the Italian American War Veterans of the United States, Incorporated, shall be printed as a House document, amended (H. Rept. 95–489);

H. Res. 12, to permit all employees of the House of Representatives to contribute, through payroll withholdings, to charitable organizations in coordination with the Combined Federal Campaign and other fundraising in the executive branch of the Federal Government (H. Rept. 95–490);

H.R. 6214, to provide for the establishment of a Center for the Book in the Library of Congress (H. Rept. 95–491);

H.R. 2176, to amend the Accounting and Auditing Act of 1950 to provide for the audit, by the Comptroller General, of the Federal Reserve Board, the Federal Reserve banks and their branches and check clearing, wire transfer, and security facilities, the Federal Deposit Insurance Corporation, and the Office of the Comptroller of the Currency (H. Rept. 95–492);

Conference report on H.R. 2, to provide for the cooperation between the Secretary of the Interior and the States with respect to the regulation of surface coal mining operations, and the acquisition and reclamation of abandoned mines (H. Rept. 95–493);

Conference report on S. 1474, to authorize certain construction at military installations (H. Rept. 95–494); and

Conference report on H.R. 7554, making appropriations for the Department of Housing and Urban Development, and for sundry independent executive agencies, boards, bureaus, commissions, corporations, and offices for the fiscal year ending September 30, 1978 (H. Rept. 95–495). Page 22579

Late Reports: Conferees received permission to file a conference report by midnight tonight on H.R. 7554, making appropriations for the Department of Housing and Urban Development for fiscal year 1978; and the Committee on House Administration received permission to file a report by midnight tonight on H.R. 133, to provide that certain proceedings of the Italian American War Veterans of the United States, Incorporated, shall be printed as a House document. Page 22447

Suspensions: House voted to Suspend the Rules and pass the following bills:

American Battle Monuments Commission: H.R. 7678, relating to the assignment of retired military personnel to the American Battle Monuments Commission. Page 22447

Veterans housing: H.R. 7658, to assist veterans with a permanent and total service-connected disability due to the loss or loss of use of one upper and one lower extremity to acquire specially adapted housing (passed by a yea-and-nay vote of 403 yeas, Roll No. 406). Pages 22449–22487

Veterans pensions: H.R. 7345, to increase the rates of disability and death pension and to increase the rates of dependency and indemnity compensation for parents (passed by a yea-and-nay vote of 403 yeas, Roll No. 407). Pages 22451–22488

Safe drinking water: H.R. 6827, amended, to extend certain authorities and authorize appropriations for certain fiscal years for purposes of providing assistance to States with respect to safe drinking water. Subsequently, this passage was vacated, and S. 1528, a similar Senate-passed bill was passed in lieu after being amended to contain the language of the House bill as passed. Pages 22457–22470

International navigational rules: H.R. 186, to implement the Convention on the International Regulations for Preventing Collisions at Sea, 1972. Page 22470

Federal-Aid Highway Act Amendments: H.R. 7462, to amend the Federal-Aid Highway Act of 1976 to provide an obligation limitation for fiscal year 1978. Page 22472

Presidential war powers: H.R. 7738, amended, with respect to the powers of the President in time of war or national emergency. Page 22473

Franked Mail Act: H.R. 7792, amended, to establish certain limitations on the use of the frank. Page 22478

Member's residence for State income tax purposes: House agreed to Suspend the Rules and agreed to a motion to agree to the Senate amendment to H.R. 6893, to make clear the Members of Congress may not, for purposes of State income tax laws, be treated as resident of any State other than the State from which they were elected; clearing the measure for the President. Page 22483

Late Report: Conferees received permission to file a report by midnight tonight on H.R. 2, Surface Mining Control and Reclamation Act of 1977. Page 22478

Interior Appropriations: By a voice vote, the House agreed to the conference report on H.R. 7636, making appropriations for the Department of the Interior and related agencies for fiscal year 1978.

House receded and concurred in Senate amendment No. 21. House receded and concurred with amendment in Senate amendments Nos. 4, 5, 7, 9, 16, 19, 22, 37, 41, 46, 48, 50, and 63; clearing the measure for Senate action. Pages 22489–22498

Indian Claims: By a yea-and-nay vote of 331 yeas to 69 nays, Roll No. 408, the House passed H.R. 5023, to amend the statute of limitations provisions in section 2415 of title 28, United States Code, relating to claims by the United States on behalf of Indians.

Rejected a motion to recommit the bill to the Committee on the Judiciary.

Agreed to amendments to Committee amendments Nos. 1 and 3 that were conforming in nature.

Agreed to amendments to Committee amendments Nos. 2 (agreed to by a division vote of 34 ayes to 13 noes) and 4 that extends the statute of limitations for a period of 2 years instead of 4½ years as in the committee amendments.

Rejected a substitute to committee amendment No. 2 that would extend the statute of limitations for 2 years to prosecute those claims that were referred to the Justice Department prior to July 18, 1977 (rejected by a division vote of 25 ayes to 34 noes); and

Rejected a substitute to committee amendment No. 2 that proposed a 3 year extension (rejected by a division vote of 8 ayes to 39 noes).

A point of order was sustained against a substitute for the entire bill.

Subsequently, this passage was vacated, and S. 1377, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill. Pages 22498–22513

Late Report: Conferees received permission to file a conference report by midnight tonight on S. 1474, to authorize certain construction at military installations. Pages 22513–22522

Referral: One Senate-passed bill was referred to the appropriate House committee. Page 22579

Adjournment: Adjourned at 5:55 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on patrol hydrofoil rescission.

UNDER SECRETARY OF DEFENSE FOR POLICY

Committee on Armed Services: Subcommittee on Investigations met and approved for full committee action a clean bill in lieu of H.R. 6582, to disestablish one of the positions of Deputy Secretary of Defense and establish an Under Secretary of Defense for Policy.

INTERNATIONAL BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance began hearings on H.R. 7325, International Banking Act of 1977. Testimony was heard from Stephen S. Gardner, Vice Chairman, Federal Reserve Board; Robert B. Palmer, Bankers Association for Foreign Trade; and Edward I. O'Brien, Securities Industries Association.

Hearings continue tomorrow.

DEFENSE MANPOWER

Committee on the Budget: Task Force on National Security held a hearing on Defense manpower and the all volunteer force. Testimony was heard from Robert F. Hale, Congressional Budget Office; and Dr. Richard Cooper, Rand Corporation.

Hearings continue tomorrow.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held a hearing on H.R. 15, Elementary and Secondary Education Act, with testimony from public witnesses.

Hearings continue tomorrow.

CAMPAIGN FINANCING

Committee on House Administration: Continued hearings on public financing of congressional campaigns. Testimony was heard from Commissioner Thomas E. Harris, Federal Election Commission; Representative Hanley; and Lee Ann Elliott, Associate Executive Director, AMPAC.

REDWOOD NATIONAL PARK

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs continued markup of H.R. 3813, Redwood National Park expansion, and will resume on Thursday, July 14.

PROTECTION OF AMERICANS ABROAD

Committee on International Relations: Subcommittee on International Operations held a hearing on protection of Americans abroad. Testimony was heard from Representative Ambro; relatives of persons missing abroad; and other public witnesses.

Hearings continue Thursday, July 14.

U.S. SOUTH AFRICA RELATIONS

Committee on International Relations: Subcommittee on Africa held a hearing on U.S. South Africa relations: Nuclear Cooperation. Testimony was heard from William H. Lewis, Department of State; and Lee V. Gossick, Nuclear Regulatory Commission.

Hearings continue Thursday, July 14.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce; Continued markup of H.R. 6831, National Energy Act, and will resume tomorrow.

PUBLIC DISCLOSURE OF LOBBYING ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 1180, Public Disclosure of Lobbying Act.

SOUTHEAST ASIAN NARCOTICS

Select Committee on Narcotics Abuse and Control: Began hearings on current administration policies and initiatives to halt the flow of heroin in the Golden Triangle region of Burma and Thailand. Testimony was heard from Robert B. Oakley, Deputy Assistant Secretary for East Asia and Pacific Affairs, State Department; Dr. Peter Bourne, Director, Office of Drug Abuse Policy; and Dr. Robert L. Dupont, Director, National Institute on Drug Abuse.

Hearings continue tomorrow.

OCS LANDS ACT AMENDMENTS

Ad Hoc Select Committee on Outer Continental Shelf: Continued markup of H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977, and will resume tomorrow.

FEDERAL CONTRACTING OUT PRACTICES

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization continued oversight hearings on contracting out practices of the Federal Government. Testimony was heard from James D. Currie, Office of Federal Procurement Policy; and John Contney, Linen Supply Association of America.

AVIATION SAFETY

Committee on Public Works and Transportation: Subcommittee on Investigations and Review held a hearing on aviation safety with testimony from public witnesses.

Hearings continue tomorrow.

PERMANENT SELECT COMMITTEE ON INTELLIGENCE

Committee on Rules: Completed testimony but deferred further action until Wednesday, July 13, on H. Res. 658, to amend the Rules of the House of Representatives and establish a Permanent Select Committee on Intelligence. Testimony was heard from Representatives Wright, Boland, Stratton, Milford, McDonald, Rhodes, Cederberg, Ashbrook, and McClory. Statements for the record were submitted by Representatives Zablocki, Broomfield, Cederberg, Rhodes, Milford, and McClory.

ELECTRIC AND HYBRID VEHICLE ACT

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation RD&D held a hearing on the possibility of amending the Electric and Hybrid Vehicle Act (P.L. 94-413). Testimony was heard from Dr. Gene Mannella and Vincent Esposito, ERDA.

MARKET ORIENTATION PROGRAM PLANNING STUDY

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration held a hearing on Market Orientation Program Planning Study. Testimony was heard from Dr. Philip White and Dr. Harry Johnson, ERDA.

DUTY ON HAND TOOLS

Committee on Ways and Means: Subcommittee on Trade met and by a record vote of 4 to 4 failed to approve H.R. 139, to increase for a five-year period the duty on certain hand tools.

Joint Committee Meetings

TAX POLICY

Joint Economic Committee: Subcommittee on Economic Growth began oversight hearings on Federal income tax policies, receiving testimony from the following former Commissioners of the Internal Revenue Service, Department of the Treasury: Donald Alexander, New York City; Mortimer M. Caplin, Washington, D.C.; and Sheldon Cohen, Washington, D.C.

Hearings continue tomorrow.

PRIVACY PROTECTION STUDY

Joint Hearing: Senate Governmental Affairs Committee held hearings jointly with the House Subcommittee on Government Information and Individual Rights, to receive testimony on the final report of the Privacy Protection Study Commission. Witnesses heard were David F. Linowes, Chairman, Dr. Willis H. Ware, Vice Chairman, William O. Bailey, William B. Dickinson, Representatives Goldwater and Koch, and Minnesota State Senator Robert J. Tennessen, all members of the Privacy Protection Study Commission.

Hearings were adjourned subject to call.

DEPARTMENT OF ENERGY

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, but did not complete action thereon and will meet again on Thursday, July 14.

APPROPRIATIONS—HUD

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 7554, making appropriations for the Department of Housing and Urban Development and for sundry independent agencies for fiscal year 1978.

Wednesday, July 13, 1977

Senate

Chamber Action

Routine Proceedings, pages 22737–22750

Bills Introduced: Eight bills and one resolution were introduced, as follows: S. 1846–1853; and S. Res. 219. Pages 22747, 22748–22750

Bills Reported: Reports were made as follows:

H.R. 7932, making appropriations for the legislative branch for fiscal year 1978, with amendments (S. Rept. 95-338);

S. 1502, making a Federal crime of willful destruction of any interstate pipeline system (S. Rept. 95-339);

S. 1496, making a Federal crime of willful destruction or interference with the trans-Alaska pipeline system, with an amendment (S. Rept. 95-340);

S. Res. 206, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 926, to provide for public financing of primary and general elections for the U.S. Senate (S. Rept. 95-341); and

H.R. 3340, relating to the business use of a residence for day care services, with an amendment in the nature of a substitute (S. Rept. 95-342). Page 22747

Bills Referred: Four House-passed bills were referred to appropriate Senate committees. Page 22747

Bill Held at Desk: H.R. 7678, American Battle Monuments Commission personnel, was received and held at the desk. Page 22800

Messages From the House: Page 22746

Executive Communications: Pages 22746–22747

Amendments Submitted for Printing: Pages 22750, 22814

Statements on Introduced Bills: Pages 22800–22813

Additional Statements: Page 22814

Bills Passed:

Outdoor Recreation Permits: Senate passed with committee amendments and sent to the House S. 1338, to update the procedures for the issuance and administration of permits for ski resorts, dude ranches, hotels, and other commercial outdoor recreation facilities and services on public domain national forest lands. Pages 22738–22742

National Lupus Week: Senate passed without amendment and cleared for the President H.J. Res. 24, requesting the President to designate the week of September 18–24, 1977 as National Lupus Week. Page 22772

International Navigational Rules: Senate passed without amendment and cleared for the President H.R. 186, to implement the Convention on the International Regulations for Preventing Collisions at Sea, 1972. Page 22772

Public Works Appropriations: By 86 yeas to 3 nays, Senate passed H.R. 7553, making appropriations for Public Works for water and power development and energy research for fiscal year 1978, taking action on additional proposed amendments as follows:

Adopted: By 74 yeas to 19 nays, Robert C. Byrd unprinted amendment No. 655, barring production of enhanced radiation weapons until the President certifies to Congress that production of these weapons is in the national interest, with proviso that the Congress, by concurrent resolution, may disapprove such production within 45 days following Presidential certification. Page 22796

Rejected:

(1) By 38 yeas to 58 nays, Hatfield U.P. No. 653, barring any funds in the bill for use for production of enhanced radiation weapons; and Page 22751

(2) Kennedy U.P. No. 654, barring funds for production of enhanced radiation weapons until the President formally approves such production, with proviso that

either House of the Congress, by simple resolution, may disapprove such use (tabled by 51 yeas to 44 nays, and amendment ruled germane by 48 yeas to 47 nays).

Page 22792

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Stennis, Magnuson, Robert C. Byrd, Hollings, Johnston, Huddleston, Burdick, Sasser, McClellan, Hatfield, Young, Case, Schweiker, and Bellmon.

Page 22799
Pages 22751–22799

Interior Appropriations: Senate agreed to the conference report on H.R. 7636, making appropriations for the Department of the Interior for fiscal year 1978, after agreeing to House amendments to Senate amendments Nos. 4, 5, 7, 9, 16, 19, 22, 37, 41, 46, 48, 50, and 63, thus clearing the measure for the President.

Pages 22742–22746

Indian Claims: Senate disagreed to the House amendments to S. 1377, extending time for commencing actions on behalf of Indians for settlement of monetary damages on outstanding Indian Claims, requested conference with the House, and appointed as conferees Senators Abourezk, Metzenbaum, Melcher, Hatfield, and Bartlett. Pages 22799–22800

Confirmations: Senate confirmed the following nominations:

James R. Burgess, Jr., to be U.S. attorney for the Eastern District of Illinois;

James P. Buchele, to be U.S. attorney for the District of Kansas;

Ronald S. Reed, Jr., to be U.S. attorney for the Western District of Missouri;

Albert S. Hinds, to be U.S. marshal for the Eastern District of Illinois;

Frank J. Anderson, to be U.S. marshal for the Southern District of Indiana;

William E. Schaufele, Jr., of Ohio, to be Ambassador to Greece;

Gerard C. Smith, of the District of Columbia, to be Ambassador at Large and U.S. Special Representative for Non-Proliferation Matters, and to be United States Representative to the International Atomic Energy Agency;

Frank V. Ortiz, Jr., of New Mexico, to be Ambassador to Barbados and Grenada;

W. Howard Wriggins, of New York, to be Ambassador to Sri Lanka;

Louis A. Lerner, of Illinois, to be Ambassador to Norway;

Lawrence A. Pezzullo, to be Ambassador to Uruguay;

Robert B. King, to be U.S. attorney for the Southern District of West Virginia;

Richard A. Frank, of the District of Columbia, to be Administrator of the National Oceanic and Atmospheric Administration; and

Harold M. Edwards, to be U.S. attorney for the Western District of North Carolina. Page 22800

Nominations: Senate received the following nominations:

Forrest J. Gerard, of Maryland, to be an Assistant Secretary of the Interior;

Earl Oliver, of Illinois, to be a Member of the Railroad Retirement Board for the remainder of the term expiring August 28, 1978;

Peter A. Bradford, of Maine, to be a Member of the Nuclear Regulatory Commission;

John R. Lewis, of Georgia, to be an Associate Director of the ACTION Agency;

Mary Frances Cahill Leyland, of New York, to be an Assistant Director of the ACTION Agency; and

Irene Tinker, of Maryland, to be an Assistant Director of the ACTION Agency. Page 22800

Record Votes: Five record votes were taken today.

Pages 22792, 22795, 22798

Recess: Senate met at 10 a.m. and recessed at 9:39 p.m.

Page 22800

Committee Meetings

RURAL ENERGY

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Rural Development began oversight hearings on energy needs for rural development, receiving testimony from John C. White, Deputy Secretary of Agriculture, and Howard Hjort, Director of Economics, Policy Analysis, and Budget, both of the Department of Agriculture; Dr. Howard S. Coleman, Deputy Director, Solar Energy Division, accompanied by Douglas G. Harvey, Director, Division of Industrial Energy Conservation both of Energy Research and Development Administration; and Robert Partridge, Rural Electric Cooperatives Association, Washington, D.C.

Hearings continue tomorrow.

APPROPRIATIONS—LEGISLATIVE AND DEFENSE

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 7932, making appropriations for fiscal year 1978 for the legislative branch. As approved by the committee the bill would appropriate $991,268,100, an increase of $62,932,300 over the House-passed figure of $928,335,800.

Also, committee, in closed session, agreed to defer a committee amendment to H.R. 7933 fiscal year 1978 defense establishment appropriations bill (when considered by the Senate) which would delete $1,466,400,000 in production funds for the B–1 strategic bomber program as requested in the President's proposed budget amendment of July 12, 1977.

NOMINATIONS

Committee on Armed Services: Subcommittee on Research and Development approved for full committee consideration the following nominations: Walter B. LaBerge, of Virginia, to be Under Secretary of the Army;

Hans M. Mark, of California, to be Under Secretary of the Air Force; and

Antonia H. Chayes, of Massachusetts, to be an Assistant Secretary of the Air Force.

Prior to this action, Subcommittee held hearings on these nominations where the nominees testified and answered questions on their own behalf.

TRUTH IN LENDING

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Consumer Affairs continued hearings on legislation to simplify and reform the Truth in Lending Act (S. 1312, 1501, and 1653), receiving testimony from Gerald J. Levy, Milwaukee, on behalf of the U.S. League of Savings Associations; Walter W. Vaughn, Rochester, N.Y., on behalf of the American Bankers Association; Robert B. Evans, National Consumer Finance Association, Washington, D.C.; R.C. Morgan, El Paso, Texas, on behalf of the Credit Union National Association; Leslie R. Butler, Pihladelphia, on behalf of the Consumer Bankers Association; William A. James, Springfield, Mass., on behalf of the National Association of Mutual Savings Banks; John S. Cushman, Minneapolis, Minnesota, on behalf of the National Retail Merchants Association; William I. Levenson, Baltimore, on behalf of the National Home Furnishings Association; Dan J. Griffin, Finance Business Forms Company, Chicago; Frank H. Maier, Atlanta, on behalf of The Retail Jewelers of America; and H. R. Lively, Washington, D.C., on behalf of the American Retail Federation.

Hearings were adjourned subject to call.

NO-FAULT AUTO INSURANCE

Committee on Commerce, Science, and Transportation: Committee began hearings on S. 1318, setting standards for State no-fault benefit plans to compensate motor vehicle accident victims, receiving testimony from Senator Moynihan; Steven H. Lesnick, Kemper Insurance Company, Washington, D.C.; William B. Bean, Annandale, Virginia; Michael Gildea, AFL–CIO; and Kenneth Micheljohn and Evelyn Dubrow, both of the ILGWU, all of Washington, D.C.

Consumer Subcommittee will hold further hearings on this bill on Friday, July 15.

INTERNATIONAL TELECOMMUNICATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Communications began oversight hearings on international telecommunications policies, receiving testimony from Eugene F. Murphy, RCA Global Communications, New York City; George Knapp, ITT World Communications, Inc., New York City; Edward Gallagher, Western Union International, Inc., New York City; Dr. Joseph V. Charyk, Communications Satellite Corporation, Washington, D.C.; and Richard R. Hough, American Telephone and Telegraph, New York City.

Hearings continue tomorrow.

FUEL ASSISTANCE

Committee on Energy and Natural Resources: Committee ordered favorably reported with amendments S. 701, authorizing funds to assist educational institutions and non-profit hospitals in meeting emergency energy costs. As approved by the committee the bill would authorize $200 million for fiscal year 1978; $300 million for fiscal year 1979; and $500 million for fiscal year 1980; such funds to be allocated 25 percent for hospitals and 75 percent for educational institutions.

Committee will meet again tomorrow to consider other pending business.

WATER POLLUTION

Committee on Environment and Public Works: Committee continued markup of proposed legislation to amend the Federal Water Pollution Control Program, but did not complete action thereon and will meet again tomorrow.

INTERNATIONAL AGRICULTURE TRADE

Committee on Finance: Subcommittee on International Trade held hearings to examine the current state of U.S. agricultural trade, and possible means by which agricultural exports might be increased. Witnesses heard were Secretary of Agriculture Bob Bergland; Julius L. Katz, Assistant Secretary of State for Economic and Business Affairs; Thomas A. Hammer, American Farm Bureau Federation, Washington, D.C.; Seymour Johnson, American Soybean Association, Indianola, Miss.; John Curry, National Corn Growers Association, Boone, Iowa; Joseph Halow, North American Export Grain Association, Inc., Washington, D.C.; Norman Weckerly, North Dakota Wheat Commission, Bismarck; Joseph Williams, Tobacco Association, Washington, D.C.; Frank Snodgrass, Burley Dark Leaf Tobacco Exporters Association, Washington, D.C.; Thomas Smith, American Cotton (AMCOT), Bakersfield, California; Fred Deans, Cotton Council, Memphis; and Julian B. Herron, Washington representative, California Citrus Growers.

Subcommittee recessed subject to call.

WAR POWERS RESOLUTION

Committee on Foreign Relations: Committee held hearings to review the operation and effectiveness of the War Powers Resolution (Public Law 93-148). Witnesses heard were Senators Eagleton and Goldwater; and Representative Solarz.

Hearings continue tomorrow.

SACCHARIN

Committee on Human Resources: Committee ordered favorably reported with amendments S. 1750, proposing studies of the issues relating to the use, labeling, and advertising of saccharin.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 1613, to improve access to the Federal courts by enlarging the civil and criminal jurisdiction of United States magistrates (amended);

S. 1496, making a Federal crime of willful destruction or interference with the trans-Alaska pipeline system;

S. 1502, making a Federal crime of willful destruction of any interstate pipeline system; and

The following nominations:

Harold M. Edwards, to be U.S. attorney for the Western District of North Carolina;

Robert B. King, to be U.S. attorney for the Southern District of West Virginia;

Billie Lykins, to be U.S. marshal for the Eastern District of Kentucky; and

Kenneth J. Mighell, to be U.S. attorney for the Northern District of Texas.

Also, committee discussed S.J. Res. 1, proposing amendments to the Constitution so as to provide for the direct popular election of the President of the United States, and the following private bills (H.R. 1445, S. 1006 and 1765), but did not complete action thereon and recessed subject to call.

TREATY IMPLEMENTATION

Committee on the Judiciary: Subcommittee on Penitentiaries and Corrections began hearings on S. 1682, to implement treaties with Mexico and Canada on the execution of penal sentences, receiving testimony from Senators Mathias and Bentsen; Peter Flaherty, Deputy Attorney General, who was accompanied by his associates of the Department of Justice; Barbara M. Watson, Administrator, Bureau of Security and Consular Affairs, accompanied by Herbert J. Hansell, Legal Advisor, both of the Department of State, and Professor Detley Vagts, Harvard Law School, and Consultant to State Department; and M. Cherif Bassiouni, Professor of Law, DePaul University, Chicago.

Hearings continue tomorrow.

LAW ENFORCEMENT

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures held hearings on the subject "The Erosion of Law Enforcement Intelligence Capabilities and the Public Protection". Witnesses heard were Laurence Silberman, Eugene Rossides, and John Olszewski, all of Washington, D.C.

Hearings were recessed subject to call.

LEGISLATIVE BUSINESS

Committee on Rules and Administration: Committee discussed and received testimony on the following measures:

S. Con. Res. 25, providing for the acceptance of a statue of the late Senator Ernest Gruening presented by the State of Alaska for the National Statuary Hall collection, receiving testimony from Mario E. Campioli, Assistant Architect of the Capitol;

Proposed legislation incorporating into the Capitol Grounds certain city streets, receiving testimony from George M. White, Architect of the Capitol; and James M. Powell, Chief of U.S. Capitol Police; and

S. Res. 203, to print additional copies of Special Committee on Aging print entitled "Protective Services for the Elderly" (amended).

BIA

Select Committee on Indian Affairs: Committee held oversight hearings on the current Organization of the Bureau of Indian Affairs, Department of the Interior, receiving testimony from James Biba, Ormond Beach, Fla.; Ray Goetting, Laguna, N.M.; Mel Tonasket, National Congress of American Indians, Omar, Wash.; Joseph Delacruz, National Tribal Chairmen's Association, Taholah, Wash.; Reid Chambers, Washington, D.C.; and Sherwin Broadhead, Reardon, Wash.

Hearings continue on Wednesday, July 20.

SILETZ INDIAN TRIBE

Select Committee on Indian Affairs: Committee held hearings on S. 1560, to restore to the Confederated Tribes of the Siletz Indians of Oregon the status of a federally recognized Indian tribe, receiving testimony from Raymond Butler, Acting Commissioner, Bureau of Indian Affairs, Department of the Interior; Arthur Bensell, Chairman, Tribal Council of the Confederated Tribes of the Siletz Indians, Siletz, Oregon; and Dr. John Donaldson, Oregon Department of Fish and Wildlife, Portland.

Committee adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 51 public bills, H.R. 8256-8306; 2 private bills, H.R. 8307 and 8308; and 7 resolutions, H. Con. Res. 278-281 and H. Res. 682-684, were introduced. Pages 22733-22735

Bills Reported: Reports were filed as follows:

H.R. 6831, to establish a comprehensive national energy policy, amended (H. Rept. 95-496);

Conference report on H.R. 4746, to extend certain authorities of the Secretary of the Interior with respect to water resources research and saline water conversion programs (H. Rept. 95-497);

H. Res. 658, to amend the rules of the House of Representatives and establish a Permanent Select Committee on Intelligence, amended (H. Rept. 95-498); and

H. Res. 682, providing for the consideration of H.R. 4287, to promote safety and health in the mining industry and to prevent recurring disasters in the mining industry (H. Rept. 95-499). Page 22733

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley as Speaker pro tempore for today. Page 22643

Labor-HEW Appropriations: House disagreed to the amendments of the Senate to H.R. 7555, making appropriations for the Departments of Labor and Health, Education, and Welfare, and related agencies for the fiscal year ending September 30, 1978; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Flood, Natcher, Smith of Iowa, Patten, Obey, Roybal, Stokes, Early, Mahon, Michel, Conte, O'Brien, and Cederberg. Page 22644

Agriculture Appropriations: House disagreed to the amendments of the Senate to H.R. 7558, making appropriations for Agriculture and Related Agencies programs for the fiscal year ending September 30, 1978; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Whitten, Evans of Colorado, Burlison of Missouri, Baucus, Traxler, Alexander, Sikes, Natcher, Mahon, Andrews of North Carolina, Robinson, Myers of Indiana, and Cederberg. Page 22644

DoD Authorization: By a yea-and-nay vote of 350 yeas to 40 nays, Roll No. 409, the House agreed to the conference report on H.R. 5970, authorizing appropriations for the Department of Defense for fiscal year 1978—clearing the measure for Senate action. Pages 22644-22651

Committees To Sit: Subcommittee on Investigations and Review of the Committee on Public Works and Transportation received permission to sit during proceedings of the House under the 5-minute rule today and the balance of the week; and

Committee on Interstate and Foreign Commerce received permission to sit during proceedings of the House under the 5-minute rule today and Thursday, July 14. Pages 22644, 22652

Late Reports: Objection was heard to a request by the Committee on Rules to file certain privileged reports by midnight tonight. Page 22652

Maritime Authorization: By a yea-and-nay vote of 355 yeas to 40 nays, Roll No. 411, the House passed H.R. 4963, to authorize appropriations for the fiscal year 1978 for certain maritime programs of the Department of Commerce.

Agreed to the committee amendment in the nature of a substitute as amended by:

An amendment that makes certain types of ferries eligible for the loan guarantee program of the Maritime Administration;

An amendment that requires American shipping lines receiving operating subsidies to cooperate with the Federal Maritime Commission's investigation of illegal rebating and to certify that they are not paying any illegal rebates (agreed to by a division vote of 41 ayes to 27 noes).

Rejected:

An amendment that sought to prohibit the use of operating subsidies for the carriage of grain to the Soviet Union (rejected by a recorded vote of 143 ayes to 251 noes, Roll No. 410);

An amendment that sought to limit new operating subsidy contracts to 1 year instead of 20 years, while new maritime policy is being formulated (rejected by a division vote of 9 ayes to 26 noes);

An amendment that sought to limit operating subsidies to levels based on average shipboard wages for Western European competitors;

An amendment that sought to require all ships receiving a maritime subsidy to be placed under the Sealift Readiness Program (rejected by a division vote of 16 ayes to 25 noes);

An amendment that sought to prohibit construction subsidies for liquefied natural gas carriers; and

An amendment that sought to reduce construction subsidies by 5 percent unless the vessel to be constructed is part of a vessel series.

Subsequently, this passage was vacated, and S. 1019, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

H. Res. 660, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 22652-22677

Late Report: Committee on Ways and Means received permission to file a report by midnight tonight on title II of H.R. 6831, to establish a comprehensive national energy policy. Page 22681

National Consumer Cooperative Bank: House concluded all general debate on H.R. 2777, National Consumer Cooperative Bank Act; and began reading the bill for amendment when the Committee of the Whole rose. Proceedings under the 5-minute rule will continue tomorrow.

Pending when the Committee of the Whole rose was the committee amendment in the nature of a substitute.

H. Res. 638, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 339 yeas to 55 nays with 1 voting "present," Roll No. 412.

Pages 22678–22694

Referrals: Three Senate-passed measures were referred to the appropriate House committees. Page 22733

Adjournment: Adjourned at 6:24 p.m.

Committee Meetings

D.C. APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held a hearing on requests for supplemental appropriations for 1977 and budget amendments for 1978.

WITHDRAWAL OF U.S. FORCES FROM SOUTH KOREA

Committee on Armed Services: Continued hearings on the proposed withdrawal of U.S. forces from South Korea. Testimony was heard from CIA Director Admiral Turner; Army Chief of Staff Rogers; and Joint Chiefs of Staff Chairman Brown.

Hearings continue tomorrow.

ENHANCED RADIATION WEAPONS

Committee on Armed Services: Subcommittee on Intelligence and Military Application of Nuclear Energy met in executive session for a briefing by officials of the Energy Research and Development Administration and the Department of Defense on enhanced radiation weapons principles.

INTERNATIONAL BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on H.R. 7325, International Banking Act of 1977. Testimony was heard from officials of Departments of Treasury and State, and public witnesses.

Hearings continue tomorrow.

DEFENSE MANPOWER

Committee on the Budget: Task Force on National Security continued hearings on Defense manpower and the all volunteer force. Testimony was heard from Dr. John T. White, Assistant Secretary of Defense, Manpower, Reserve Affairs and Logistics.

Hearings continue tomorrow.

ECONOMIC IMPACTS OF TRANSPORTATION REGULATIONS

Committee on the Budget: Task Force on Tax Expenditures, Government Organization, and Regulation began hearings on the economic impacts of regulation of the transportation industry. Testimony was heard from Thomas G. Moore, Sr. Fellow, Hoover Institution, Stanford University.

Hearings continue tomorrow.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 15, to extend for five years certain elementary, secondary, and other education programs. Testimony was heard from representatives of the Office of Education and public witnesses.

Hearings continue tomorrow.

ENDANGERED AMERICAN WILDERNESS ACT—NEVADA LANDS

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 3454 as amended, Endangered American Wilderness Act of 1977; and

H.R. 4979 as amended, to direct the Secretary of the Interior and the Administrator of General Services to convey certain public and acquired lands in the State of Nevada to the county of Mineral, Nevada.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Continued markup of H.R. 6831, National Energy Act, and will resume tomorrow.

INDOCHINA REFUGEES

Committee on the Judiciary: Met and ordered reported favorably to the House H.R. 7769, to authorize the creation of a record of admission for permanent residence in the cases of certain refugees from Vietnam, Laos, or Cambodia.

OIL LIABILITY AND COMPENSATION ACT

Committee on Merchant Marine and Fisheries: Met and adopted technical amendments made by the Public Works Committee to H.R. 6803, Oil Liability and Compensation Act.

TANKER CONSTRUCTION

Committee on Merchant Marine and Fisheries: Held an oversight hearing on the impact of tanker construction on Navy shipbuilding needs. Testimony was heard from Secretary of the Navy W. Graham Claytor, Jr.

DEEP SEABED HARD MINERALS ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography met for markup of H.R. 3350, Deep Seabed Hard Minerals Act, and will resume on Friday, July 15.

SOUTHEAST ASIAN NARCOTICS

Select Committee on Narcotics Abuse and Control: Continued hearings on current administration policies and initiatives to halt the flow of heroin in the Golden Triangle region of Burma and Thailand. Testimony was heard from Committee chief counsel Joseph L. Nellis; Mathea Falco, Senior Narcotics Adviser, State Department; Peter Bensinger, Administrator, Drug Enforcement Administration; and public witnesses.

DREDGING BY CONTRACT

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on H.R. 7744, relating to the performance of dredging by contract. Testimony was heard from Corps of Engineers; a National Association of Dredging Contractors panel; Florida Port Everglades Port Directors panel; and a Washington State Port of Grays Harbor panel.

FEDERAL BUILDINGS PROSPECTUSES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on prospectuses for repairs to two Federal buildings in St. Louis, Missouri. Testimony was heard from Representative Clay; and officials of General Services Administration, and Department of the Army.

Hearings continue tomorrow.

AVIATION SAFETY

Committee on Public Works and Transportation: Subcommittee on Investigations and Review continued hearings on aviation safety with testimony from public witnesses.

Hearings continue tomorrow.

PERMANENT SELECT COMMITTEE ON INTELLIGENCE

Committee on Rules: Ordered reported favorably to the House H. Res. 658, technical amendments, to amend the Rules of the House of Representatives and establish a Permanent Select Committee on Intelligence.

UNIVERSAL VOTER REGISTRATION ACT

Committee on Rules: Granted an open rule providing two hours of general debate; making the committee amendment in order as an original bill for the purpose of amendment, and providing one motion to recommit with or without instructions on H.R. 5400, Universal Voter Registration Act of 1977. Testimony was heard from Chairman Thompson and Representatives Dickinson, Devine, Wiggins, and Rudd. Statements for the record were submitted by Representatives Dickinson and Rudd.

FEDERAL MINE SAFETY AND HEALTH AMENDMENTS ACT

Committee on Rules: Granted an open rule providing one hour of general debate; waiving points of order against the consideration of the bill for failure to comply with the provisions of clause 7, Rule XIII; making the committee substitute in order as an original bill for the purpose of amendment, providing that the substitute be read for amendment by titles instead of by sections; waiving all points of order against the substitute of the bill for failure to comply with the provisions of clause 5, Rule XXI, making it in order to consider an amendment in the nature of a substitute to the committee amendment consisting of the text of the bill H.R. 7979 if offered by Representative Sarasin from Connecticut, and waiving all points of order against said amendment for failure to comply with the provisions of clause 7, Rule XVI and clause 5, Rule XXI; after passage, take S. 717 from the Speaker's table and amend with the provisions of H.R. 4287 as passed by the House and providing for a motion to recommit with or without instructions, on H.R. 4287, Federal Mine Safety and Health Amendments Act of 1977. Testimony was heard from Representatives Gaydos and Sarasin.

MATERIALS TECHNOLOGY AND POLICY

Committee on Science and Technology: Subcommittee on Science, Research and Technology held a hearing on materials technology and policy. Testimony was heard from officials of General Dynamics Corp. and Bell Telephone Laboratories.

Hearings continue tomorrow.

POSTAL SERVICE PROCUREMENT PRACTICES

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight held a hearing on the procurement practices of the U.S. Postal Service. Testimony was heard from representatives of the U.S. Postal Service.

BAKERY LABELING REGULATIONS

Committee on Small Business: Subcommittee on Special Small Business Problems held a hearing on the FDA bakery labeling regulation and its effect on small independent bakeries. Testimony was heard from public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met for consideration of matters relating to the Korean influence investigation, and other committee business.

NATIONAL ENERGY ACT—TAX PROVISIONS

Committee on Ways and Means: Met and ordered reported favorably to the House by vote of 24 to 13 Title II of H.R. 6831, National Energy Act.

Joint Committee Meetings

TAX POLICY

Joint Economic Committee: Subcommittee on Economic Growth continued oversight hearings on Federal income tax policies, receiving testimony from A. G. W. Biddle, Computer and Communications Industry Association, Arlington, Virginia; Vester Hughes, Dallas; David Morganthaler, National Venture Capital Association, Washington, D.C.; Irwin Tomash, Dataproducts, Los Angeles; and Ryal Poppa, Pertec Computer Corporation, Los Angeles.

Hearings continue tomorrow.

HOUSING

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 6655, authorizing funds for housing and community development assistance programs for fiscal years 1978 through 1980, but did not complete action thereon, and will meet again tomorrow.

Thursday, July 14, 1977

Senate

Chamber Action

Routine Proceedings, pages 23011–23080

Bills Introduced: Ten bills and one resolution were introduced, as follows: S. 1854–1863; S. Con. Res. 35.

Pages 23011–23012, 23065

Bills Reported: Reports were made as follows:

Report of the Committee on Energy and Natural Resources submitted in accordance with section 302 (b) of the Congressional Budget Act of 1974 (S. Rept. 95-343);

S. 1613, to improve access to the Federal courts by enlarging the civil and criminal jurisdiction of United States magistrates, with an amendment (S. Rept. 95-344);

S. Res. 218, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1678, to amend and extend for two years through fiscal year 1979, the Federal Insecticide, Fungicide, and Rodenticide Act, (S. Rept. 95-345);

S. 1859, incorporating into the Capitol Grounds certain city streets (S. Rept. 95-346);

S. Con. Res. 25, providing for the acceptance of a statue of the late Senator Ernest Gruening presented by the State of Alaska for the National Statuary Hall collection (S. Rept. 95-347);

S. Res. 203, to print additional copies of Special Committee on Aging print entitled "Protective Services for the Elderly", with an amendment (S. Rept. 95-348).

Conference report on H.R. 4975, to authorize funds for fiscal year 1978 for biomedical research and related programs (S. Rept. 95-349). Page 23065

Bill Passed:

Deep Oil Well Drilling: Senate passed without amendment and cleared for the President H.R. 2502, to extend 19 non-competitive oil and gas leases for a period sufficient to allow the lessee to drill a well to a depth of approximately 25,000 feet. Pages 23067–23068

Messages From the House: Page 23063

Executive Communications: Page 23063

Amendments Submitted for Printing: Page 23066

Statements on Introduced Bills: Pages 23069–23080

Additional Statements: Pages 23080–23104

Confirmations and Nomination: Pages 23068–23069

Treasury-Postal Service Appropriations: Senate agreed to the conference report on H.R. 7552, making appropriations for the Department of the Treasury and Postal Service for fiscal year 1978. Senate agreed to the House amendment to Senate amendment No. 11, thus clearing the measure for the President. Page 23045

Military Procurement Authorizations: Senate agreed to the conference report on H.R. 5970, authorizing funds for military procurement for fiscal year 1978, thus clearing the measure for the President.

Pages 23047–23053

Outer Continental Shelf Management: Senate began consideration of S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, agreeing to the following three amendments:

(1) Stevens unprinted amendment No. 656 (to Jackson amendment No. 493), to require that funding to implement exploratory drilling be displayed as a separate line item of the Interior Department's budget; and Page 23031

(2) By 52 yeas to 46 nays, modified Jackson amendment No. 493, as amended, directing the Secretary of the Interior to contract for exploratory drilling where he determines that drilling is necessary to gain better information about the publicly owned oil and gas resources of the OCS (motion to reconsider rejected by 48 yeas to 51 nays); Page 23021

(3) Johnston U.P. No. 657, providing substitute language for Section 506, Coastal Zone Management, so as to affect changes to the formula grant portion of the Coastal Energy Impact Program. Page 23036

Pending at recess was Durkin amendment No. 507, calling for an on-going Presidential investigation of availability of domestic crude oil and natural gas, on which the yeas and nays are ordered. By unanimous consent, it was agreed that during the further consideration of this bill there be a one hour time limitation on amendment except ones to be offered by Senators Metzenbaum and Bellmon, on each of which there will be a two hour limitation. Page 23063

Pages 22015–23046, 23054–23063

Confirmations: Senate confirmed the following nominations:

Kenneth J. Mighell, to be U.S. attorney for the Northern District of Texas;

Billie Lykins, to be U.S. marshal for the Eastern District of Kentucky; and

Numerous Coast Guard nominations.

Pages 23068–23069

Nomination: Senate received the nomination of Hazel R. Rollins, of the District of Columbia, to be an Assistant Administrator of the Federal Energy Administration. Page 23068

Record Votes: Two record votes were taken today.

Pages 23033, 23036

Recess: Senate met at 1 p.m. and recessed at 7:40 p.m.

Page 23068

Committee Meetings

RURAL ENERGY

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Rural Development began oversight hearings on energy needs for rural development, receiving testimony from Dr. James Nielson, Deputy Assistant Secretary for Conservation, Research and Education, Harold I. Owen, Extension Service, and Lorimer D. Elwell, Assistant Administrator, Farmers Home Administration, all of the Department of Agriculture; George H. Foster, Purdue University, West Lafayette, Indiana; and Deon Axthelm, University of Nebraska, Lincoln.

Hearings continue on Tuesday, September 13.

FNMA

Committee on Banking, Housing, and Urban Affairs: Committee agreed to a motion to study for an additional six months S. 1397, to increase from 16 to 19 the size of the Board of Directors of the Federal National Mortgage Association, after which period committee will again consider this measure.

Also, committee began consideration of proposed recommendations to be made to the Committee on Energy and Natural Resources concerning energy conservation in residential areas, as contained in Part A of S. 1469, the proposed National Energy Act, but did not complete action thereon and will meet again on Wednesday, July 20.

NOMINATION AND AIR TRANSPORTATION REGULATORY REFORM

Committee on Commerce, Science, and Technology: Committee met in closed session to discuss the nomination of Donald L. Tucker, of Florida, to be a Member of the Civil Aeronautics Board, but made no announcements.

Also, committee, in open session, discussed further the matter of proposed regulatory reform of the air transportation industry, but did not complete action thereon and will meet again on Tuesday, July 19.

AUTO FUEL ECONOMY

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space continued hearings on the auto fuel economy section of the proposed National Energy Act (S. 1469), receiving testimony from Joan Claybrook, Administrator, National Highway Traffic Safety Administration, Department of Transportation; Dr. William Balgord, Citizens for Clean Air, New York City; Clarence Ditlow, Center for Auto Safety, Washington, D.C.; and Robert Mallon, National Automobile Dealers Association, McLean, Va.

Hearings were adjourned subject to call.

MATERIALS POLICY

Committee on Commerce, Science and Transportation: Subcommittee on Science, Technology, and Space held hearings to receive a report from the National Commission on Supplies and Shortages on materials policy research and development, receiving testimony from John V. Tunney, Beverly Hills, California; Dr. Donald B. Rice, and Dr. George C. Eads, both of The Rand Corporation, Santa Monica, California.

Hearings continue on Tuesday, July 19.

COAL UTILIZATION

Committee on Energy and Natural Resources: Committee began markup of S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations, but did not complete action thereon and will meet again tomorrow.

WATER POLLUTION

Committee on Environment and Public Works: Committee continued markup of proposed legislation to amend the Federal Water Pollution Control Program, but did not complete action thereon and will meet again on Tuesday, July 19.

TARIFF LEGISLATION

Committee on Finance: Subcommittee on International Trade held hearings on the following items as listed:

H.R. 422, to provide duty-free treatment of any aircraft engine used as a temporary replacement for an engine being overhauled within the United States if duty was paid on such replacement engine during a previous importation, receiving testimony from Norman Wollberg, Cooper Automotive Inc., Millville, New Jersey;

S. 843, to permit the free entry of Canadian petroleum (including reconstituted crude petroleum) and crude shale oil, provided that an equivalent amount of the same kind and quality of domestic crude petroleum and crude shale oil has been exported to Canada, receiving testimony from John D. Roper, Koch Refining Company, Wichita, Kansas;

S. 1519, to suspend until the close of December 31, 1978, the duty on certain field glasses, opera glasses, binoculars, and other telescopes, receiving testimony from Senator Matsunaga and Mike Masaoka, Washington, D.C.;

A proposal to suspend until June 30, 1980, the duty on concentrate of poppy straw used in producing codeine or morphine (embodied in H.R. 3790), receiving testimony from Paul Butterweck, accompanied by John Moyna, both of Merck and Company, Inc., Rahway, New Jersey;

A proposal to suspend until the close of June 30, 1980, the duty on certain bicycle parts (embodied in H.R. 5263) receiving testimony from Stuart Northrop, Huffman Manufacturing Company, Dayton, Ohio; Jay C. Townley, Schwinn Bicycle Company; and Walter L. Light, Bendix Corporation, South Bend, Indiana; and

A proposal to amend the Tariff Schedules of the United States with respect to the tariff treatment accorded to film, strips, sheets, and plates of certain plastic or rubber, (embodied in H.R. 5285) receiving testimony from Frederick J. Rarig, Rohm and Haas Company, Washington, D.C.

Subcommittee recessed subject to call.

WAR POWERS RESOLUTION

Committee on Foreign Relations: Committee continued hearings to review the operation and effectiveness of the War Powers Resolution (Public Law 93-148). Witnesses heard were Raoul Berger, Harvard University, Cambridge, Mass.; Thomas M. Franck, New York University School of Law; Monroe Leigh, Washington, D.C.; Abraham Sofaer, Columbia University, New York City; and Myron Curzan, Washington, D.C.

Hearings continue tomorrow.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of John M. Ferren, to be an associate judge of the Superior Court of the District of Columbia, after the nominee testified and answered questions on his own behalf.

QUALITY IN EDUCATION

Committee on Human Resources: Subcommittee on Education, Arts, and Humanities held hearings to examine the current quality of education in elementary and secondary schools, receiving testimony from Admiral H. G. Rickover, Director, Division of Naval Reactors, Energy Research and Development Administration; and Dr. Mary F. Berry, Assistant Secretary of Health, Education, and Welfare for Education Departments.

Hearings were recessed subject to call.

VOCATIONAL REHABILITATION

Committee on Human Resources: Subcommittee on the Handicapped resumed hearings on S. 1712, to extend certain vocational rehabilitation programs; and S. 1596, to establish a National Center for the Handicapped. Witnesses heard were Senator Humphrey; Arabella Martinez, Assistant Secretary for the Office of Human Development, and Ernest Boyer, Commissioner of Education, Office of Education, both of the Department of Health, Education, and Welfare; Dr. Linda Jacobs, Maryland State Department of Special Education, Baltimore; Dr. John Huber, Task Force on Education for the Handicapped, South Bend, Indiana; Marie McKeever, Bay Area Council for the Handicapped Martha Ziegler, Federation for Children With Special Needs, Inc., Boston; Judith Raskin, New Hampshire Coalition for Handicapped Citizens, Inc., Concord, New Hampshire; and Charlotte Des Jardins, Parent Information Center, Chicago.

Hearings continue on Monday, July 25.

DRUG COSTS

Committee on Human Resources: Subcommittee on Health and Scientific Research held hearings jointly with Judiciary Subcommittee on Antitrust and Monopoly to discuss variations in and increases of drug prices. Witnesses heard were Robert A. Derzon, Administrator, Health Care Financing Administration, Department of Health, Education, and Welfare; Dr. Sheldon Gilgore, Pfizer, Inc., Washington, D.C.; Frank Markoe. Jr., Park-Davis Company, Detroit; and Robert Luciano, Lederle Laboratories, Pearl River, N.Y.; and Lawrence C. Hoff, The Upjohn Company, Kalamazoo, Mich.; and a panel of several senior citizens.

Hearings were recessed subject to call.

TREATY IMPLEMENTATION

Committee on the Judiciary: Subcommittee on Penitentiaries and Corrections continued hearings on S. 1682, to implement treaties with Mexico and Canada on the execution of penal sentences, receiving testimony from John L. Smith, Judge, U.S. District Court for the District of Columbia; Dwight Worker, San Francisco; Robert Miller, Manhattan Beach; Michael Griffith, Mineola, New York; Ann Wiernicz, for Nancy K. VandenBrink, Laguna Beach, California; and Lynn and Benjamin Marshall, Long Beach, Calif.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 31 public bills, H.R. 8309-8339; and 4 resolutions, H.J. Res. 545-547, and H. Con. Res. 282, were introduced. Pages 22999-23000

Reports Filed: Reports were filed as follows:

Conference report on H.R. 4975, Health Planning and Health Services Research and Statistics Extension Act of 1977, Biomedical Research Extension Act of 1977, and Health Services Extension Act of 1977 (H. Rept. 95-500); and

Conference report on H.R. 6714, International Development and Food Assistance Act of 1977 (H. Rept. 95-501). Page 22999

National Consumer Cooperative Bank: By a yea-and-nay vote of 199 yeas to 198 nays with 1 voting "present", Roll No. 416, the House passed H.R. 2777, National Consumer Cooperative Bank Act.

By a yea-and-nay vote of 349 yeas to 1 nay, Roll No. 413, the House agreed to a motion to resolve itself into the Committee of the Whole for the consideration of the bill.

Agreed to the committee amendment as amended by:

A technical amendment;

An amendment that provides for regionalization of the Bank after seven years, permitting establishment of four to twelve branches with separate boards;

An amendment that assures that all savings and costs are distributed to all who patronize the cooperatives;

An amendment that authorizes $2 million for fiscal year ending September 30, 1978, and $30 million for the first five years of the Bank's life; and

An amendment that terminates on December 31, 1982, all authorities granted under the Act (agreed to by a recorded vote of 203 ayes to 196 noes with 1 voting "present", Roll No. 415).

Rejected:

A substitute amendment that sought to establish an interagency task force to study consumer cooperatives (rejected by a recorded vote of 170 ayes to 228 noes with 2 voting "present", Roll No. 414); and

An amendment that sought to solicit the views of small businesses located within a proposed cooperative's territory and grant hearings upon request from the small businesses (rejected by a division vote of 19 ayes to 37 noes).

The Clerk was authorized to make changes in cross references and to delete the word "the" on page 52, line 23, where it first appears. Pages 22904-22932

Select Committee on Intelligence: By a yea-and-nay vote of 227 yeas to 171 nays, Roll No. 417, the House agreed to H. Res. 658, to amend the Rules of the House of Representatives and establish a Permanent Select Committee on Intelligence.

Agreed to the committee amendments.

Pages 22932-22949

Treasury—Postal Service Appropriations: By a voice vote, the House agreed to the conference report on H.R. 7552, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1978.

House receded from its disagreement and concurred in Senate amendments Nos. 4, 9, 10, 12, 14, 15, 18, and 25; receded from its disagreement and concurred with amendment to Senate amendment No. 11.

Pages 22971-22975

Mine Safety and Health Act: After consuming 14 minutes of general debate on H.R. 4287, Federal Mine Safety and Health Act of 1977, the Committee of the Whole rose.

Forty-six minutes of general debate time remain when consideration resumes tomorrow.

H. Res. 682, the rule providing for the consideration of the bill, was agreed to earlier by a yea-and-nay vote of 358 yeas to 11 nays with 1 voting "present", Roll No. 418. Pages 22975-22982

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 22998

Adjournment: Adjourned at 5:34 p.m.

Committee Meetings

EMPLOYMENT PROBLEMS OF OLDER WOMEN

Select Committee on Aging: Subcommittee on Retirement Income and Employment held a hearing on employment problems of older women. Testimony was heard from Representative Burke of California; Department and public witnesses. A statement for the record was submitted by Representative Schroeder.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on Army reprogrammings.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia heard testimony from Members of Congress and public witnesses.

WITHDRAWAL OF U.S. FORCES FROM SOUTH KOREA

Committee on Armed Services: Continued hearings on the proposed withdrawal of U.S. forces from South

Korea, in open and executive sessions. Testimony was heard from Gen. George S. Brown, USAF, Chairman, Joint Chiefs of Staff.

DEFENSE PLANNING

Committee on the Budget: Task Force on National Security held a hearing on five-year Defense planning. Testimony was heard from Fred P. Wacker, Assistant Secretary of Defense, Comptroller.

ECONOMIC IMPACTS OF TRANSPORTATION REGULATIONS

Committee on the Budget: Task Force on Tax Expenditures, Government Organization, and Regulation continued hearings on the economic impacts of regulation of the transportation industry. Witnesses heard were Alfred Kahn, Chairman, and John Robson, former chairman, Civil Aeronautics Board; Prof. James Miller, American Enterprise Institute; Prof. Stephen Breyer, Harvard Law School; and Al Casey, President, American Airlines.

Hearings continue Monday, July 18.

AGE DISCRIMINATION IN EMPLOYMENT ACT

Committee on Education and Labor: Met and ordered reported favorably to the House H.R. 5383 amended, amendments to the Age Discrimination in Employment Act.

DISPLACED HOMEMAKERS ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on H.R. 28, Displaced Homemakers Act of 1977. Testimony was heard from Representative Burke of California; State representatives from Oregon and Montana; and displaced homemakers.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 15, to extend for five years certain elementary, secondary, and other education programs. Testimony was heard from Department and public witnesses.

FAIR LABOR STANDARDS ACT

Committee on Education and Labor: Subcommittee on Labor Standards met for markup of H.R. 3744, amendments to the Fair Labor Standards Act, and will resume on Monday, July 18.

REDWOOD NATIONAL PARK

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs continued markup of H.R. 3813, Redwood National Park expansion, and will resume on Monday, July 18.

OKLAHOMA INDIAN TRIBES—SILETZ INDIANS OF OREGON

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held hearings on H.R. 2497, to reinstate the Modoc, Wyandotte, Peoria, and Ottawa Indian Tribes of Oklahoma as federally supervised and recognized Indian Tribes; and H.R. 7259, to restore the Confederated Tribes of Siletz Indians of Oregon. Testimony was heard from Representatives Risenhoover and AuCoin; Department of the Interior, and public witnesses.

PROTECTION OF AMERICANS ABROAD

Committee on International Relations: Subcommittee on International Operations continued hearings on protection of Americans abroad. Testimony was heard from Barbara Watson, Administrator, Bureau of Security and Consular Affairs, State Department; and Edmund Horman, father of Charles Horman, who died in Chile.

SITUATION IN PAKISTAN

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held an executive hearing on the situation in Pakistan with testimony from Adolph Dubs, Deputy Assistant Secretary for Near Eastern and South Asian Affairs, State Department.

U.S. SOUTH AFRICA RELATIONS

Committee on International Relations: Subcommittee on Africa continued hearings on U.S. South Africa relations. Testimony was heard from public witnesses.

Hearings continue tomorrow.

NATIONAL ENERGY ACT

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House H.R. 6831 as amended, National Energy Act.

BANKRUPTCIES

Committee on the Judiciary: Began markup of H.R. 8200, to establish a uniform law on the subject of bankruptcies, and will resume tomorrow.

MARINE SAFETY PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation continued oversight hearings on the Coast Guard's Marine Safety Program with testimony from various labor union representatives.

APPORTIONMENT OF APPOINTMENTS IN DISTRICT OF COLUMBIA—CITY WITHHOLDING TAXES

Committee on Post Office and Civil Service: Subcommittee on Civil Service met and approved for full committee action the following bills:

H.R. 5054, eliminating requirement of apportionment of appointments in the departmental service in the District of Columbia; and

H.R. 6526 amended, to provide for the application of city withholding taxes to Federal employees who are residents of such city.

The Subcommittee tabled H.R. 865, relating to administrative law judges.

FEDERAL CONTRACTING OUT PRACTICES

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization continued oversight hearings on contracting out practices of the Federal Government. Testimony was heard from Representative Dicks; Gene Raymond, NFFE; Kenneth Blaylock, AFGE; Bun Bray, National Association of Supervisors; and Alan Whitney, NAGE.

AVIATION SAFETY

Committee on Public Works and Transportation: Subcommittee on Investigations and Review continued hearings on aviation safety. Witnesses heard were Webster B. Todd, Chairman, National Transportation Safety Board; and Langhorne Bond, Administrator, FAA.

PUBLIC BUILDINGS PROSPECTUSES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on prospectuses for repairs to two Federal buildings in St. Louis, Missouri, with testimony from officials of Department of the Army and General Services Administration.

Following the hearing, the Subcommittee approved for full committee action one of the prospectuses for repairs; and passed over the other one.

MATERIALS TECHNOLOGY AND POLICY

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on materials technology and policy. Testimony was heard from Dr. John Hoffman, Director, Institute of Materials Research, National Bureau of Standards; and public witnesses.

ICC INDEPENDENT TRUCKERS

Committee on Small Business: Subcommittee on Special Small Business Problems continued hearings on the regulatory problems of the independent owner-operator in the Nation's trucking industry. Testimony was heard from Leon Witconis, "Owner Operator" magazine; Milton H. Boyd, Minority Trucking Transportation Development Corporation; and John Mullen, President, Independent Truckers Association of Northwestern Pennsylvania.

Hearings continue Wednesday, July 20.

Joint Committee Meetings

TAX POLICY

Joint Economic Committee: Subcommittee on Economic Growth continued oversight hearings on Federal income tax policies, receiving testimony from Professor Martin Bailey, University of Maryland, College Park; Professor O. H. Brownlee, University of Minnesota, Minneapolis; Professor Martin Feldstein, Harvard University, Cambridge; Professor David Meiselman, Virginia Polytechnic Institute, Blacksburg; and Professor Robert Eisner, Northwestern University, Chicago.

Hearings continue on Tuesday, July 19.

DEPARTMENT OF ENERGY

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, but did not complete action thereon and will meet again on Tuesday, July 19.

HOUSING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 6655, authorizing funds for housing and community development assistance programs for fiscal years 1978 through 1980, but did not complete action thereon and will meet again on Monday, July 18.

Friday, July 15, 1977

Senate

Chamber Action

Routine Proceedings, pages 23225–23319

Bills Introduced: Twelve bills and three resolutions were introduced, as follows: S. 1864–1875; S. Con. Res. 36; and S. Res. 220–221.

Pages 23310–23311, 23314, 23315–23317

Bills Reported: Reports were made as follows:

Special report of Committee on Human Resources on allocation of its budget authority among its subcommittees and programs over which it has jurisdiction, as required by section 302(b) of the Congressional Budget Act (S. Rept. 95–350);

S. 701, authorizing funds to assist educational institutions and non-profit hospitals in meeting emergency energy costs, with an amendment (S. Rept. 95–351);

S. Res. 220, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 701, authorizing funds to assist educa-

tional institutions and non-profit hospitals in meeting emergency energy costs (without written report) referred to Committee on the Budget. Page 23314

Bills Passed:

Outer Continental Shelf Management: By 60 yeas to 18 nays, Senate passed S. 9, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, after agreeing to Committee amendment in the nature of a substitute bill, to which Senate had at first taken action on proposed amendments as follows:

Adopted:

(1) By 54 yeas to 39 nays, Durkin amendment No. 507, calling for an on-going Presidential investigation of availability of domestic crude oil and natural gas; Page 23228

(2) By 57 yeas to 33 nays, Metzenbaum amendment No. 506, to reduce the maximum amount of bonus bids permitted under the law from 662/3 percent to 50 percent; Page 23232

(3) Johnston unprinted amendment No. 658, to provide that lease tracts to which the bidding systems authorized are to be applied shall be chosen by random selection; Page 23247

(4) Cranston amendment No. 502, to assure that the Santa Barbara Channel is covered by provisions of the bill; Page 23248

(5) Hatch U.P. No. 659, to protect the confidentiality of each party's bid on each particular OCS tract when the Secretary gives information to the States about the bidders and the tracts nominated; Page 23249

(6) Modified Kennedy U.P. No. 660, setting forth certain conditions under which the Secretary of the Interior may grant pipeline rights-of-way on the OCS; Page 23251

(7) By 54 yeas to 33 nays, Kennedy amendment No. 505, to provide that at least 20 percent of off shore production be set aside for independent refiners; Page 23255

(8) Jackson U.P. Nos. 661, 662, 663, of a technical and clarifying nature; Pages 23261–23262

(9) Hansen U.P. No. 664, to include in the work commitment option "drilling of wells sufficient to determine the size and areal extent of any newly discovered field"; Page 23262

(10) Modified Stevens U.P. No. 666, to authorize the Department of the Interior to issue separate exploration and production leases; Page 23269

(11) Glenn U.P. No. 667, to require that the final rules governing the determination of the maximum efficient rate of production of oil and gas on Federal lands be set by December 1, 1977; Page 23270

(12) Modified Glenn U.P. No. 668, to authorize the Secretary to modify the bidding systems, with proviso that either House of the Congress may veto any such change; Page 23271

(13) Melcher U.P. No. 669 (to Durkin No. 507), of a clarifying nature; Page 23273

Rejected:

(1) By 32 yeas to 54 nays, Bartlett amendment No. 494, to delete section requiring mandatory disclosure of data interpretations; Page 23258

(2) By 22 yeas to 63 nays, Hatch U.P. No. 665, requiring Secretary to provide FTC with information required to determine whether any lease may be inconsistent with the antitrust laws; and Page 23263

(3) By 26 yeas to 54 nays, Glenn U.P. No. 670, to allow the Secretary, in the event he set a fixed bonus, to provide for the deposit in an escrow amount of an amount not to exceed 75 percent of the fixed cash bonus for use to finance lessee's drilling costs. Page 23274

Pages 23228–23297

Budget Act Waiver: Senate agreed to S. Res. 218, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1678, to amend and extend for two years through fiscal year 1979, the Federal Insecticide, Fungicide, and Rodenticide Act. Page 23310

Senate Delegation to Visit South America: Senate agreed to S. Res. 221, authorizing the Vice President to appoint a special delegation to visit certain countries in South America. Pages 23310–23311

Senator Gruening: Senate agreed to S. Con. Res. 25, providing for the acceptance of a statue of the late Senator Ernest Gruening presented by the State of Alaska for the National Statuary Hall. Page 23318

Health Research: Senate agreed to the conference report on H.R. 4975, to authorize funds for fiscal year 1978 for biomedical research and related programs, thus clearing the measure for action of the House.

Pages 23267–23269

Legislative Appropriations: Senate considered H.R. 7932, making appropriations for the Legislative Branch for fiscal year 1978, agreeing to committee amendments en bloc, and the bill, as thus amended will be considered as original text for purpose of further amendment. Senate agreed to other proposed amendments as follows:

(1) Cranston amendment No. 509, of a clarifying nature to section dealing with Senatorial allowances; Page 23302

(2) Huddleston (or Allen) U.P. No. 673, requiring publication of a list of recipients of the Congressional Record; and Page 23308

(3) Schweiker (for Dole) U.P. No. 674, providing for one year trial of installation of a telecommunication device for use by Senators and their staffs to receive communications from deaf persons and persons with speech impairments. Page 23309

Senate also considered several other amendments proposed to this bill, and will resume their consideration, under unanimous consent agreement, at 4 p.m. on Monday, July 18. Page 23310

Pages 23297–23310

Message From the House: Page 23313

Executive Communications: Pages 23313–23314

Amendments Submitted for Printing: Page 23317

Statements on Introduced Bills: Pages 23319–23335

Additional Statements: Pages 23335–23372

Confirmation and Nominations: Page 23319

Presidential Message: Senate received a message from the President transmitting Reorganization Plan No. 1 of 1977 calling for the reorganization of the Executive Office of the President—referred to Committee on Government Affairs—PM 95. Pages 23311–23313

Time Limitation Agreement: By unanimous consent it was agreed that at the conclusion of morning business on Monday, July 18, Senate will proceed to consider H.R. 7933, making appropriations for the Defense Establishment for fiscal year 1978, with time limitation for debate thereon of 4 hours. Also included in this agreement are provisions limiting time on various amendments which are expected to be offered to the bill, and on certain committee amendments.

Page 23298

Treaties Reported: The following treaties were reported:

Protocol of amendment to the Inter-American Treaty of Reciprocal Assistance (RIO Treaty) (Ex. J, 94th Cong., 1st sess.), with a reservation (Exec. Rept. 95–8);

Agreement between the U.S. and Canada concerning the proposed construction of a pipeline to transmit Alaskan oil to the Lower 48 States (Ex. F. 95th Cong. 1st sess.) (Exec. Rept. 95–9.)

Treaty with Mexico on the execution of penal sentences (Ex. D, 95th Cong., 1st sess.), and Treaty with Canada on the execution of penal sentences (Ex. H, 95th Cong., 1st sess.) each with individual views, and each with a declaration (Exec. Rept. 95–10).

Page 23314

Confirmation: Senate confirmed the nomination of D. Lee Rampey, Jr., to be U.S. attorney for the middle district of Georgia. Page 23319

Nominations: Senate received the following nominations:

Allard K. Lowenstein, of New York, to be the Alternate Representative of the United States for Special Political Affairs in the United Nations, with the rank of Ambassador;

Sarah Weddington, of Texas, to be General Counsel of the Department of Agriculture;

Patricia Albjerg Graham, of Massachusetts, to be Director of the National Institute of Education;

John B. Gabusi, of Arizona, to be an Assistant Director of the Community Services Administration;

Robert S. Landmann, of New Mexico, to be an Assistant Director of the Community Services Administration; and

Robert N. Smith, of Michigan, to be an Assistant Director of the Community Services Administration.

Page 23319

Record Votes: Seven record votes were taken today.

Pages 23232, 23245, 23256, 23261, 23266, 23277, 23279

Recess: Senate met at 9:30 a.m. and recessed at 7:45 p.m.

Page 23319

Committee Meetings

AGRICULTURAL TRANSPORTATION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agriculture Production, Marketing, and Stabilization of Prices resumed oversight hearings on transportation problems affecting agriculture, forestry, and rural development. Witnesses heard were William E. Harvey, Chicago, representing American Meat Institute, Washington, D.C.; S. H. Flint, Quaker Oats Company, Chicago; Paul Martin, Montvale, N.J., representing Food Marketing Institute; James W. Hudson, Carborundum Company, Hickman, Kentucky; Henry B. King, U.S. Brewers Association, Washington, D.C.; Edwin M. Wheeler, Fertilizer Institute, Washington, D.C.; and Reeder C. Miller, Decatur, Ill., representing National Grain and Feed Association.

Hearings were recessed subject to call.

APPROPRIATIONS—FOREIGN AID

Committee on Appropriations: Subcommittee on Foreign Operations approved for full committee consideration H.R. 7797 making appropriations for fiscal year 1978 for foreign aid programs.

Full committee will meet on Monday, July 18, to consider the bill.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on the nomination of Robert H. McKinney, of Indiana, to be a Member of the Federal Home Loan Bank Board, where the nominee, who was introduced by Senators Bayh and

Lugar, and Representative Jacobs, testified and answered questions on his own behalf.

Hearings on this nomination continue on Monday, July 18.

NO-FAULT AUTO INSURANCE

Committee on Commerce, Science, and Transportation: Consumers Subcommittee resumed hearings on S. 1381, setting standards for State no-fault benefit plans to compensate motor vehicle accident victims, receiving testimony from Brock Adams, Secretary of Transportation; Douglas A. Fraser, United Auto Workers, Washington, D.C.; Thomas Downs, National Commissioners on Uniform State Laws, Lansing, Michigan; Edward L. Noyes, National Association of Casualty Surety Agents, Swarthmore, Pennsylvania; and John B. Martin, American Association of Retired Persons, Washington, D.C.

Hearings continue on Monday, July 18.

HORSERACE WAGERING

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 1185, to regulate interstate commerce with respect to parimutuel wagering on horseracing, after receiving testimony from Senators Laxalt and Moynihan and numerous witnesses representing race track operators, New York State off track betting groups; State commissioners of racing; and The American Horse Council, and the State of Nevada.

SOCIAL SECURITY FINANCING

Committee on Finance: Subcommittee on Social Security resumed hearings on proposals to maintain the financial soundness of the Social Security system. Witnesses heard were R. Michael Mett, Milwaukee, on behalf of the National Association of Counties; John Wall, Cleveland, Stan King, New York City, and Preston Bassett, Philadelphia, all representing the Chamber of Commerce of the United States, the National Association of Manufacturers, the Business Roundtable, and the Council of State Chambers of Commerce; James M. Hacking, Washington, D.C., American Association of Retired Persons—National Retired Teachers Association; Paul H. Jackson, Washington, D.C., on behalf of the Small Business Legislative Council; Robert J. Myers, Silver Spring, Maryland, on behalf of the American Council of Life Insurance; and Jack E. Bobo, Phoenix, representing the National Association of Life Underwriters.

Hearings were recessed subject to call.

WAR POWERS RESOLUTION

Committee on Foreign Relations: Committee continued hearings to review the operation and effectiveness of the War Powers Resolution (Public Law 93-148), receiving testimony from Herbert J. Hansell, Legal Adviser, Department of State.

Hearings were recessed subject to call.

CONFLICT OF INTEREST

Committee on Governmental Affairs: Committee met to receive testimony from Thomas Bertrum Lance, Director, Office of Management and Budget, on the request made by the President of the U.S. to allow Mr. Lance to make a modification in his "conflict of interest avoidance commitment" to the committee.

Committee recessed subject to call.

COMPETITIVE IMPLICATIONS OF ENERGY PROGRAM

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly resumed hearings to examine whether the President's proposed financial reporting system by energy industries will permit an assessment of the state of competition within such industries, receiving testimony from Donald A. Meads, CertainTeed Corporation, Valley Forge, Pa.; Robert A. Hefner, III, Independent Gas Producers Committee, Oklahoma City; James F. Flug, Energy Action Foundation, Washington, D.C.; Robert E. Yancey, Ashland Oil Incorporated, Ashland, Ky.; Elmer L. Winkler, Rock Island Refining Corporation, Indianapolis; and Harry A. Logan, United Refining Company, Warren, Pa.

Hearings were recessed subject to call.

CRIMINAL DIVERSION PROGRAM

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery resumed hearings on S. 1819, proposed Federal Criminal Diversion Act (voluntary use of intensive supervision at the time of arrest or soon thereafter) receiving testimony from Madeleine Crohn, Pretrial Services Resource Center, Washington, D.C.; Harry Connick, Orleans Parish, Louisiana; and Gordon Zaloom, Newark, New Jersey.

Hearings were recessed subject to call.

VETERANS' LEGISLATION

Committee on Veterans' Affairs: Committee ordered favorably reported the following bills, each with an amendment in the nature of a substitute:

H.R. 7345, authorizing a 6.7 percent cost-of-living income increase, effective January 1, 1978, for recipients of veterans pensions (certain provisions of S. 1642 incorporated therein);

H.R. 1862, authorizing a 6.3 percent cost-of-living increase effective October 1, 1977, for recipients of VA disability compensation (certain provisions of S. 1703 incorporated therein);

H.R. 5027, clarifying circumstances under which contract hospital care and medical services may be provided to veterans; extending for one year, through September 30, 1978, the Veterans' Administration's authority to provide special pay to physicians and dentists; and improving the quality of veterans' hospital care (certain provisions of S. 1693 and 1775 incorporated therein); and

H.R. 6502, to extend to WW I veterans eligibility under the Veterans' Administration automobile and adaptive equipment program (amended to extend such benefits to all veterans).

House of Representatives

Chamber Action

Bills Introduced: 31 public bills, H.R. 8340–8370; 3 private bills, H.R. 8371–8373; and 10 resolutions, H.J. Res. 548, H. Con. Res. 283–289, and H. Res. 685 and 686 were introduced. Pages 23221–23233

Reports Filed: Reports were filed as follows:

H. Res. 685, providing for the consideration of H.R. 5400, Universal Voter Registration Act of 1977 (H. Rept. 95–502); and

Conference report on H.R. 6884, International Security Assistance Act of 1977 (H. Rept. 95–503).

Page 23221

School Lunch: House disagreed to the amendments of the Senate to H.R. 1139, National School Lunch and Child Nutrition Amendments of 1977; and asked a conference with the Senate. Appointed as conferees: Representatives Perkins, Ford of Michigan, Andrews of North Carolina, Blouin, Simon, Zeferetti, Mottl, Murphy of Pennsylvania, Le Fante, Weiss, Heftel, Corrada, Kildee, Miller of California, Quie, Buchanan, Pressler, Goodling, Pettis, and Pursell. Page 23156

Mine Safety: By a yea-and-nay vote of 244 yeas to 88 nays, with 1 voting "present", Roll No. 423, the House passed H.R. 4287, Federal Mine Safety and Health Act of 1977.

By a yea-and-nay vote of 298 yeas to 3 nays, Roll No. 419, agreed to resolve itself into the Committee of the Whole.

Agreed to the committee amendment in the nature of a substitute as amended.

Agreed to:

Conforming amendments;

An amendment that increases the authorization for the State grant programs from $5 to $10 million, and requires that at least half of the funds go to coal producing states;

An amendment that increases the authorization for coal mining health and safety research to $60 million for fiscal year 1978; and

An amendment that permits the Secretary to modify the application of any mandatory safety standard to a coal or non-coal mine after public hearing.

Rejected:

An amendment in the nature of a substitute that sought to provide separate administrations for coal and non-coal mines and upgrade health standards for metal and non-metallic mines (rejected by a recorded vote of 151 ayes to 188 noes, with 1 voting "present", Roll No. 421);

An amendment to the previous amendment that sought to transfer the authority for administering the provisions of the bill from the Secretary of Labor to the Secretary of the Interior (rejected by a recorded vote of 112 ayes to 227 noes, with 1 voting "present", Roll No. 420);

An amendment that sought to allow the States to administer Federal regulations and programs (rejected by a recorded vote of 165 ayes to 169 noes, with 1 voting "present", Roll No. 422);

An amendment that sought to allow variances in the application of mandatory safety standards for metal and non-metallic mines (rejected by a division vote of 32 ayes to 58 noes); and

An amendment that sought to prevent the transfer of the administrative responsibility for the mine health and safety program from the Secretary of the Interior to the Secretary of Labor (rejected by a division vote of 28 ayes to 76 noes).

Subsequently, this passage was vacated and S. 717, a similar Senate-passed bill was passed in lieu after being amended to contain the language of the House bill as passed. The House then insisted on its amendment and asked a conference with the Senate. Appointed as conferees: Representatives Perkins, Gaydos, Dent, Murphy of Pennsylvania, Cornell, Zeferetti, Le Fante, Michael O. Myers, Miller of California, Sarasin, Buchanan, Shuster, and Quie. Pages 23156–23193

Bill Referred: By unanimous consent H.R. 8280, to restrict access by the Federal Government to consumer reports, and to financial, credit, and insurance records, which are maintained by third parties, was jointly referred to the Committees on Banking, Finance and Urban Affairs and the Judiciary. Page 23193

Indian Claims: House insisted on its amendments to S. 1377, to extend the time for commencing actions on behalf of an Indian tribe, band, or group; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Danielson, Udall, Jordan, Mazzoli, Harris, Moorhead of California, and Cohen.

Page 23202

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of July 20. Agreed to adjourn from Friday to Monday. Page 23203

Bill Re-referred: H.R. 8112, to repeal chapter 27 of title 44, United States Code, was rereferred to the Committee on Government Operations from the Committee on House Administration. Page 23203

Presidential Message—Executive Office Reorganization: Received and read a message from the President wherein he transmits his plan to reorganize the Executive Office of the President—referred to the Committee on Government Operations and ordered printed (H. Doc. 95-185). Page 23203

Adjournment: Adjourned at 3:11 p.m.

Committee Meetings

COMMITTEE BUSINESS

Select Committee on Assassinations: Met in executive session on personnel matters.

COMMITTEE BUSINESS

Ad Hoc Committee on Energy: Met and unanimously adopted a committee resolution on Order of Business. The Committee will begin markup of the National Energy Act on July 20.

RESTRICTIONS ON SALES OF EXCESS LANDS

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on H.R. 3420, to reduce speculation in excess lands purchased under Federal reclamation laws by imposing additional restrictions on sales and resales of such excess lands originally sold to qualify for water rights under such laws. Testimony was heard from Representative Krebs; Interior Department Solicitor Krulitz; and public witnesses.

PAYMENT OF OPERATION CHARGES ON PUEBLO LANDS

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources approved for full committee action H.R. 2719 amended, to authorize the Secretary of the Interior to contract with the Middle Rio Grande Conservancy District of New Mexico for the payment of operation and maintenance charges on certain Pueblo Indian lands.

BANKRUPTCIES

Committee on the Judiciary: Continued markup of H.R. 8200, to establish a uniform law on the subject of bankruptcies, and will resume on Tuesday, July 19.

DEEP SEABED HARD MINERALS ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography continued markup of H.R. 3350, Deep Seabed Hard Minerals Act, and will resume on Tuesday, July 19.

FOREIGN OWNED PROPERTY IN U.S.

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on H.R. 7411, providing for publication of data on property in the U.S. owned by foreign interests. Testimony was heard from representatives of Departments of Commerce, Treasury and Agriculture; Bureau of Census; National Farmers Organization; National Council of Farm Cooperatives and National Grange.

TRIGENERATION SEMINAR

Committee on Science and Technology: Subcommittee on Advanced Energy Technology and Energy Conservation RD&D met for briefing/trigeneration seminar.

TIMING REQUIREMENTS OF REVENUE LAWS

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Matters held a hearing on timing requirements of the revenue laws. Testimony was heard from Daniel Halperin, Treasury Department, and public witnesses.

Monday, July 18, 1977

Senate

Chamber Action

Routine Proceedings, pages 23486–23562

Bills Introduced: Six bills and three resolutions were introduced, as follows: S. 1876–1881; S.J. Res. 71; and S. Res. 222–223. Pages 23493, 23533

Bills Reported: Reports were made as follows:

H.R. 7797, making appropriations for fiscal year 1978 for foreign aid programs, with amendments (S. Rept. 95-352). Page 23492

Bills Passed:

Legislative Appropriations: By 85 yeas to 10 nays, Senate passed H.R. 7932, making appropriations for the Legislative Branch for fiscal year 1978, after taking action on two additional proposed amendments as follows:

Adopted: Curtis amendment No. 517, to allow a Senate employee to be carried on the payroll of more than one Senator (motion to table rejected by 34 yeas to 60 nays); and Page 23525

Rejected: Hart amendment No. 518, to establish a system for compensation for parking automobiles on the Capitol Grounds (tabled by 64 yeas to 29 nays). Page 23527

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Huddleston, McClellan, Sasser, Proxmire, Schweiker, Weicker, and Young. Page 23529
Pages 23525–23529

Joint Economic Committee Study: Senate agreed to H. Con. Res. 248, to require an investigation by the Joint Economic Committee of certain economic changes. Pages 23529–23533

Jackie Robinson: Senate agreed to S. Res. 223, to pay tribute to Jackie Robinson on the thirtieth anniversary of his entry into major league baseball. Pages 23532–23533

Marine Mammal Protection: Senate passed without amendment and sent to the House S. 1522, authorizing $15 million for fiscal year 1978 to carry out programs under the Marine Mammal Protection Act. Pages 23555–23556

Pipeline Destruction: Senate passed without amendment and sent to the House S. 1502, making a Federal crime of willful destruction of any interstate pipeline system. Page 23556

Alaska Pipeline Destruction: Senate passed with committee amendment and sent to the House S. 1496, making a Federal crime of willful destruction or interference with the trans-Alaska pipeline system. Pages 23557–23558

Defense Appropriations: Senate began consideration of H.R. 7933, making appropriations for fiscal year 1978 for the defense establishment, agreeing to committee amendments en bloc, with the exception of four such amendments, and the bill, as thus amended, will be considered as original text for purpose of further amendment. Senate took action on other proposed amendments, as follows:

Adopted:

(1) Stennis Unprinted amendment No. 675, of a clerical nature; Page 23500

(2) Allen U. P. No. 677 (to committee amendment), restoring $2.2 million for the Civil Air Patrol; Page 23509

(3) Committee amendment, as amended by Allen U.P. No. 677.

(4) Eagleton U.P. No. 680, to delete funds for the Air Force's so-called project MAX; Page 23520

(5) By 59 yeas to 36 nays, Stennis U.P. No. 676 (committee-sponsored), reducing by $1.466 billion appropriations for Air Force Procurement as a result of Presidential decision not to procure the B-1 bomber; Page 23501

(6) By 68 yeas to 27 nays, Cannon U.P. No. 679, to delete $3.9 million for development of the Enforcer aircraft; and Page 23553

(7) Tower amendment No. 516, to strike Section 855, which would impose certain minimum enrollment standards for senior Reserve Officer Training Corps units. Page 23555

Senate revised its unanimous consent agreement limiting debate on this bill and amendments proposed thereto, including a provision calling for vote on question of its passage to occur no later than 8 p.m., Tuesday, July 19. Page 23562
Pages 23494–23525, 23558–23562
23558–23562

Mine Safety: Senate disagreed to the House amendments to S. 717, to promote safety and health in the mining industry, agreed to conference with the House and appointed as conferees Senator Williams, Randolph, Pell, Nelson, Riegle, Javits, Schweiker, and Stafford. Page 23558

Unanimous Consent Agreement—Surface Mining: By unanimous consent it was agreed that when Senate proceeds to consider the conference report on H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, a motion to recommit such report will be in order, with time for debate on such motion to be limited to 4 hours. Page 23562

Bill Referred: H.R. 2777, National Consumer Cooperative Bank, was referred to Committee on Banking, Housing, and Urban Affairs. Page 23493

Unanimous Consent Calendar: One measure was transferred in the Calendar to Measures Cleared to be Considered by Unanimous Consent. Page 23558

Messages From the House: Page 23491

Amendments Submitted for Printing: Page 23493

Statements on Introduced Bills: Pages 23565–23578

Additional Statements: Pages 23576–23617

Nominations: Pages 23563–23565

Presidential Message: Senate received a message from the President transmitting proposed reforms in the National Labor Relations Act—referred to Committee on Human Resources—PM-96. Pages 23490–23491

Treaty Received: Injunction of secrecy was removed from Convention between the U.S. and Soviet Union concerning the Conservation of Migratory Birds and Their Environment (Ex. K, 95th Cong. 1st sess.), and the treaty, together with accompanying papers, was referred to Committee on Foreign Relations. Page 23558

Unanimous Consent Agreement—Pipeline Treaty: By unanimous consent it was agreed that when Senate considers resolution of ratification on Agreement between the U.S. and Canada concerning the proposed construction of a pipeline to transmit Alaskan oil to

the Lower 48 States (Ex. F, 95th Cong. 1st sess.), debate thereon be limited to two hours, with one hour on any reservation, understanding, or declaration.

Page 23562

Nominations: Senate received the following nominations:

William H. Shaheen, to be U.S. attorney for the District of New Hampshire;

Edward F. Harrington, to be U.S. attorney for the District of Massachusetts;

Hubert H. Bryant, to be U.S. attorney for the Northern District of Oklahoma;

William B. Gray, to be U.S. attorney for the District of Vermont;

Wesley D. Lane, to be U.S. marshal for the District of Minnesota;

William J. Evins, Jr., to be U.S. marshal for the Middle District of Tennessee;

Earle B. McLaughlin, to be U.S. marshal for the District of Vermont;

One Army nomination in the rank of General; and

Numerous nominations in the Army, Navy, and Air Force.

Pages 23563–23565

Record Votes: Five record votes were taken today.

Pages 23526, 23528, 23552, 23553

Recess: Senate met at 10:30 a.m. and recessed at 6:59 p.m.

Page 23562

Committee Meetings

APPROPRIATIONS—FOREIGN AID

Committee on Appropriations: Committee ordered favorably reported with amendments H.R. 7797, making appropriations for fiscal year 1978 for foreign aid programs.

ARMED FORCES UNIONIZATION

Committee on Armed Services: Committee resumed hearings on legislation relating to unionization of the armed forces (S. 274 and 997), receiving testimony from General Bernard W. Rogers, Army Chief of Staff; Vice Admiral James D. Watkins, Deputy Chief of Naval Operations (Manpower); Captain James L. Jones, Assistant F-3 Officer, Marine Corps; and Chief Master Sergeant T. N. Barnes, Department of the Air Force.

Hearings continue tomorrow.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on the nomination of Robert H. McKinney, of Indiana, to be a member of the Federal Home Loan Bank Board, receiving testimony from State Senator Julia Carson, Indianapolis; Clarence Mitchell, National Association for the Advancement of Colored People, Washington, D.C.; Kathleen O'Reilly, Consumer Federation of America, Washington, D.C.; Henry Schechter, AFL-CIO, Washington, D.C.; Frank Lloyd, Midwest National Bank, Indianapolis; Gale Cincotta, National Peoples Action, Chicago; Joseph Vaughn, Greater Indianapolis Housing Development Corporation, Indianapolis; and David Cohen, Common Cause, Washington, D.C.

Committee will meet on Friday, July 22, to consider this nomination and other committee business.

NO-FAULT AUTO INSURANCE

Committee on Commerce, Science, and Transportation: Committee resumed hearings on S. 1381, setting standards for State no-fault benefit plans to compensate motor vehicle accident victims, receiving testimony from Rosemary Pryor, Lansing, Michigan; Murray Teigh Bloom, Kings Point, New York; Robert Begam and Craig Spangenburg, both of the Association of Trial Lawyers of America, Washington, D.C.; Ivan Barris, Michigan Bar Association, Bloomfield; Robert Quinn, Washington, D.C.; Rudy Janata, American Bar Association, Washington, D.C.; and Kathleen O'Reilly, Consumer Federation of America, Washington, D.C.

Hearings continue on Wednesday, July 20.

COAL UTILIZATION

Committee on Energy and Natural Resources: Committee resumed markup of S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations, but did not complete action thereon and will meet again tomorrow to consider this and other committee business.

NOMINATIONS

Committee on Environment and Public Works: Committee concluded hearings on the following nominations: Marion Edey, of the District of Columbia, to be a Member of the Council on Environmental Quality; Kent F. Hansen, of Massachusetts, to be a Member of the Nuclear Regulatory Commission; and William Drayton, of Massachusetts, to be an Assistant Administrator of the Environmental Protection Agency. Testimony on the nomination of Ms. Edey was received from Brock Evans, Sierra Club, Washington, D.C., and the nominees were present to testify and answer questions on their own behalf. Representative Tsongas introduced Mr. Hansen to the committee:

PUBLIC ASSISTANCE

Committee on Finance: Subcommittee on Public Assistance resumed hearings on H.R. 7200, to improve the supplemental security income benefits program; the aid to families with dependent children program; and child welfare services and social services, receiving testimony from Representative George Miller of California; Delegate de Lugo; Ernest G. Green, Assistant Secretary of Labor for Employment and Training; Thomas P. O'Neill III, Lieutenant Governor of Massachusetts; on behalf of National Governors' Conference; Harrison J. Goldin, Comptroller, City of New York; Cyril E. King, Governor of the Virgin Islands; Carlos Romero-Barcelo, Governor of Puerto Rico; Baltasar Corrada, Resident Commissioner of Puerto Rico; Greg Coler, New York Department of Social Services, New York City, and John J. Affleck, Rhode Island Department of Public Welfare, Providence, both also representing the American Public Welfare Association; Carol Parry, New York City Human Resources Administration; J. N. Peet, Oregon Human Resources Department, Salem; Barbara Sabol, Kansas Division of Children and Youth, Kansas City, Mo.; Lynn Cutler, Waterloo County, Iowa, on behalf of National Association of Counties; Norman A. Polansky, Philadelphia, on behalf of National Association of Social Workers, Inc., Washington, D.C.; and Ellen Skinner, Georgia Department of Human Resources, Atlanta.

Hearings continue tomorrow.

AIRCRAFT SALES

Committee on Foreign Relations: Subcommittee on Foreign Assistance held hearings in open and closed session to receive testimony on the proposed sale of AWACS aircraft to Iran. Witnesses heard were Senators Culver and Eagleton; and Richard Gutmann, Director, Procurement & Logistics Management, General Accounting Office.

Hearings continue on Friday, July 22.

FEDERAL EMPLOYEES' POLITICAL ACTIVITY

Committee on Governmental Affairs: Committee held hearings on bills to revise restrictions on political activities of Federal employees and postal service employees (S. 80, 980, and H.R. 10), receiving testimony from Senator Scott; Representatives Clay and Derwinski; and Alan K. Campbell, Chairman, Civil Service Commission.

Hearings continue tomorrow.

TEAMSTERS PENSION FUND

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings to inquire into the present status of the Department of Labor Task Force investigation of the Teamsters Central States Pension Fund, receiving testimony from F. Ray Marshall, Secretary, who was accompanied by several of his associates of the Department of Labor.

Hearings continue on Thursday, July 21.

FEDERAL ACQUISITION ACT

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government began hearings on S. 1264, to establish policies, methods, and criteria for the acquisition of property and services by executive agencies, receiving testimony from Senator Jackson; Lester A. Fettig, Administrator, Office of Federal Procurement Policy; Office of Management and Budget; Professor Robert Judson, U.S. Naval Postgraduate School; and Michael J. Timbers, Washington Management Group, Washington, D.C.

Hearings continue tomorrow.

PENSION PLANS

Select Committee on Small Business: Committee concluded joint hearings with Finance Subcommittee on Private Pension Plans and Employee Fringe Benefits on administrative reporting and investment policies under the Employees Retirement Income Security Act; S. 285, diversification of investment of private pension fund assets; S. 901, to eliminate dual Treasury and Labor Department jurisdiction of ERISA; and S. 1754, to facilitate the establishment of employee retirement plans by small businesses. Witnesses heard were Harold E. Bigler, Jr., Connecticut General Life Insurance Co., Hartford; Robert J. Hickey, Washington, D.C.; Peter H. Vermilye, Alliance Capital Management Corporation, Boston; and John G. Mutschler, John G. Mutschler and Associates, Minneapolis.

House of Representatives

Chamber Action

Bills Introduced: 29 public bills, H.R. 8374–8402; 2 private bills, H.R. 8403–8404; and 8 resolutions, H.J. Res. 549, H. Con. Res. 290, and H. Res. 687–692 were introduced.

Pages 23482–23483

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates the Majority Leader as the Speaker pro tempore for today.

Page 23406

Public Works Appropriations: House disagreed to the amendments of the Senate to H.R. 7553, Public Works for Water and Power Development and Energy Research Appropriation Act, 1978; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Bevill, Boland, Whitten, Slack, Boggs, Dicks, Shipley, Chappell, Mahon, John T. Myers, Burgener, Smith of Nebraska, and Cederberg.

Page 23406

Subcommittee To Sit: Subcommittee on Investigations and Review of the Committee on Public Works and Transportation received permission to sit during the proceedings of the House under the 5-minute rule on Tuesday, July 19, and Wednesday, July 20.

Page 23407

Bills Rereferred: Committee on Government Operations was discharged from the further consideration of H.R. 8215, to provide for reimbursement of certain litigation expenses to real property owners who prevail in certain litigation arising from the condemnation of real property to be administered by the National Park Service, and H.R. 8259, to provide that no relocation payments made under the Uniform Relocation Assistance Act shall be paid to persons who are unlawfully present in the United States. The bills were subsequently rereferred to the Committee on Public Works and Transportation. Page 23408

Presidential Message—Labor-Management Relations Reform: Read a message from the President transmitting proposals for the reform of the National Labor Relations Act—referred to the Committee on Education and Labor and ordered printed (H. Doc. 95-186). Pages 23408-23409

Suspensions: House voted to suspend the rules and pass the following:

Federal Election Campaign Act: H.R. 6939, amending the Federal Election Campaign Act of 1971 to extend the authorization of appropriations contained in such Act.

Subsequently, this passage was vacated, and S. 1435, a similar Senate-passed bill was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill (passed by a yea-and-nay vote of 383 yeas to 22 nays, Roll No. 424). Pages 23409, 23429

National family week: H.J. Res. 372, to authorize the President to issue a proclamation designating the week in November which includes Thanksgiving Day in each year as "National Family Week", amended (passed by a yea-and-nay vote of 400 yeas to 3 nays with 1 voting "present", Roll No. 425); Pages 23410-23412, 23429-23430

Agricultural census: H.R. 7012, Agricultural Census Amendments Act of 1977, amended (passed by a yea-and-nay vote of 401 yeas to 9 nays, Roll No. 426); Pages 23412-23417, 23430

Hearing examiner: H.R. 6975, to increase the number of hearing examiner positions which the Civil Service Commission may establish and place at GS-16 of the General Schedule, amended (passed by a yea-and-nay vote of 284 yeas to 131 nays, Roll No. 429); Pages 23419-23420, 23433

Federal life and health benefits: H.R. 4319, to provide that employees who retire after 5 years of service, in certain instances, may be eligible to retain their life and health insurance benefits, amended (passed by a yea-and-nay vote of 373 yeas to 37 nays, Roll No. 430); Pages 23420-23421, 23433

Civil Service survivor annuities: H.R. 3755, to provide for the reinstatement of civil service retirement survivor annuities for certain widows and widowers whose remarriages occurred before July 18, 1966; Pages 23421-23422

Spark plug insulators: H.R. 1550, to reduce the rate of duty on ceramic insulators used in spark plugs, amended; Pages 23422-23423

Rubber mattress blanks: H.R. 2849, to suspend for a three-year period the rate of duty on mattress blanks of rubber latex, amended; Pages 23423-23424

Latex sheets: H.R. 2850, to suspend for a three-year period the rate of duty on certain latex sheets, amended; Pages 23424-23425

Synthetic rutile: H.R. 3387, to continue until the close of June 30, 1980, the existing suspension of duties on synthetic rutile, amended; Pages 23425-23426

Bicycle parts: H.R. 5263, to suspend until the close of June 30, 1979, the duty on certain bicycle parts, amended; and Pages 23427-23428

Acrylic resin materials: H.R. 5285, to amend the Tariff Schedules of the United States with respect to the tariff treatment accorded to sheets manufactured from acrylic resin materials, amended. Page 23428

Suspensions Failed: House failed to suspend the rules and pass the following:

Federal reserve: H.R. 2387, to increase the salaries of the Chairman and members of the Federal Reserve Board and of the Director and Deputy Director of the Office of Management and Budget, amended (by a yea-and-nay vote of 253 yeas to 158 nays, Roll No. 427); and Pages 23417-23418, 23481

United States courts: H.R. 6974, to provide for an increase in the numbers of positions which may be placed in grades 16, 17, and 18 of the General Schedule by the Director of the Administrative Office of the United States Courts, amended (by a yea-and-nay vote of 189 yeas to 224 nays, Roll No. 428). Pages 23418-23419, 23432

Bill Rereferred: Committee on the Judiciary was discharged from further consideration of H.R. 8223, to reduce the size of the Bull Run Reserve with Mt. Hood National Forest lands Oregon. Subsequently, the bill was rereferred to the Committee on Interior and Insular Affairs. Page 23434

Customs Duties: The following bills from the Committee on Ways and Means were called up by unanimous consent, considered, and passed:

Intravenous fat emulsions: H.R. 1904, amended, to provide duty-free treatment for intravenous fat emulsions. Agreed to amend the title; Pages 23434-23435

Wood excelsior: H.R. 2692, amended, to suspend for two years the duty on wood excelsior imported from Canada. Agreed to amend the title; Pages 23435-23436

Synthetic tantalum/columbium concentrate: H.R. 2982, amended, to suspend for a two-year period the duty on synthetic tantalum/columbium concentrate. Agreed to amend the title; Page 23436

Copying lathes: H.R. 3093, amended, to extend until July 1, 1979, the duty-free treatment on copying lathes used for making rough or finished shoe lasts. Agreed to amend the title; Pages 23436-23437

Silk yarns: H.R. 3373, amended, to extend for an additional temporary period the existing suspension of duties on certain classifications of yarns of silk; Pages 23437-23438

Poppy straw concentrate: H.R. 3790, amended, to suspend until the close of June 30, 1980, the duty on concentrate of poppy straw used in producing codeine or morphine; Pages 23438-23439

Wool: H.R. 3946, amended, to suspend for a temporary period the rate of duty on wool not finer than 46s; Pages 23439-23440

Antibiotics: H.R. 4018, amended, to suspend until the close of June 30, 1979, the duty on certain doxorubicin hydrochloride antibiotics. Agreed to amend the title; Pages 23440-23441

Unmounted underwater lenses: H.R. 4654, amended, to reduce the rate of duty on unmounted underwater lenses. Agreed to amend the title; Pages 23441-23442

Schooner renovation: H.R. 5037, a private bill; Pages 23441-23442

Color couplers: H.R. 5052, amended, to provide for the temporary suspension of duty on the importation of color couplers and coupler intermediates used in the manufacture of photographic sensitized material. Agreed to amend the title; Page 23443

Competition bobsleds: H.R. 5146, amended, to amend the Tariff Schedules of the United States to provide for the duty-free entry of competition bobsleds and luges; Page 23444

Levulose: H.R. 5176, amended, to lower the duty on levulose until the close of December 31, 1980. Agreed to amend the title; Pages 23444-23445

Musical instruments: H.R. 5289, a private bill; and Page 23445

Istle: H.R. 5322, amended, to continue for a temporary period the existing suspension of duty on certain istle. Agreed to amend the title. Pages 23445-23446

Transportation Appropriations: By a yea-and-nay vote of 397 yeas to 14 nays, Roll No. 431, the House agreed to the conference report on H.R. 7557, making appropriations to the Department of Transportation and related agencies for the fiscal year ending September 30, 1978—clearing the measure for Senate action.

House receded from its disagreement and concurred in Senate amendments Nos. 15, 26, 27, 28, and 38; receded from its disagreement and concurred, with amendment, in Senate amendments Nos. 12, 34, and 39. Pages 23446-23454

Committee To Sit: Committee on Veterans' Affairs received permission to sit during the proceedings of the House under the 5-minute rule on Tuesday, July 19. Page 23454

State-Justice-Commerce-Judiciary Appropriations: By a yea-and-nay vote of 326 yeas to 85 nays, Roll No. 432, the House agreed to the conference report on H.R. 7556, making appropriations for the Departments of State, Justice, and Commerce, the Judiciary, and related agencies for fiscal year 1978—clearing the measure for Senate action.

House receded from its disagreement and concurred in Senate amendments Nos. 32, 61 through 67, 69 through 81, and 90; receded from its disagreement and concurred, with amendment, in Senate amendments Nos. 33 and 52. Pages 23454-23459

Referrals: Two Senate-passed measures were referred to the appropriate House committee. Page 23481

Adjournment: Adjourned at 6:04 p.m.

Committee Meetings

TEXAS LANDS

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on H.R. 5609, to authorize the Secretary of the Army to acquire certain private and State-owned lands in Texas, in exchange for Government-owned lands. Testimony was heard from Representative White; and representatives of the Army and General Services Administration.

FEDERAL RESERVE ACCOUNTABILITY

Committee on Banking, Finance and Urban Affairs: Held a hearing on H.R. 8094, to promote the accountability of the Federal Reserve System. Testimony was heard from Majority Leader Wright; Andrew Biemiller, AFL-CIO; and Catherine O'Reilly, Consumer Federation of America.

TRANSPORTATION INDUSTRY REGULATION

Committee on the Budget: Tax Force on Tax Expenditures, Government Organization, and Regulation continued hearings on the economic impacts of regulation of the transportation industry. Testimony was heard from ICC Chairman O'Neal; Representative Fenwick; and representatives of American Trucking Association and Greyhound Lines; and Professor Ann Friedlaender, MIT.

Hearings continue tomorrow.

FEDERAL EMPLOYEES' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight

hearing on the Federal Employees' Compensation Act. Testimony was heard from John Cosgrove, AFL-CIO; Elmo Emelie, TVA; and Phillip Swatek, FAA.

Hearings continue tomorrow.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 8121, Hospital Cost Containment Act of 1977. Testimony was heard from representatives of HEW; American Hospital Association; American Medical Association; American Association for Comprehensive Health Planning; National Association of Counties; Blue Cross; and Health Insurance Association of America.

CONRAIL AND AMTRAK DERAILMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held an oversight hearing on Conrail and Amtrak derailments in the Northeast corridor. Testimony was heard from National Transportation Safety Board; Office of Technology Assessment; Amtrak; National Association of Regulatory Utility Commissioners; and Railway Labor Executives Association.

Hearings continue tomorrow.

NO-FAULT INSURANCE

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held hearings on H.R. 6601, Standards for No-Fault Motor Vehicle Accident Benefits Act; and H.R. 2300 and related bills, National No-Fault Motor Vehicle Insurance Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

PUBLIC DISCLOSURE OF LOBBYING ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 1180, Public Disclosure of Lobbying Act.

U.S. FISHING INDUSTRY

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 2564 and identical bills on the subjects of joint ventures and foreign investments as they relate to the U.S. fishing industry. Testimony was heard from representatives of the National Marine Fisheries Service and the fishing industry.

ANNUITY BENEFITS FOR FORMER SPOUSES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits met and approved a motion to put aside for further study H.R. 3951, providing annuity benefits for former spouses.

WATERWAY USER CHARGES

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on waterway user charges. Testimony was heard from Representatives Edgar and Leach; Association of American Railroads officials; Secretary of Transportation Adams; Maj. Gen. Ernest Graves, Corps of Engineers; and public witnesses.

FLUIDIZED BED COMBUSTORS

Committee on Science and Technology: Subcommittees on Fossil and Nuclear Energy RD&D and Environment and Atmosphere met for a joint briefing by ERDA on fluidized bed combustors.

PRODUCT LIABILITY

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities continued hearings on product liability. Testimony was heard from the executive director of Consumer Federation of America and representatives of The Research Group.

Hearings continue tomorrow.

HEALTH SERVICES

Committee on Ways and Means: Subcommittee on Health met for markup of H.R. 2504, to provide payment for rural health clinic services; and H.R. 3112, to make improvements in the end stage renal disease program, and will resume tomorrow.

PRESIDENT'S SOCIAL SECURITY PROPOSALS

Committee on Ways and Means: Subcommittee on Social Security began hearings on the President's social security proposals. Testimony was heard from Representatives Pepper, Horton, Bingham, Whalen, and Anderson of California; and public witnesses.

Hearings continue tomorrow.

ROMANIAN TRADE AGREEMENT

Committee on Ways and Means: Subcommittee on Trade held a hearing on H. Res. 653, to disapprove the President's decision to extend most favored Nation treatment to Romania. Testimony was heard from Departments of Commerce, Treasury, State, Office of Special Trade Representative; and public witnesses.

Following the hearing, the Subcommittee voted unanimously to disapprove H. Res. 653 (title above), for full committee action.

Joint Committee Meetings

INDIAN CLAIMS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1377, extending time for commencing actions on behalf of Indians for settlement of monetary damages on outstanding Indian Claims.

CLEAN AIR ACT

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 6161, proposed Clean Air Act Amendments, but did not complete action thereon and will meet again tomorrow.

HOUSING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 6655, authorizing funds for housing and community development assistance programs for fiscal years 1978 through 1980, but did not complete action thereon and recessed subject to call.

Tuesday, July 19, 1977

Senate

Chamber Action

Routine Proceedings, pages 23724–23860

Bills Introduced: Five bills and seven resolutions were introduced, as follows: S. 1882–1896; S.J. Res. 72–74; S. Con. Res. 37 and 38; S. Res. 224 and 225.

Pages 23738–23740

Bills Reported: Reports were made as follows:

S. 1750, proposing studies of the issues relating to the use, labeling, and advertising of saccharin, with amendments (together with supplemental views) (S. Rept. 95–353). Page 23738

Bills Passed:

Defense Appropriations: By 91 yeas to 2 nays, Senate passed H.R. 7933, making appropriations for the defense establishment for fiscal year 1978, after taking action on additional proposed amendments as follows:

Adopted:

(1) Modified Allen amendment No. 521, increasing by $50 million to a total of $2,402,758,000 funds for research and development of Army ballistic missiles; Page 23746

(2) By 59 yeas to 33 nays, modified Stevens amendment No. 499, to restore $95.6 million for clerk-hire in military commissary stores; Pages 23746, 23780

(3) Allen unprinted amendment No. 683 (to committee amendment) to permit military retirees to hold Federal employment if they waive all retired compensation over $6,000 per year; Page 23801

(4) By 49 yeas to 46 nays, Stevens amendment No. 501, to delete section 844 prohibiting military retirees from holding Federal employment if their retirement income exceeds $6,000; Page 23764

(5) Stevens amendment No. 500, to delete section 852 limiting Wage Board entrance salaries and in-grade step increases of Wage Board employees; Page 23759

(6) Metzenbaum amendment No. 520, to provide that Secretary of Defense require defense prime contractors to report annually on amounts of defense contracts and the State in which the work was done; Page 23789

(7) Stennis U.P. No. 682 (committee amendments), to bar the use of funds to consolidate or realign all advanced undergraduate naval helicopter pilot training at Fort Rucker, Alabama (motion to table rejected by 21 yeas to 75 nays); Page 23792

(8) Committee amendment concerning Army RDT&E funding, as amended; Page 23821

(9) Bartlett U.P. No. 685, barring funds for use to increase unit equipment of individual Air National Guard squadrons assigned the A-7 aircraft; Page 23825

(10) Modified Goldwater amendment No. 523, restoring $14.2 million for Armed Forces Radio and Television Service; Page 23829

(11) Modified Goldwater amendment No. 524, providing additional $9.1 million for the Accelerated Co-Pilot Enrichment Program to continue flying time for SAC KC-135 copilots; Page 23829

(12) Hathaway U.P. No. 687, to insure that provision permitting DOD to procure specialty metals from foreign sources does not override existing law requiring DOD to report international agreements on reciprocal weapons purchases; Page 23830

(13) Jackson U.P. No. 688, restoring $300,000 for the Air Force RAND Program; Page 23833

(14) Hart U.P. No. 689, appropriating an additional $24,000 for Air Force ROTC scholarship program; Page 23834

(15) Tower U.P. No. 690, appropriating $6 million for Navy Tactical Flag Command Centers; Page 23834

(16) Hart U.P. No. 691, appropriating an additional $1 million for the Advanced Hydrofoil Program; Page 23835

(17) Stennis U.P. No. 692, appropriating $2.6 million for National Oceanic and Atmospheric Administration. Page 23835

Rejected:

(1) By 15 yeas to 82 nays, Kennedy amendment No. 525, to eliminate $694,000 for the Army National Board for the promotion of rifle practice; Page 23782

(2) By 23 to 73, Allen U.P. No. 684 (to U.P. No. 682), calling for expiration of provisions of that helicopter amendment on July 1, 1978; Page 23820

(3) By 27 yeas to 71 nays, modified Bellmon amendment No. 522, which sought to reduce by $200 million R&D funding for the B-1 bomber; Page 23824

Also during consideration of this bill today Senate, by 62 yeas to 31 nays, ruled germane to the bill Senate committee amendment dealing with limitation on the use of funds for the Civilian Health and Medical Program of the Uniformed Services.

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators: McClellan, Stennis, Magnuson, Proxmire, Inouye, Hollings, Eagleton, Chiles, Sasser, Young, Case, Stevens, Schweiker, and Brooke. Page 23848
Pages 23833–23848

Printing: Senate agreed to S. Res. 203, to print additional copies of Special Committee on Aging print entitled "Protective Services for the Elderly".

Pages 23858–23859

State, Justice, Commerce Appropriations: Senate agreed to the conference report on H.R. 7556, making appropriations for the Departments of State, Justice, and Commerce and the Judiciary for fiscal year 1978. Senate agreed to the House amendments to Senate amendments Nos. 33 and 52, thus clearing the measure for the President. Pages 23848–23858

Maritime Programs: Senate disagreed to the House amendment to S. 1019, authorizing funds for the fiscal years 1978 and 1979 for certain maritime programs of the Department of Commerce, requested conference with the House and appointed as conferees Senators Inouye, Magnuson, Long, Griffin, and Stevens.

Page 23858

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees.

Page 23738

Unanimous Consent Calendar: One measure was transferred in the Calendar to Measures Cleared to be Considered by Unanimous Consent. Page 23858

Messages From the House: Pages 23737–23738

Executive Communications: Page 23738

Amendments Submitted for Printing: Page 23742

Statements on Introduced Bills: Pages 23860–23891

Additional Statements: Pages 23891–23931

Nominations: Page 23860

Unanimous Consent Agreement—Surface Mining: By unanimous consent it was agreed that when Senate proceeds to consider the conference report on H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, time for debate thereon be limited to 1 hour. A prior unanimous consent agreement limits to 4 hours time to debate a motion to recommit this report.

Page 23724

Change of Legislative Day: During proceedings today, Senate adjourned briefly thereby changing the legislative day. Page 23859

Presidential Messages: Senate received three messages from the President as follows:

PM-97—Proposing rescission of $462 million in Defense Department procurement funds for the B-1 bomber, and $1.4 million for procurement of the short range attack missile (SRAM-B)—referred jointly to Committees on Appropriations, the Budget, and Armed Services;

PM-98—Proposing two new rescissions of budget authority totalling $96.1 million pertaining to the foreign military credit sales program and the General Services Administration's Federal Buildings Fund; and a deferral in budget authority totalling $12.5 million for the Uniformed Services University of the Health Sciences—referred jointly to Committees on Appropriations, the Budget, Foreign Relations, Government Affairs, and Armed Services; and

PM-99—Transmitting Annual Report of the Saint Lawrence Seaway Development Corporation for 1976—referred to Committee on Environment and Public Works. Page 23737

Treaties Approved: By unanimous votes of 95 yeas, two-thirds of the Senators present and voting having voted in the affirmative, Senate agreed to resolutions of ratification on the Inter-American Treaty of Reciprocal Assistance (Ex. J, 94th Cong., 1st sess.) and Treaty with Canada on the Execution of Penal Sentences (Ex. H, 95th Cong., 1st sess.). Pages 23780–23781

Nominations: Senate received the following nominations:

Simon D. Freeman, of Maryland, to be a Member of the Board of Directors of the Tennessee Valley Authority;

Nicholas J. Bua, to be U.S. District Judge for the Northern District of Illinois;

Earl E. Veron, to be U.S. District Judge for the Western District of Louisiana;

Stanley J. Roszkowski, to be U.S. District Judge for the Northern District of Illinois;

John C. Krsul, to be U.S. Marshal for the District of Montana; and

One Army in the rank of General, and two Navy in the rank of Admiral. Page 23860

Record Votes: Ten record votes were taken today.

Pages 23780–23781, 23802, 23805, 23819–23820, 23824, 23833, 23848

Recess: Senate met at 9 a.m. and recessed at 8:45 p.m.

Pages 23859–23860

Committee Meetings

FOOD SAFETY AND QUALITY

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation resumed hearings on the Federal Government's role in food safety and quality, receiving testimony from Dr. William W. Lowrance, Special Assistant to the Under Secretary for Security Assistance; Dr. Gordon McDonald, Chairman, Committee on Science and Public Policy, National Academy of Science; Dr. William G. Darby, Nutrition Foundation, Inc., New York City; Dr. Wendell Kilgore, University of California at Davis; Dr. Robert Neal, Vanderbilt University, Nashville; and Dr. Virgil W. Hays, University of Kentucky, Lexington.

Hearings were recessed subject to call.

ARMED FORCES UNIONIZATION

Committee on Armed Services: Committee continued hearings on legislation relating to unionization of the armed forces (S. 274 and 997), receiving testimony from CMSgt Donald Harlow (USAF Retired), Air Force Sergeants' Association, Washington, D.C.; and Robert Nolan (USN Retired), Fleet Reserve Association, Washington, D.C.

Hearings continue tomorrow.

WAGE AND PRICE STABILITY COUNCIL

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on S. 1542, to extend to September 30, 1979, the Council on Wage and Price Stability, receiving testimony from Barry Bosworth, Director-designate, Council on Wage and Price Stability; Charles L. Schultze, Chairman, Council of Economic Advisors; Albert Rees, Princeton University, Princeton, N.J.; Professor Hendrik S. Houthakker, Harvard University, Cambridge; Andrew J. Biemiller, AFL-CIO, Washington, D.C.; and Louis G. Peloubet, New York City, representing The Business Roundtable, Washington, D.C.

Hearings were adjourned subject to call.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Barry P. Bosworth, of Maryland, to be Director of the Council on Wage and Price Stability, after the nominee testified and answered questions on his own behalf.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee began hearings in preparation for reporting the second concurrent resolution on the Congressional budget for fiscal year 1978, receiving testimony from Secretary of the Treasury Michael Blumenthal.

Hearings continue tomorrow.

AIR TRANSPORTATION REGULATORY REFORM

Committee on Commerce, Science, and Transportation: Committee resumed discussion of regulatory reform of the air transportation industry, but did not complete action thereon and will meet again on Thursday, July 21.

MATERIALS POLICY

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology and Space concluded hearings after reviewing a report from the National Commission on Supplies and Shortages on materials policy research and development. Witnesses were Senator Hatfield; Representative Jeffords; Nat Weinberg, Sumner, Maryland; Jacob Clayman, AFL-CIO, Washington, D.C.; Arnold Saltzman, The Seagrave Corporation, New York City; Ralph Widner, The Academy for Contemporary Problems, Columbus, Ohio; Philip H. Trezise, The Brookings Institution, Washington, D.C.; Dr. James Boyd, Materials Associates, Washington, D.C.; Dr. Hans Landsberg, Resources for the Future, Washington, D.C.; and Simon D. Strauss, ASARCO, Inc., New York City.

COAL UTILIZATION

Committee on Energy and Natural Resources: Committee continued markup of S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations, but did not complete action thereon and will meet again tomorrow to consider this and other committee business.

WATER POLLUTION

Committee on Environment and Public Works: Committee continued markup of proposed legislation to amend the Federal Water Pollution Control Program, but did not complete action thereon and will meet again tomorrow.

PUBLIC ASSISTANCE

Committee on Finance: Subcommittee on Public Assistance continued hearings on H.R. 7200, to improve the supplemental security income benefits program; the aid to families with dependent children program; and child welfare services and social services, receiving testimony from Mayor Abraham Beame, of New York City; Representatives Bingham and Rangel; Carmen Shang, New York State Department of Social Services; and Abe Lavine, New York City, on behalf of the Child Welfare League of America.

Hearings continue tomorrow.

TREATIES

Committee on Foreign Relations: Committee held hearings on protocols and treaties as follows:

Tax Convention with the United Kingdom (Exec. K, 94th Cong. 2d sess.), receiving testimony from Jerome Kurtz, Commissioner, Internal Revenue Service, and Laurence N. Woodworth, Assistant Secretary for Tax Policy, both of the Department of the Treasury; Paul J. Oosterhuis, Legislative Counsel, Joint Committee on Taxation of the Congress; Daniel G. Smith, National Association of Tax Administrators, Chicago; and John J. Lobdell, Multistate Tax Commission, Boulder, Colorado;

Convention between the United States and Republic of Korea for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income (Ex. P, 94th Cong., 2d sess.), receiving testimony from Messrs. Kurtz, Woodworth, and Oosterhuis;

Protocol to the Tax Convention between the United States and the United Kingdom (Exec. Q, 94th Cong., 2d sess.), receiving testimony from Messrs. Kurtz, Woodworth, Oosterhuis, Smith, and Lobdell;

Convention with the Republic of the Philippines (Exec. C, 95th Cong., 1st sess.), receiving testimony from Messrs. Kurtz, Oosterhuis, and Norman Philion, Air Transport Association, Washington, D.C.;

Committee will meet again tomorrow to receive further testimony on Execs. K, and Q, 94th Cong. 2d sess., and Exec. C, 95th Cong., 1st sess.

FEDERAL EMPLOYEES POLITICAL ACTIVITY

Committee on Governmental Affairs: Committee continued hearings on bills to revise restrictions on political activities of Federal employees and postal service employees (S. 80, 980, and H.R. 10), receiving testimony from Senator Burdick; Kenneth Meiklejohn and John A. McCart, AFL-CIO, Washington, D.C.; Emmet Andrews, American Postal Workers Union; Kenneth Blaylock, American Federation of Government Employees; Jerome R. Waldie, National Association of Letter Carriers; James La Penta, Laborers International Union; Albert J. Schaffer, International Personnel Management Association; and John Minarik, Public Service Research Council, all of Washington, D.C.

Hearings were recessed subject to call.

FEDERAL ACQUISITION ACT

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government continued hearings on S. 1264, to establish policies, methods, and criteria for the acquisition of property and services by executive agencies, receiving testimony from Elmer B. Staats, Comptroller General, General Accounting Office; and Herman Director, National Small Business Association, and Vico E. Henriques, Computer Business Equipment Manufacturers Association (CBEMA) both of Washington, D.C.

Hearings continue on Friday, July 22.

MEDICAL TECHNOLOGY

Committee on Human Resources: Subcommittee on Health and Scientific Research resumed hearings to examine ways to monitor the development and spread of new medical technology in the U.S. Witnesses heard were Dr. Charles A. Sanders, Massachusetts General Hospital, Boston; Dr. Richard Ross, Johns Hopkins University Medical School, Baltimore; Professor Halstead Holman, Stanford University Medical School, Palo Alto, California; and Dr. Harvey Fineberg, Harvard University School of Public Health, Cambridge.

Subcommittee will meet again tomorrow.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee met in closed session but made no announcements and recessed subject to call.

PAIUTE AND SHOSHONE INDIANS

Select Committee on Indian Affairs: Committee concluded hearings on S. 785, declaring that certain land be held in trust for the Paiute and Shoshone Tribes of the Fallon Indian Reservation, Nevada, after receiving testimony from Senator Cannon; Ray Butler, Acting Commissioner, and Ralph Reeser, Legislative Counsel, both of the Bureau of Indian Affairs, who were accompanied by their associates, all of the Department of the Interior; Chris Hicks and Dell Steve, both of the Paiute and Shoshone Tribes of the Fallon Indian Reservation, Fallon, Nevada, accompanied by Bertram Hirsch, New York City.

FOREIGN INTELLIGENCE SURVEILLANCE

Select Committee on Intelligence: Subcommittee on Intelligence and the Rights of Americans held hearings on proposal to establish procedures for electronic surveillance in the area of foreign intelligence (embodied in S. 1566), receiving testimony from Attorney General Griffin B. Bell.

Hearings continue on Thursday, July 21.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 8405–8427; 1 private bill, H.R. 8428; and 7 resolutions, H. Con. Res. 291–293, and H. Res. 693–696 were introduced.

Pages 23720–23721

Legislative Branch Appropriations: House disagreed to the amendments of the Senate to H.R. 7932, making appropriations for the Legislative Branch for fiscal year 1978; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Shipley, Benjamin, Giaimo, McFall, Murtha, Traxler, Mahon, Armstrong, Coughlin, and Cederberg. Page 23661

Private Calendar: On the call of the Private Calendar, the House passed the following:

Sent to the Senate without amendment: H.R. 3081.

Sent to the Senate amended: H.R. 2661.

Passed over without prejudice: H.R. 1405, 2662, 3085, 3090, 1777, and 1787. Page 23661

HUD Appropriations: By a yea-and-nay vote of 379 yeas to 30 nays, Roll No. 433, the House agreed to the conference report on H.R. 7554, making appropriations for the Department of Housing and Urban Development, and for sundry independent executive agencies, boards, bureaus, commissions, corporations, and offices for fiscal year 1978.

House receded and concurred in Senate amendment numbered 9.

By a yea-and-nay vote of 131 yeas to 280 nays, Roll No. 434, the House rejected a motion to recede and concur with amendment in Senate amendment numbered 24; and subsequently agreed to a motion to recede and concur.

House receded and concurred with amendment in Senate amendments numbered 28, 40 (agreed to by a yea-and-nay vote of 251 yeas to 160 nays, Roll No. 435), 45, and 46—clearing the measure for Senate action.

Pages 23662–23685

SEC Authorization: House disagreed to the Senate amendments to H.R. 3722, to amend the Securities Exchange Act of 1934 to authorize appropriations for the Securities and Exchange Commission for fiscal year 1978; and asked a conference with the Senate. Appointed as conferees: Representatives Staggers, Eckhardt, Metcalfe, Krueger, Carney, Devine, and Broyhill.

Page 23685

Late Report: Committee on Interstate and Foreign Commerce received permission to file a report by midnight tonight on H.R. 6831, National Energy Act.

Page 23685

Printing Resolution: House agreed to H. Res. 693, providing for the printing of the maximum number of copies of a report to accompany H.R. 6831.

Page 23685

NASA Authorization: By a yea-and-nay vote of 379 yeas to 29 nays, Roll No. 436, the House agreed to the conference report on H.R. 4088, to authorize appropriations to the National Aeronautics and Space Administration for research and development, construction of facilities, and research and program management for fiscal year 1978—clearing the measure for the President.

Pages 23685–23688

Subcommittee To Sit: Subcommittee on Economic Opportunity of the Committee on Education and Labor received permission to sit during proceedings of the House under the 5-minute rule on July 21 and 22.

Page 23685

Military Construction Authorization: By a yea-and-nay vote of 370 yeas to 34 nays, Roll No. 437, the House agreed to the conference report on S. 1474, to authorize certain construction at military installations—clearing the measure for Senate action. Pages 23688–23689

Youth Employment Projects: By a yea-and-nay vote of 356 yeas to 58 nays, Roll No. 438, the House agreed to the conference report on H.R. 6138, to provide employment and training opportunities for youth—clearing the measure for Senate action.

Subsequently, agreed to H. Con. Res. 291, authorizing the Clerk to make certain corrections in the enrollment of H.R. 6138. Pages 23689–23698

Committee To Sit: Committee on International Relations received permission to sit during the proceedings of the House under the 5-minute rule on Thursday, July 21. Page 23698

Agriculture: By a yea-and-nay vote of 367 yeas to 38 nays, Roll No. 439, the House agreed to H. Res. 666, providing for the consideration of H.R. 7171, Agricultural Act of 1977. Consideration of the bill will begin tomorrow. Page 23698

Adjournment: Adjourned at 5:31 p.m.

Committee Meetings

ESTABLISH UNDER SECRETARY OF DEFENSE FOR POLICY

Committee on Armed Services: Met and ordered reported favorably to the House S. 1372 amended, to disestablish one of the positions of Deputy Secretary of Defense and establish an Under Secretary of Defense for Policy; and

Approved a Navy reprogramming request for studies of various potential future aircraft carriers.

MILITARY MORALE

Committee on Armed Services: Subcommittee on Military Personnel held a hearing on existing grievance procedures and related issues affecting morale in the military. Testimony was heard from VAdm. John G. Finneran, Deputy Assistant Secretary of Defense for Military Personnel Policy, and representatives of the military services.

Hearings continue Friday, July 22.

INTERNATIONAL BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on H.R. 7325, International Banking Act. Testimony was heard from representatives of European Economic Community Federation of Banks; Bankers Association for Foreign Trade; Regional stock exchanges; Sogen-Swiss; and Institute of Foreign Bankers; and FDIC Chairman Lemaistre, and Robert Bloom, First Deputy for Policy, Comptroller of the Currency.

FEDERAL FINANCING BANK ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on H.R. 7918, to require that the receipts and disbursements of the Federal Financing Bank be included in the Federal budget. Testimony was heard from Harry Havens, GAO. Statements for the record were submitted by Representatives Gibbons and Derrick.

SECOND BUDGET RESOLUTION

Committee on the Budget: Began hearings on the Second Budget Resolution for fiscal year 1978. Testimony was heard from OMB Director Lance; and Council of Economic Advisers Chairman Schultze.

Hearings continue tomorrow.

TRANSPORTATION INDUSTRY REGULATION

Committee on the Budget: Task Force on Tax Expenditures, Government Organization, and Regulation continued hearings on the economic impacts of regulation of the transportation industry. Testimony was heard from William Dempsey, President, Association of American Railroads.

Hearings continue Tuesday, July 26.

FAIR LABOR STANDARDS AMENDMENTS

Committee on Education and Labor: Met and ordered reported favorably to the House H.R. 3744 as amended, Fair Labor Standards Amendments of 1977.

FEDERAL EMPLOYEES' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health, and Safety continued oversight hearings on the Federal Employees' Compensation Act. Testimony was heard from James Conway, Senior Assistant Postmaster General; Larry Hackler, Safety Director, Norfolk Navy Yard; and James L. Smith, Director, Industrial Relations, Charleston Navy Yard.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued oversight hearings on H.R. 15, Elementary and Secondary Education Act. Testimony was heard from officials of Office of Education.

Hearings continue tomorrow.

NATIONAL ENERGY ACT

Ad Hoc Committee on Energy: Met for an overview summation of actions by the Standing Committees on H.R. 6831, National Energy Act.

LEGISLATIVE BRANCH DISCLOSURE ACT

Select Committee on Ethics: Met and ordered reported favorably to the House H.R. 7401 as amended, Legislative Branch Disclosure Act of 1977.

AFDC PROGRAM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources held a hearing on the Aid to Families with Dependent Children (AFDC) program. Testimony was heard from Dr. Robert J. Lampman, Professor of Economics, University of Wisconsin; Dr. Sar A. Bevitan, Director, Center for Social Policy Studies, George Washington University; and Dr. Alice M. Rivlin, Director, Congressional Budget Office.

Hearings continue Thursday, July 21.

PRINTING AUTHORIZATIONS—COMMITTEE BUSINESS

Committee on House Administration: Met and ordered reported favorably to the House the following resolutions:

H. Res. 490, to provide for the printing of House Report 94-1688 and House Report 94-1757;

H. Res. 608, providing for the printing of the final report of the American Indian Policy Review Commission;

H. Res. 654, authorizing the printing as a House document of a certain committee print of the Subcommittee on the City of the Committee on Banking, Finance and Urban Affairs;

H. Con. Res. 241, providing for the printing of 100,000 additional copies of the subcommittee print of the Subcommittee on Consumer Affairs of the Committee on Banking, Finance and Urban Affairs entitled "Give Yourself Credit: Guide to Consumer Credit Laws";

H. Con. Res. 204, to authorize the printing of a revised edition of "Our Flag" as a House document;

H. Con. Res. 205 as amended, to authorize the printing of a revised edition of "Our American Government" as a House document;

H. Con. Res. 263, providing for the printing of three thousand additional copies of the report by the Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition of the Committee on Agriculture entitled "The Role of the Federal Government in Nutrition Education";

H. Res. 661, providing for two additional positions on the Capitol Police; and

H. Res. 687, providing for district office space for Members of the House of Representatives.

ALASKA NATIONAL FORESTS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands met for briefing by the U.S. Forest Service on statistical information and management practices and plans in the Tongass and Chugach National Forests in Alaska.

ALASKA PIPELINE EXPLOSION

Committee on Interior and Insular Affairs: Subcommittee on Special Investigations met for briefing on the explosion and fire at Pump Station No. 8 of the Trans-Alaska Pipeline.

VIETNAM NEGOTIATIONS

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held a hearing on Vietnam negotiations: U.S. aid. Testimony was heard from former Secretary of State Henry A. Kissinger.

SALE OF AIRCRAFT TO IRAN

Committee on International Relations: Subcommittees on International Security and Scientific Affairs and on Europe and the Middle East held a joint executive hearing on the prospective sale of aircraft to Iran. Testimony was heard from Richard Gutmann, Director, Procurement and Systems Acquisitions Division, GAO.

Hearings continue Thursday, July 21.

HUMAN RIGHTS IN EAST TIMOR

Committee on International Relations: Subcommittee on International Organizations held a hearing on human rights in East Timor. Testimony was heard from George M. Aldrich, Deputy Legal Advisor, Department of State; and public witnesses.

OPIC PROGRAMS

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on Overseas Private Investment Corporation programs extension and revision. Testimony was heard from Representative Solarz; and public witnesses.

Hearings continue tomorrow.

CONRAIL AND AMTRAK DERAILMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce continued oversight hearings on Conrail and Amtrak derailments in the Northeast corridor. Testimony was heard from Representatives Patten and Simon; John Sullivan, Federal Railroad Administration, DOT; Edward Jordan, President, Conrail; James Martin, Association of American Railroads; William Barwiss, Michigan Department of Transportation; and William C. Jennings, consultant on regulatory procedures.

BANKRUPTCIES

Committee on the Judiciary: Met and ordered reported favorably to the House H.R. 8200 as amended, to establish a uniform law on the subject of bankruptcies; and acted on private immigration bills.

MERCHANT MARINE ACT AMENDMENT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 7278, to amend Section 510 of the Merchant Marine Act, 1936. Testimony was heard from representatives of the Departments of Commerce and Defense and Waterman Steamship Corporation.

DEEP SEABED HARD MINERALS ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography met and approved for full committee action H.R. 3350, as amended, Deep Seabed Hard Minerals Act.

POSTAL SERVICE ACT

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services began hearings on H.R. 7700, Postal Service Act, with testimony from public witnesses.

Hearings continue Thursday, July 21.

OVERSEAS TEACHERS' ALLOWANCES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 3698, relating to overseas teachers' allowances. Testimony was heard from representatives of American Federation of Teachers; The Half-Dac Committee; Department of Defense; and Barbara Henry, overseas teacher.

FEDERAL CONTRACTING OUT PRACTICES

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization continued oversight hearings on contracting out practices of the Federal Government. Testimony was heard from Representative Dodd and public witnesses.

TOXIC AND HAZARDOUS CHEMICALS

Committee on Public Works and Transportation: Subcommittee on Investigations and Review held an oversight hearing on the regulation and monitoring of toxic and hazardous chemicals under the Federal Water Pollution Control Act. Testimony was heard from a

panel of spokesmen from local communities along the Ohio River.

Hearings continue tomorrow.

NAVIGATION DEVELOPMENT ACT

Committee on Public Works and Transportation: Subcommittee on Water Resources met and approved for full committee action H.R. 8309 amended, Navigation Development Act.

BLACK LUNG BENEFITS REFORM ACT

Committee on Rules: Held a hearing but postponed further action pending testimony from Chairman Perkins of the Committee on Education and Labor on H.R. 4544, Black Lung Benefits Reform Act of 1977. Testimony was heard from Representatives Murtha, Rahall and Sarasin. A statement for the record was submitted by Representative Dent.

SELECT COMMITTEE ON POPULATION

Committee on Rules: Ordered reported favorably to the House H. Res. 70 amended, to establish a Select Committee on Population.

PRODUCT LIABILITY

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities continued hearings on product liability. Testimony was heard from American Trial Lawyers Association; and Anita Johnson, Public Citizens.

NATIONAL ACADEMY OF SCIENCES REPORT

Committee on Veterans' Affairs: Subcommittee on Medical Facilities and Benefits held a hearing on the National Academy of Sciences report with testimony from representatives of veterans' organizations.

Hearings continue tomorrow.

RURAL HEALTH CLINIC SERVICES—
RENAL DISEASE PROGRAM

Committee on Ways and Means: Subcommittee on Health met and approved for full committee action clean bills in lieu of:

H.R. 2504, to provide payment for rural health clinic services; and

H.R. 3112, to make improvements in the end stage renal disease program presently authorized under section 226 of the Social Security Act.

PRESIDENT'S SOCIAL SECURITY PROPOSALS

Committtee on Ways and Means: Subcommittee on Social Security continued hearings on the President's social security proposals. Testimony was heard from Senators Goldwater, Stone and Bumpers; Representatives Traxler and Grassley; and public witnesses.

Hearings continue tomorrow.

CUSTOMS PROCEDURAL REFORM

Committee on Ways and Means: Subcommittee on Trade held a hearing on Customs procedural reform. Testimony was heard from Under Secretary of Treasury Bette Anderson; Robert E. Chasen, Commissioner of Customs; Shirley Kallek, Bureau of Census; Arthur Garel, Bureau of Resource and Trade Assistance; Representatives Horton, de la Garza and Steed; and public witnesses.

Hearings continue tomorrow.

TEAMSTERS' PENSION FUND INVESTIGATIONS

Committee on Ways and Means: Subcommittee on Oversight held a hearing on teamsters' Central States pension fund investigations. Testimony was heard from Secretary of Labor Marshall; Assistant Commissioner of IRS Lurie; Charles Miriani, director, Chicago District, IRS; and Edwin Trainor, Regional Commissioner, Midwest Region, IRS.

Joint Committee Meetings

TAX POLICY

Joint Economic Committee: Subcommittee on Economic Growth resumed oversight hearings on Federal income tax policies, receiving testimony from Professor Michael J. Boskin, Stanford University, Palo Alto, California; Professor Charles E. McLure, Rice University, Houston; Joseph D. Pechman, Brookings Institution, Washington, D.C.; and Walter Stults and Herbert Krasnow, National Association of Small Business Investment Companies, Washington, D.C.

Hearings were recessed subject to call.

INTERNATIONAL FINANCIAL INSTITUTIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 5262, providing for increased U.S. participation in certain international banks.

CLEAN AIR ACT

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 6161, proposed Clean Air Act Amendments, but did not complete action thereon and recessed subject to call.

LABOR-HEW APPROPRIATIONS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 7555, making appropriations for the Departments of Labor and Health, Education, and Welfare for fiscal year 1978, but did not complete action thereon and will meet again tomorrow.

Wednesday, July 20, 1977

Senate

Chamber Action

Routine Proceedings, pages 23965–24008.

Bills Introduced: Five bills and four resolutions were introduced, as follows: S. 1897–1901; S.J. Res. 75; S. Con. Res. 39 and 40; and S. Res. 226.

Pages 23988, 24004–24006

Bills Reported: Reports were made as follows:

H.R. 5864, to approve, with modifications, certain amendments to the Federal Rules of Criminal Procedure proposed by the Supreme Court, and to disapprove other such amendments, with an amendment (S. Rept. 95-354);

S. Res. 184, to amend Senate rule XV so as to dispense with the reading requirement of amendments when called up if they have been printed and are available to Members at their desks (without written report);

S. Res. 185, to amend Senate rule III to make in order a motion to suspend the reading of the Journal without debate if and when it cannot be done by unanimous consent (without written report);

S. Res. 186, to amend Senate rule XXVII to make in order a motion to waive the reading of a conference report when presented for consideration if such report is in printed form and available to Members at their desks (without written report);

S. Res. 226, embodying provisions of S. Res. 184, 185, and 186, described above (without written report).

Bills Passed: Page 24004

Enrollment Correction: Senate agreed to S. Con. Res. 39, authorizing corrections in the enrollment of H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations. Page 23988

Educational Institutions Energy Costs: Senate passed with amendments of the Committees on Energy and Natural Resources and Human Resources S. 701, authorizing funds to assist educational institutions and non-profit hospitals in meeting emergency energy costs. Pages 23998–24002

Wilderness Preservation: Senate passed with committee amendment S. 658, to designate certain lands in Oregon for inclusion in the National Wilderness Preservation System. Pages 24002–24003

Enrollment Correction: Senate agreed to H. Con. Res. 291, authorizing corrections in the enrollment of H.R. 6138, to provide employment and training opportunities for youth. Page 24007

U.S. Capitol Grounds: Senate passed S. 1859, incorporating into the Capitol Grounds certain city streets. Page 24007

Surface Mining: By 85 yeas to 8 nays, Senate agreed to the conference report on H.R. 2, to establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations, after rejecting, by 43 yeas to 53 nays, Bumpers motion to recommit the report to committee of conference with instruction to reconsider the issue of surface owner protection as contained in Section 714; and to take no action on such issue until a new motion thereon has been made and agreed to.

This action clears the measure for consideration of the House. Pages 23967–23988

DOT Appropriations: Senate agreed to conference report on H.R. 7557, making appropriations for the Department of Transportation for fiscal year 1978. Senate agreed to House amendments to Senate amendments Nos. 12, 34, and 39, thus clearing the measure for the President. Pages 23989–23944

Military Construction Authorizations: Senate agreed to conference report on S. 1474, authorizing funds for construction at certain military installations for fiscal year 1978, thus clearing the measure for the President. Pages 23991–23994

Saline Water Conversion: Senate agreed to conference report on H.R. 4746, authorizing funds for saline water conversion program and for other water research programs for fiscal years 1978 and 1979, thus clearing the measure for the President. Pages 23996–23998

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees.

Also, S. 2, so-called sunset bill, was taken from the Calendar and referred to Committee on Rules and Administration. Pages 23995, 24004

Message From the House: Pages 24003–24004

Amendments Submitted for Printing: Page 24006

Statements on Introduced Bills: Pages 24008–24022

Additional Statements: Pages 24022–24041

Unanimous Consent Agreements: By unanimous consent it was agreed that at the conclusion of special orders on Thursday, July 21, Senate will proceed to consider S. 1538, to provide reform in Black Lung Benefits Program, with time limitation for debate thereon of 2 hours; 2 hours on an amendment to be offered by Senator Javits; 1 hour on any other amendments; 30 minutes on amendments in the second degree; with action to be completed prior to the close of business that day; Pages 24007–24008

When Senate proceeds to consider Treaty Between U.S. and Mexico on Execution of Penal Sentences (Ex. D, 95th Cong. 1st sess.), debate thereon be limited to 4 hours; and Page 23995

At the conclusion of any special orders on Monday, July 25, Senate will proceed to consider S. Res. 206, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 926, to provide for public financing of primary and general elections for the U.S. Senate, with time limitation for debate on such resolution of 1 hour, following disposition of which Senate will proceed to consider S. 926, with no motion to invoke cloture to be offered prior to Wednesday, July 27. Pages 23995–23996

Nominations: Senate received the following nominations:

James B. King, of Massachusetts, to be a Member of the National Transportation Safety Board; and

Robert O. Harris, of the District of Columbia, to be a Member of the National Mediation Board.

Page 24008

Record Votes: Two record votes were taken today. Pages 23985–23986, 23988

Recess: Senate met at 11 a.m. and recessed at 6:04 p.m. Page 24008

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nominations of Ray V. Fitzgerald, of South Dakota, to be a Member of the Commodity Credit Corporation, and Sarah Weddington, of Texas, to be General Counsel of the Department of Agriculture, after the nominees testified and answered questions on their own behalf.

ARMED FORCES UNIONIZATION

Committee on Armed Services: Committee continued hearings on legislation relating to unionization of the armed forces (S. 274, and 997), receiving testimony from C. A. McKinney, Noncommissioned Officers Association of the USA; William Rogers, American Legion; and Donald H. Schwab, Veterans of Foreign Wars, all of Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Armed Services: Committee approved the following nominations:

Walter B. LaBerge, of Virginia, to be Under Secretary of the Army;

Hans M. Mark, of California, to be Under Secretary of the Air Force;

Antonia H. Chayes, of Massachusetts, to be an Assistant Secretary of the Air Force; and

One hundred and eighty-four nominations in the Army, Navy, Air Force, and Marine Corps.

ENERGY CONSERVATION

Committee on Banking, Housing, and Urban Affairs: Committee agreed to recommend to the Committee on Energy and Natural Resources that it adopt provisions of H.R. 7893, concerning weatherization of dwelling units.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee continued hearings in preparation for reporting the second concurrent resolution on the Congressional budget for fiscal year 1978, receiving testimony from Dr. Alice M. Rivlin, Director, Congressional Budget Office.

Hearings continue tomorrow.

NO-FAULT AUTO INSURANCE

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 1381, setting standards for State no-fault benefit plans to compensate motor vehicle accident victims, after receiving testimony from Donald P. McHugh and Herman Brandau, both of the State Farm Mutual Insurance Company, Bloomington, Illinois; Elmer P. Simon, Frankenmuth Mutual Insurance, Frankenmuth, Michigan; Gustav J. Lehr, Mutual Insurance Company, Columbia, Missouri; Ben Nelson, Central National Insurance Group of Omaha, Nebraska; Robert Rowe, League Insurance Group, Detroit; William F. Huffman, Independent Insurance Agents of America, Inc., Washington, D.C.; Marvin L. Pearce, Professional Insurance Agents, Washington, D.C.; Andre Maisonpierre, Alliance of American Insurers, Washington, D.C.; Arthur C. Nertz, National Association of Independent Insurers, Washington, D.C.; T. Lawrence Jones, American Insurance Association, Washington, D.C.; State Senator John Forbes, Florida, representing the National Conference of State Legislatures, Washington, D.C.; Daniel J. Ryan, accompanied by John J. Kircher, Henry Burnett, Phillip W. Knight, and Richard Galiher, all of The Defense Research Institute, Inc., Milwaukee, Wisconsin.

COAL UTILIZATION

Committee on Energy and Natural Resources: Committee continued markup of S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations, but did not complete action thereon and will meet again tomorrow to consider this and other committee business.

WATER POLLUTION

Committee on Environment and Public Works: Committee continued markup of proposed legislation to amend the Federal Water Pollution Control Program, but did not complete action thereon and will meet again tomorrow.

ENDANGERED SPECIES

Committee on Environment and Public Works: Subcommittee on Resource Protection began oversight hearings on the Endangered Species Act of 1973 (P.L. 93–205), receiving testimony from Representatives Duncan, Beard, and Bond; Charles Warren, Chairman, Council on Environmental Quality; Robert L. Herbst, Assistant Secretary for Fish, Wildlife and Parks, and Dr. James Williams, Staff Biologist, U.S. Fish and Wildlife Service, both of the Department of the Interior; Jack W. Gehringer, Deputy Director, and Dr. Bruce Collett, Assistant Director, Systematics Laboratory, both of the National Marine Fisheries Service, Department of Commerce; Dr. Edward Raney, Cornell University, Ithaca, New York; Dr. Steven Edwards, Systematics Collections, Lawrence, Kansas, and Dr. Robert Jenkins, Nature Conservancy, Washington, D.C.

Hearings continue tomorrow.

PUBLIC ASSISTANCE

Committee on Finance: Subcommittee on Public Assistance continued hearings on H.R. 7200, to improve the supplemental security income benefits program, and child welfare services and social services, receiving testimony from Senator Bellmon; Henry A. Freedman, Center on Social Welfare Policy and Law, accompanied by Robert Reed, Michigan Legal Services, both of Detroit; Michael Weinberg, Kansas Association of Licensed Private Child Care Agencies; Dr. Ian A. Morrison, New York City, on behalf of the National Association of Homes for Children; Dorothy M. Forney, National Welfare Fraud Association, Washington, D.C.; Mathew H. Ahmann, National Conference of Catholic Charities, Washington, D.C.; Dee Everitt, National Association for Retarded Citizens, Washington, D.C.; Robert B. Carleson, Robert B. Carleson and Associates, Washington, D.C.; Blanche Bernstein, New York City Department of Social Services; Peter Forsythe, Edna McConnell Clark Foundation; Gilbert Steiner, The Brookings Institute, Washington, D.C.; Robert L. Woodson, American Enterprise Institute, Washington, D.C.; Wayne E. Dixon and Charles F. McDermott, Social and Rehabilitative Services, both of Oklahoma City.

Hearings were adjourned subject to call.

TREATIES

Committee on Foreign Relations: Committee held hearings on a protocol and treaties as follows:

Convention with the Republic of the Philippines (Exec. C. 95th Cong., 1st sess.), receiving testimony from Laurence N. Woodworth, Assistant Secretary for Tax Policy, accompanied by Charles I. Kingson, International Tax Counsel, both of the Department of the Treasury;

Tax Convention with the United Kingdom (Exec. K, 94th Cong. 2d sess.), receiving testimony from Senator Hayakawa; Kenneth Cory, Controller, State of California, Sacramento; Sterling Gallagher, Commissioner, Department of Revenue, State of Alaska; Theodore W. deLooze, Chief Tax Counsel, Oregon Department of Justice, Salem; Robert M. Norris, President, National Trade Council, New York City; Ernest S. Christian, Jr., on behalf of the Committee on State Taxation, Council of State Chambers of Commerce, Washington, D.C.; John S. Nolan, on behalf of the British National Committee of the International Chamber of Commerce and the Confederation of British Industry, Washington, D.C.; Ernest I. Reveal, R. T. French Co., Rochester, New York; Valentine Brookes, on behalf of EMI-Capitol Records, Inc., San Francisco; Charles M. Walker, Los Angeles; Andrew W. Gotelli, on behalf of California Council for International Trade, San Francisco; Carl A. Stutsman, Jr., on behalf of Los Angeles Area Chamber of Commerce, Los Angeles; Paul Berger, on behalf of the Screen Actors Guild, Beverly Hills; William D. McKee, on behalf of the Committee on Foreign Banks in Support of the US–UK Income Tax Treaty, San Francisco; and Bruce K. Denebeim, The Chartered Bank of London, San Francisco;

Protocol to the Tax Convention with the United Kingdom (Exec. Q, 94th Cong. 2d sess.), receiving testimony from Senator Hayakawa; Messrs. Cory; Gallagher; deLooze; Norris; Christian; Nolan; Reveal; Walker; Gotelli; Stutsman; Berger; McKee; Denebeim; and Ms. Brookes.

Hearings were adjourned subject to call.

MEDICAL TECHNOLOGY

Committee on Human Resources: Subcommittee on Health and Scientific Research held hearings on the role of the biomedical research community in evaluating the safety and efficacy of new medical procedures, receiving testimony from Dr. Julius Richmond, Assistant Secretary for Health, who was accompanied by several associates, all of the Department of Health, Education, and Welfare; Dr. Howard Hiatt, Harvard School of Public Health, Cambridge; Dr. David Rogers, Robert Wood Johnson Foundation, Princeton, N.J.; and Dr. Paul Marks, Columbia University, New York City.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following measures:

H.R. 5864, to approve, with modifications, certain amendments to the Federal Rules of Criminal Procedure proposed by the Supreme Court, and to disapprove other amendments (the bill includes provisions concerning (a) disclosure of grand jury material; (b) the number of peremptory challenges available to the government and to the defense; (c) removal of criminal cases from State to Federal courts; (d) creation of procedures for obtaining a Federal search warrant by telephone; and (e) juries composed of 12 or fewer members);

H.R. 1765, to allow Federal Life and Casualty Company, Battle Creek, Mich., to continue to use the word "Federal" in its new name; and

The following nominations:

Edward L. Filippine, to be U.S. district judge for the eastern district of Missouri; Joseph F. Dolan, to be U.S. attorney for the district of Colorado; and Charles E. Graves, to be U.S. attorney for the district of Wyoming.

Committee indefinitely postponed action on the following 13 private immigration bills: S. 296, 333, 338, 349, 354, 402, 436, 485, 488, 589, 696, 770, and 1095;

Also, committee discussed S. 1566, to establish procedures for electronic surveillance in the area of foreign intelligence; S. 1382, to establish rational criteria for the imposition of the death penalty; and S. 1651, to prescribe standards for the use of transportation in court ordered busing cases, and agreed to hold additional hearings on S. 1651 on Thursday and Friday, July 21 and 22 at 9 a.m., 2228 Dirksen Office Building.

Prior to these actions, committee held hearings on the nominations of Mr. Filippine and T. F. Gilroy Daly, to be U.S. district judge for the district of Connecticut. Testimony on the nomination of Mr. Daley was received from Richard Bozzuto, Deputy Minority Leader, Connecticut State Senate, Hartford, and the nominees testified and answered questions on their own behalf. Senator Eagleton introduced Mr. Filippine to the committee and Senator Ribicoff introduced Mr. Daley to the committee.

PRESIDENTIAL ELECTION

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S.J. Res. 1, 8 and 18, proposing an amendment to the Constitution so as to provide for the direct popular election of the President and Vice President of the United States, receiving testimony from Senator Dole; Judith Best, State University of New York, Cortland; and J. Edward Thornton, Mobile, Alabama.

Hearings continue on Friday, July 22.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported the following measures:

S. Res. 184, to amend Senate rule XV so as to dispense with the reading requirement of amendments when called up if they have been printed and are available to all Members at their desks;

S. Res. 185, to amend Senate rule III to make in order a motion to suspend the reading of the Journal without debate if and when it cannot be done by unanimous consent;

S. Res. 186, to amend Senate rule XXVII to make in order a motion to waive the reading of a conference report when presented for consideration if that conference report is in printed form and available to all Members at their desks;

An original resolution which embodies provisions of S. Res. 184, 185, and 186, described above; and

An original resolution to print 3,500 additional copies of S. 1787, the proposed Alaska National Interest Lands Act.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee met in closed session with Stansfield Turner, Director of Central Intelligence.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 8429–8447; 2 private bills, H.R. 8448 and 8449; and 16 resolutions, H.J. Res. 550 and 551, H. Con. Res. 294–302, and H. Res. 697–701 were introduced. Pages 24167–24168

Bills Reported: Reports were filed as follows:

Conference report on H.R. 4991, National Science Foundation Authorization Act for fiscal year 1978 (H. Rept. 95–504);

Conference report on S. 1377, to extend the time for commencing actions on behalf of an Indian tribe, band, or group (H. Rept. 95–505);

Conference report on H.R. 7932, making appropriations for the Legislative Branch for fiscal year 1978 (H. Rept. 95–506); and

Conference report on H.R. 7553, making appropriations for public works for water and power development and energy research for the fiscal year ending September 30, 1978 (H. Rept. 95–507). Page 24167

Journal: By a yea-and-nay vote of 386 yeas to 12 nays, Roll No. 440, the House agreed to the Journal of Tuesday, July 19. Page 24042

Committee Election: Agreed to H. Res. 697, electing Representative Young of Missouri to the Committee on Science and Technology. Page 24042

Subcommittee To Sit: Subcommittee on Immigration, Citizenship, and International Law of the Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule on Thursday, July 21. Page 24043

Military Construction Appropriations: House disagreed to the amendments of the Senate to H.R. 7589, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1978; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives: McKay, Sikes, Murtha, Steed, Long of Maryland, Chappell, Mahon, McEwen, Regula, and Cederberg. Page 24043

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 7932, making appropriations for the Legislative Branch for fiscal year 1978. Page 24043

Water Resources Research: By a yea-and-nay vote of 401 yeas to 1 nay, Roll No. 441, the House agreed to the conference report on H.R. 4746, to extend certain authorities of the Secretary of the Interior with respect to water resources research and saline water conversion programs—clearing the measure for Senate action. Pages 24043–24045

Biomedical Research Authorization: By a yea-and-nay vote of 401 yeas to 6 nays, Roll No. 442, the House agreed to the conference report on H.R. 4975, to amend the Public Health Service Act to authorize appropriations for fiscal year 1978 for biomedical research and related programs—clearing the measure for the President. Pages 24049–24053

Agriculture: House completed all general debate and began reading for amendment on H.R. 7171, Agricultural Act of 1977; but came to no resolution thereon. Proceedings under the 5-minute rule will continue Thursday, July 21.

Pending when the Committee of the Whole rose was an amendment that seeks to set a $50,000 limit on payments for sugar.

Agreed to sundry technical amendments.

Rejected an amendment that sought to set the payment limitation on wheat, feed grains, rice and upland cotton at the current level of $20,000 through 1981 (rejected by a recorded vote of 183 ayes to 230 noes with 1 voting "present", Roll No. 444); and

An amendment that sought to prohibit non-farm corporations from receiving payments on farm production (rejected by a recorded vote of 199 ayes to 207 noes with 1 voting "present", Roll No. 445). Pages 24053–24111

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 7553, making appropriations for public works for water and power development and energy research for the fiscal year ending September 30, 1978. Page 24111

Adjournment: Adjourned at 6:56 p.m.

Committee Meetings

FOREIGN TRADE POLICY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on foreign trade policy. Testimony was heard from Representative Vanik; and Ambassador Robert Strauss, Special Representative for Trade Negotiations.

SECOND BUDGET RESOLUTION

Committee on the Budget: Continued hearings on the Second Budget Resolution for fiscal year 1978, hearing testimony from Alice Rivlin, Director, Congressional Budget Office.

Hearings continue tomorrow.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 15, Elementary and Secondary Education Act, with testimony from officials of Office of Education.

Hearings continue tomorrow.

NATIONAL ENERGY ACT

Ad Hoc Committee on Energy: Began markup of H.R. 6831, National Energy Act, and will resume tomorrow.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Accounts met for consideration of committee business.

CONSULTANT CONTRACTS

Committee on House Administration: Subcommittee on Contracts met and reviewed consultant contracts.

OPIC PROGRAMS

Committee on International Relations: Subcommittee on International Economic Policy and Trade continued hearings on H.R. 7854, 3603 and related bills, Overseas Private Investment Corporation programs extension and revision, with testimony from public witnesses.

Hearings continue tomorrow.

WESTERN EUROPE

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on Western Europe. Testimony was heard from public witnesses.

U.S.-SOUTH AFRICA RELATIONS

Committee on International Relations: Subcommittee on Africa held a hearing on U.S.-South Africa relations: Arms Embargo Implementation. Testimony was heard from William H. Lewis, Department of State; Stan Marcus, Department of Commerce; and Richard Violette, Department of Defense.

STATE OF THE JUDICIARY

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued oversight hearings on State of the Judiciary/access to justice. Testimony was heard from Professor Burt Neuborne, New York University; and Bernard Veney, executive director, National Clients' Council.

Hearings continue tomorrow.

PUBLIC DISCLOSURE OF LOBBYING ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations concluded markup of H.R. 1180, Public Disclosure of Lobbying Act, but did not take final action on the bill.

JAPANESE FISHERIES AGREEMENT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on the Governing International Fishery Agreement entered into between the United States and Japan pursuant to the Fishery Conservation and Management Act of 1976. Testimony was heard from officials of Departments of Commerce and State, and public witnesses.

OCS LANDS ACT AMENDMENTS

Ad Hoc Select Committee on Outer Continental Shelf: Continued markup of H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977, and will resume tomorrow.

NAVIGATION DEVELOPMENT ACT—
INTERSTATE HIGHWAY FUNDS

Committee on Public Works and Transportation: Met and ordered reported favorably to the House the following measures:

H.R. 8309 as amended, Navigation Development Act: and

H. Con. Res. 282, to approve the interstate cost estimate so that interstate highway funds for fiscal year 1979 can be apportioned on October 1, 1977.

TOXIC AND HAZARDOUS CHEMICALS

Committee on Public Works and Transportation: Subcommittee on Investigations and Review continued oversight hearings on the regulation and monitoring of toxic and hazardous chemicals under the Federal Water Pollution Control Act. Testimony was heard from representatives of Environmental Protection Agency; State officials from West Virginia, Indiana and Ohio River Valley Sanitary Commission; and public witnesses.

Hearings continue tomorrow.

ICC INDEPENDENT TRUCKERS

Committee on Small Business: Subcommittee on Special Small Business Problems continued hearings on the regulatory problems of the independent owner-operator in the nation's trucking industry. Testimony was heard from Robert H. Shertz, Chairman, American Trucking Association; Robert Franco, Chairman, Committee on Operating Practices; and Richard L. Few, President, Common Carrier Conference—Irregular Route.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Met for consideration of progress report on the Korean influence investigation, and other committee business, and will meet again tomorrow.

NATIONAL ACADEMY OF SCIENCES REPORT

Committee on Veterans' Affairs: Subcommittee on Medical Facilities and Benefits continued hearings on the National Academy of Sciences report with testimony from officials of the National Academy of Science.

Hearings continue tomorrow.

PRESIDENT'S SOCIAL SECURITY PROPOSALS

Committee on Ways and Means: Subcommittee on Social Security continued hearings on the President's social security proposals. Testimony was heard from representatives of AFL-CIO; National Small Business Association; National Association of Retired Federal Employees; John F. Kennedy School of Government, Harvard University; Townsend Foundation, and various other public witnesses.

Hearings continue tomorrow.

CUSTOMS PROCEDURAL REFORM

Committee on Ways and Means: Subcommittee on Trade continued hearings on Customs procedural reform with testimony from public witnesses.

ERISA ENFORCEMENT

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the enforcement policies under the Employee Retirement Income Security Act. Testimony was heard from Department witnesses.

Joint Committee Meetings

LEGISLATIVE APPROPRIATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 7932, making appropriations for the Legislative Branch for fiscal year 1978.

APPROPRIATIONS—PUBLIC WORKS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 7553, making appropriations for public works projects, for water and power development, and for energy research for fiscal year 1978.

SBA AUTHORIZATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 692, authorizing funds for fiscal year 1978 for activities of the Small Business Administration.

LABOR-HEW APPROPRIATIONS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 7555, making appropriations for the Departments of Labor and Health, Education, and Welfare for fiscal year 1978, but did not complete action thereon and recessed subject to call.

DEPARTMENT OF ENERGY

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, but did not complete action thereon and will meet again tomorrow.

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Thursday, July 21, 1977

Senate

Chamber Action

Routine Proceedings, pages 24220–24297.

Bills Introduced: Seven bills and two resolutions were introduced, as follows: S. 1902–1908; S.J. Res. 76; and S. Res. 227. Pages 24234, 24297

Bills Reported: Reports were made as follows:

H.R. 2521, to provide for the mandatory inspection of domesticated rabbits slaughtered for human consumption, with amendments, (S. Rept. 95-355);

S. 91, to require that imported tomatoes conform to packing standards imposed on domestic tomatoes under marketing orders (S. Rept. 95-356);

S. 1765, a private relief bill (S. Rept. 95-357). Page 24234

Resolution Agreed To:

Court Testimony: Senate agreed to S. Res. 227, authorizing a staff investigator of the Senate Permanent Subcommittee on Investigations to testify in the matter *United States* v. *Elko, et al.* Page 24297

Black Lung Benefits Reform: Senate reached third reading of S. 1538, proposing reform in the administration of the black lung benefits program, after taking action on amendments proposed thereto as follows:

Adopted:

(1) By 47 yeas to 45 nays, Randolph unprinted amendment No. 695, to strike provision terminating the one percent tax on coal on October 1, 1982; Page 24248

(2) Amendments of the Committee on Finance, en bloc;

(3) Ford U.P. No. 696, to require the Secretary of Labor to provide to a denied claimant specific reasons for the denial; Page 24255

(4) By 48 yeas to 42 nays, Chafee U.P. No. 698, to permit the Federal Government to read X-rays of claimants who have worked less than 25 years; Page 24256

(5) Randolph U.P. No. 699, of a technical and clarifying nature; Page 24262

Rejected:

(1) By 41 yeas to 49 nays, Chafee U.P. No. 693, seeking to delete section 105, setting forth evidence required to establish a claim, thereby reserving the right of the Federal Government to examine X-rays of the claimants; Page 24243

(2) By 42 yeas to 49 nays, Javits amendment No. 530, seeking to terminate the program after December 31, 1982; Page 24254

(3) By 22 yeas to 68 nays, Griffin U.P. No. 697, to provide that section 105 (Evidence Required) shall be effective only when the IRS Commissioner determines that it is no longer necessary to examine any tax returns certified to by a CPA. Page 24255

This measure was then returned to the Calendar and, by unanimous consent, it was agreed that when the House companion bill (H.R. 4544) is received by the Senate, it may be called up at any time, with the only motion in order to be one to strike all after the enacting clause and insert in lieu thereof language of S. 1538 as amended today. Pages 24235–24267

Youth Employment: Senate agreed to conference report on H.R. 6138, to provide employment and train-

ing opportunities for youth, and to provide for other improvements in employment and training programs, thus clearing the measure for the President.

Pages 24267–24296

Message From the House: Page 24233

Executive Communications: Page 24234

Confirmations and Nominations: Pages 24297–24305

Statements on Introduced Bills: Pages 24305–24316

Additional Statements: Pages 24316–24364

Treaty Approved: By unanimous vote of 90 yeas, two-thirds of the Senators present and voting having voted in the affirmative, Senate agreed to resolution of ratification of Treaty between the United States and Mexico on the Execution of Penal Sentences (Ex. D, 95th Cong., 1st sess.) after agreeing to a declaration thereto.

Pages 24267–24275

Confirmations: Senate confirmed the following nominations:

James J. Gillespie, to be U.S. attorney for the Eastern District of Washington;

Edward L. Filippine, to be U.S. district judge for the Eastern District of Missouri;

Joseph F. Dolan, to be U.S. attorney for the District of Colorado;

Charles E. Graves, to be U.S. attorney for the District of Wyoming;

Hans M. Mark, of California, to be Under Secretary of the Air Force;

Walter B. LaBerge, of Virginia, to be Under Secretary of the Army;

Antonia Handler Chayes, of Massachusetts, to be an Assistant Secretary of the Air Force;

Hubert T. Taylor, to be U.S. Marshal for the Northern District of West Virginia;

Thirty-one Army nominations in the rank of General; two Navy in the rank of Admiral; and seven Air Force in the rank of General; and

Numerous nominations in the Navy, Air Force, and Marine Corps. Page 24305

Nominations: Senate received the following nominations:

Peter R. Rosenblatt, of New York, to serve with the rank of Ambassador during the tenure of his service as Personal Representative of the President to conduct negotiations on the future political status of the Trust Territory of the Pacific Islands;

Alonzo L. McDonald, Jr., of Connecticut, to be Deputy Special Representative for Trade Negotiations, with the rank of Ambassador; and

Routine nominations in the Foreign Service, Army, and Navy. Pages 24297–24304

Record Votes: Six record votes were taken today.

Pages 24251, 24253, 24255, 24256, 24262, 24275

Recess: Senate met at 9:30 a.m. and recessed at 7:22 p.m. Page 24297

Committee Meetings

RURAL AREA COMMUNICATIONS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Credit and Rural Electrification held hearings on S. 1729, to permit the use of the Rural Electrification and Telephone Revolving Fund to repair and replace certain electric power and telephone lines and equipment damaged or destroyed in rural areas by natural disasters, receiving testimony from Luis Granados, Acting Deputy Administrator, Rural Electrification Administration, Department of Agriculture; Thomas Dunn, Administrator, Federal Disaster Assistance Administration; Richard Wilkerson, Colorado Rural Electric Association, Denver; Alfred Ballard, Nebraska Rural Electric Association, Lincoln; Harold Shoafe, Kansas Electric Cooperatives Inc., Topeka; Robert Partridge, National Rural Electric Cooperatives Association, Washington, D.C.; and Frederick Goss, National Telephone Cooperative Association, Washington, D.C.

Hearings were recessed subject to call.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee continued hearings in preparation for reporting the second concurrent resolution on the Congressional budget for fiscal year 1978, receiving testimony from Thomas B. Lance, Director, Office of Management and Budget; and Charles Schultze, Chairman, Council of Economic Advisors.

Committee will begin markup of this proposed resolution on Friday, July 29.

AIR TRANSPORTATION REGULATORY REFORM

Committee on Commerce, Science, and Transportation: Committee resumed discussion of regulatory reform of the air transportation industry, but did not complete action thereon and will meet again on Tuesday, July 26.

INTERNATIONAL COMMUNICATIONS

Committee on Commerce, Science and Transportation: Subcommittee on Communications concluded hearings on S. 1866, making the State of Hawaii a "domestic point" for purposes of international communications, after receiving testimony from Senator Matsunaga; William Thaler, Acting Director, and William Fishman, Assistant Director, International Communications, both of the Office of Telecommunications Policy; Walter R. Hinchman, Chief, Common Carrier Bureau, Federal Communications Commission; Earl D. Hilburn, The Western Union Telegraph Company, Upper Saddle River, N.J.; Eugene F. Murphy, RCA Global Communications, New York City; George Knapp, ITT World Communications, Inc., New York City; and Edward Gallagher, Western Union International, Inc., New York City.

COAL UTILIZATION

Committee on Energy and Natural Resources: Committee ordered favorably reported with amendments S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations.

WATER POLLUTION

Committee on Environment and Public Works: Committee continued to mark up proposed legislation to amend the Federal Water Pollution Control Program, but did not complete action thereon and will meet again tomorrow.

ENDANGERED SPECIES

Committee on Environment and Public Works: Subcommittee on Resource Protection continued oversight hearings on the Endangered Species Act of 1973 (P.L. 93-205), receiving testimony from Monte Canfield, Jr., Director, Energy and Minerals Division, General Accounting Office; Boyd Evison, Great Smoky Mountain National Park, National Park Service, Department of the Interior; Dean D. Hanson, Tellico Alternatives Study, Knoxville, Tenn.; Professor Zygmunt J. B. Platter, Wayne State University Law School, Detroit, Michigan; Hiram G. Hill, Jr., Tennessee Endangered Species Committee, Chattanooga, Tenn.; David Etnier, University of Tennessee, Knoxville; Dr. Jefferson Chapman, Tellico Archaeological Project, Knoxville; William Russell, Tennessee Citizens for Wilderness Planning, Oak Ridge; Jean Ritchey, Vonore, Tenn.; Mayor Charles Hall, Tellico Plains, Tennessee; Alfred and Beulah Davis, Lowden County, Tenn.; and Lynn Seeber, Tennessee Valley Authority.

Hearings continue tomorrow.

HEALTH CARE FINANCING

Committee on Finance: Subcommittee on Health held hearings to receive testimony from Gregory J. Ahart, Director, Human Resources Division, General Accounting Office, on the Comptroller General's report on Establishment of Health Care Financing Administration in H.E.W.

Hearings were recessed subject to call.

MEDICARE COVERAGE

Committee on Finance: Subcommittee on Health held hearings on legislative proposals to expand Medicare coverage of services provided in rural health clinics located in medically underserved areas, receiving testimony from Senators Clark and Leahy; Dr. Karen Davis, Deputy Assistant Secretary for Planning and Evaluation/Health, accompanied by Larry Gage, Assistant to the Deputy Assistant Secretary for Legislation (Health), and Dr. Ronald Klar, Deputy Director, Office for Policy Development and Planning, Office of the Assistant Secretary for Health, all of the Department of Health, Education, and Welfare; and Nancy M. Lane, Health Program Analyst, Appalachian Regional Commission.

Hearings were recessed subject to call.

TEAMSTERS PENSION FUND

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings to inquire into the present status of the Department of Labor Task Force investigation of the Teamsters Central States Pension Fund, receiving testimony from John C. Keeney, Deputy Assistant Attorney General, Criminal Division, Department of Justice; Alvin D. Lurie, Assistant Commissioner for Employee Plans and Exempt Organizations, Edwin Trainor, Regional Commissioner, Midwest, and Charles Miriani, District Director, Chicago, all of the Internal Revenue Service, Department of the Treasury.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Human Resources: Committee concluded hearings on the following nominations: Patricia Albjerg Graham, of Massachusetts, to be Director of the National Institute of Education; Earl Oliver, of Illinois, to be a Member of the Railroad Retirement Board for the remainder of the term expiring August 28, 1978; John B. Gabusi, of Arizona, Robert S. Landmann, of New Mexico, and Robert N. Smith, of Michigan, each to be an Assistant Director of the Community Services Administration; Sar A. Levitan, of the District of Columbia, to be a Member of the National Commission on Employment and Unemployment Statistics; and Mary Frances Cahill Leyland, of New York, to be an Assistant Director, John R. Lewis, of Georgia, to be an Associate Director, and Irene Tinker, of Maryland, to be an Assistant Director, all of the ACTION Agency. Testimony on the nominations of Ms. Leyland, Messrs. Lewis and Tinker was received from Samuel Winfred Brown, Jr., Director, ACTION. The following Senators and Representatives introduced nominees respectively: Senator Javits—Ms. Graham; Senator DeConcini and Representative Udall—Mr. Gabusi; Senator Riegle—Mr. Landmann; Senator Domenici—Mr. Smith; Senator Williams—Mr. Levitan; and Senators Talmadge and Nunn—Mr. Lewis.

BUSING

Committee on the Judiciary: Committee resumed hearings on S. 1651, to establish guidelines for courts in prescribing busing as a remedy in school desegregation

cases, receiving testimony from Joseph Rauh, Leadership Council on Civil Rights, Washington, D.C.; and William Taylor, Center for National Policy Review.

Hearings continue tomorrow.

RIGHT TO SUE

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly began hearings on S. 1874, to allow recovery for damages by direct or indirect purchases of goods, receiving testimony from John Shenefield, Acting Assistant Attorney General, Antitrust Division, Department of Justice; Hugh Scott, Washington, D.C.; Albert Peterson, R. Dirk Agee and Robert Vaughan, Ranchers, all of Elko, Nev.; Harold Kohn, Philadelphia; Mike Blechman, New York City; Frederick Rowe, representing the Grocery Manufacturers Association, Washington, D.C.; Eleanor Foy, New York City; and Clark Willingham, Dallas, Texas.

Hearings continue tomorrow.

TERRORISM

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures held hearings on the subject "The Terrorist and His Victim", receiving testimony from Professor H. H. A. Cooper, American University, Washington, D.C.

Hearings were recessed subject to call.

FOREIGN INTELLIGENCE SURVEILLANCE

Select Committee on Intelligence: Subcommittee on Intelligence and the Rights of Americans resumed hearings on proposal to establish procedures for electronic surveillance in the area of foreign intelligence (embodied in S. 1566), receiving testimony from Stansfield Turner, Director of Central Intelligence; Harold H. Saunders, Director, Bureau of Intelligence and Research, and Herbert J. Hansell, Legal Adviser, both of the Department of State; and Deanne C. Siemer, General Counsel, Department of Defense.

Hearings continue in closed session on Tuesday, July 26.

SMALL BUSINESS POLICY

Select Committee on Small Business: Subcommittee on Government Regulation and Small Business Advocacy resumed hearings jointly with the Economic Growth and Stabilization Subcommittee of Joint Economic Committee on S. 1726, to declare a national small business economic policy, and to provide for an ongoing program of advocacy and economic research and analysis for small business. Witnesses heard were A. Vernon Weaver, Administrator, Small Business Administration; Harold Williams, Chairman, Securities and Exchange Commission; and Frank Weil, Assistant Secretary for Domestic and International Business, Department of Commerce.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 29 public bills, H.R. 8450–8478; 4 private bills, H.R. 8479–8482; and 7 resolutions, H.J. Res. 552, H. Con. Res. 303 and 304, and H. Res. 702–705 were introduced. Pages 24465–24466

Bills Reported: Reports were filed as follows:

H.R. 1939, amended, 2758, amended, 2759, amended, and 5555, private bills (H. Rept. 95–508 to 95–511, respectively);

H. Res. 702, providing for the consideration of H.R. 4544, to amend the Federal Coal Mine Health and Safety Act to improve the black lung benefits program established under such Act (H. Rept. 95–512);

H. Res. 703, providing for the consideration of H.R. 6951, to amend the Council on Wage and Price Stability Act to extend its termination date (H. Rept. 95–513);

H.R. 3618 and 5928, amended, private bills (H. Rept. 95–514 and 95–515, respectively);

H. Res. 70, creation of a Select Committee on Population (H. Rept. 95–516);

H. Con. Res. 282, making apportionment of funds for the National System of Interstate and Defense Highways (H. Rept. 95–517);

Conference report on H.R. 6370, International Trade Commission Authorization, 1978 (H. Rept. 95–518);

S. 1372, to disestablish one of the positions of Deputy Secretary of Defense and establish an Under Secretary of Defense for Policy, amended (H. Rept. 95–519); and

Conference report on H.R. 7558, making appropriations for Agriculture and related programs for fiscal year 1978 (H. Rept. 95–520). Pages 24464–24465

Subcommittee To Sit: Subcommittee on National Parks and Insular Affairs of the Committee on Interior and Insular Affairs received permission to sit during proceedings under the 5-minute rule of the House today. Page 24365

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 7558, making appropriations for Agriculture and related programs for fiscal year 1978. Page 24365

Defense Appropriations: House disagreed to the amendments of the Senate to H.R. 7933, making appropriations for the Department of Defense for fiscal year 1978; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Mahon, Sikes, Flood, Addabbo, McFall, Flynt, Giaimo, Chappell, Burlison of Missouri, Edwards of Alabama, Robinson, Kemp, and Cederberg. By a yea-and-nay vote of 376 yeas, Roll No. 446, agreed to a motion that the conference be closed to the public at times that classified national security information is under consideration. Pages 24365–24367

Maritime Programs: House insisted on its amendment to S. 1019, to authorize appropriations for fiscal year 1978 for certain maritime programs of the Department of Commerce; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Murphy, Biaggi, Metcalfe, Zeferetti, Mikulski, Ruppe, and McCloskey. Page 24367

Outer Continental Shelf: Objection was heard to a request that the Ad Hoc Select Committee on the Outer Continental Shelf be permitted to sit during proceedings under the 5-minute rule of the House today. Page 24367

International Development and Food Assistance Act: By a yea-and-nay vote of 254 yeas to 158 nays, Roll No. 447, the House agreed to the conference report on H.R. 6714, International Development and Food Assistance Act of 1977; clearing the measure for Senate action. Pages 24367–24371

International Security Assistance Act: By a yea-and-nay vote of 262 yeas to 147 nays, Roll No. 448, the House agreed to the conference report on H.R. 6884, International Security Assistance Act of 1977; clearing the measure for Senate action. Pages 24372–24377

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 7589, making appropriations for military construction for fiscal year 1978. Page 24377

Agriculture: House continued consideration of H.R. 7171, Agriculture Act of 1977; but came to no resolution thereon. Further consideration is scheduled for Friday, July 22.

While in the Committee of the Whole, took the following action:

Agreed to:

An amendment that increases levels of target price of wheat from $2.65 to $2.90 per bushel for the 1977 crop;

An amendment that makes the new disaster payments program for corn and wheat applicable to the 1977 crop;

An amendment that authorizes the Secretary of Agriculture to lower loan levels when necessary to preserve world markets for U.S. wheat and corn;

An amendment provides base target prices for feed grains, especially barley and grain sorghum, on costs of production, rather than on their feeding value relation to corn, wheat, and feed grains;

An amendment that limits disaster payment programs for 2 years instead of 4;

An amendment designed to give flexibility to the USDA in determining acreage allotments; and

An amendment that increases levels of target price on corn from $1.75 to $2 a bushel for the 1977 crop.

Rejected:

An amendment that sought to set a $50,000 limit on payments for sugar which a "person" may receive;

A substitute for the previous amendment that sought to set a $50,000 limit on payments for sugar which a "producer" may receive (rejected by a recorded vote of 167 ayes to 241 noes, Roll No. 449);

An amendment that would require recipients of subsidy payments to supply detailed information to the USDA for use in shaping future farm programs;

An amendment that sought to limit the amount of Commodity Credit Corporation loans to individuals to $100,000 in one year; and

An amendment that sought to strike out the Critical Lands Resources Conservation Program and terminate the Beekeeper Indemnity Program by December 31, 1977. Pages 24377–24419

Subcommittee To Sit: Subcommittee on Immigration, Citizenship and International Law received permission to sit during proceedings under the 5-minute rule of the House on Friday, July 22. Page 24419

Surface Mining: By a yea-and-nay vote of 325 yeas to 68 nays, with 1 voting "present", Roll No. 450, the House agreed to the conference report on H.R. 2, Surface Mining Control and Reclamation Act of 1977; clearing the measure for the President.

Agreed to S. Con. Res. 39, authorizing technical corrections in the enrollment of H.R. 2. Pages 24419–24430

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 24464

Adjournment: Adjourned at 6:31 p.m.

Committee Meetings

HYPERTENSION AMONG THE ELDERLY

Select Committee on Aging: Subcommittee on Health and Long Term Care held a hearing on hypertension among the elderly. Testimony was heard from representatives of National Institutes of Health; National Center for Health Statistics; Health Services Administration, HEW; Southern Health Foundation, TAMPA; South Carolina Department of Health and Environmental Control; and public witnesses.

CRUISE MISSILE SUPPLEMENTAL REQUEST

Committee on Armed Services: Held a hearing on the supplemental authorization request for the cruise missile and related items incident to the proposed cancellation of the B–1 procurement. Testimony was heard from William J. Perry, Director, Defense Research and Engineering.

COMMITTEE BUSINESS

Select Committee on Assassinations: Subcommittee on the Assassination of John F. Kennedy met on committee business.

SECOND BUDGET RESOLUTION

Committee on the Budget: Continued hearings on the second budget resolution for fiscal year 1978 with testimony from economists Walter H. Heller and Alan Greenspan.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 15 with further testimony from officials of Office of Education, HEW.

Hearings continue Tuesday, July 26.

ECONOMIC OPPORTUNITY AND COMMUNITY SERVICES AMENDMENTS

Committee on Education and Labor: Subcommittee on Economic Opportunity held a hearing on H.R. 7577 and 1988, Economic Opportunity and Community Services Amendments of 1977. Testimony was heard from Dr. Grace Olivarez, Director, Community Services Administration; Ernest G. Green, Assistant Secretary for Employment and Training, Department of Labor; Representative Collins of Illinois; and State officials from North Carolina and Kentucky.

Hearings continue tomorrow.

NATIONAL ENERGY ACT

Ad Hoc Committee on Energy: Continued markup of H.R. 6831, National Energy Act, and will resume tomorrow.

AFDC PROGRAM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on the Aid to Families with Dependent Children (AFDC) program. Testimony was heard from Dr. Blanche Bernstein, Deputy Commissioner, New York State Department of Social Services; and representatives of Center on Social Welfare Policy and Law; The Brookings Institution; and Mathematica Policy Research, Inc.

Hearings continue Tuesday, July 26.

FBI INTERNAL INVESTIGATION POLICIES

Committee on Government Operations: Subcommittee on Government Information and Individual Rights continued hearings on the GAO report on FBI internal investigation policies. Testimony was heard from Victor Lowe, General Accounting Office.

NATO'S WEAPON SYSTEMS

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on NATO's standardization and interoperability of weapon systems. Testimony was heard from Charles W. Duncan, Deputy Secretary of Defense; and public witnesses.

REDWOOD NATIONAL PARK

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs continued markup of H.R. 3813, Redwood National Park expansion, and will resume on Tuesday, July 26.

ALASKA D-2 LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands held an oversight hearing on delays in transferring lands to Alaska's natives. Testimony was heard from Assistant Secretary of Interior Martin, and representatives of Alaska Native regional corporations.

Hearings continue tomorrow.

DIPLOMATIC RELATIONS ACT

Committee on International Relations: Met and ordered reported favorably to the House H.R. 7819, Diplomatic Relations Act.

SALE OF AIRCRAFT TO IRAN

Committee on International Relations: Subcommittees on International Security and Scientific Affairs and on Europe and the Middle East held an executive joint hearing on prospective sale of aircraft to Iran; and H. Con. Res. 275, disapproving the proposed sale of airborne early warning aircraft to Iran. Testimony was heard from CIA Director Stansfield Turner; Alfred L. Atherton, Jr., and Leslie Gelb, Department of State; Thomas J. Hirschfeld, Arms Control and Disarmament Agency; and Erich von Marbod, Department of Defense.

RELIGIOUS PERSECUTION IN EL SALVADOR

Committee on International Relations: Subcommittee on International Organizations held a hearing on religious persecution in El Salvador. Testimony was heard from Department of State and public witnesses.

OPIC PROGRAMS

Committee on International Relations: Subcommittee on International Economic Policy and Trade continued hearings on H.R. 7854, 3603 and related bills, Overseas Private Investment Corporation programs extension and revision. Testimony was heard from public witnesses.

NO-FAULT INSURANCE

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued hearings on H.R. 6601, Standards for No-Fault Motor Vehicle Accident Benefits Act; and H.R. 2300 and related bills, National No-Fault Motor Vehicle Insurance Act. Testimony was heard from Secretary of Transportation Adams, and public witnesses.

Hearings continue tomorrow.

TV VIOLENCE

Committee on Interstate and Foreign Commerce: Subcommittee on Communications met for discussion of a report on television violence.

STATE OF THE JUDICIARY

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued oversight hearings on state of the Judiciary/access to justice. Testimony was heard from Father William Cunningham, Santa Clara Law School; and an American Bar Association panel.

EXTRATERRITORIAL CRIMINAL JURISDICTION

Committee on the Judiciary: Subcommittee on Immigration, Citizenship, and International Law held hearings on H.R. 763, Foreign Crimes Act; and H.R. 6148 and 7842, Antarctic Crimes Acts. Testimony was heard from Representatives Bennett and Milford; and representatives of Departments of Justice, Defense and State.

OCS LANDS ACT AMENDMENTS

Ad Hoc Select Committee on Outer Continental Shelf: Continued markup of H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977, and will resume tomorrow.

POSTAL SERVICE ACT

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services continued hearings on H.R. 7700, Postal Service Act of 1977. Testimony was heard from Representatives Alexander, Smith of Nebraska, Baldus, Simon, and Hughes; and representatives of American Legion Magazine; United Parcel Service; APWU and NALC.

Hearings continue tomorrow.

FEDERAL EMPLOYEES RIGHT TO COUNSEL

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on H.R. 3793, providing right to representation for Federal employees under investigation. Testimony was heard from Frederick Kistler, Civil Service Commission; and representatives of National Treasury Employees Union; National Association of Government Employees; and National Federation of Federal Employees.

TOXIC AND HAZARDOUS CHEMICALS

Committee on Public Works and Transportation: Subcommittee on Investigations and Review continued oversight hearings on the regulation and monitoring of toxic and hazardous chemicals under the Federal Water Pollution Control Act. Testimony was heard from a scientific and health effects panel; and Thomas C. Jorling, Assistant Administrator for Water and Hazardous Substances, EPA.

Hearings continue Wednesday, July 27.

ESTABLISH SELECT COMMITTEE ON POPULATION

Committee on Rules: The Committee reconsidered the vote of July 19, 1977, whereby it had ordered reported to the House, and by a voice vote ordered the resolution reported with an amendment in the nature of a substitute on H. Res. 70, to establish a Select Committee on Population.

BLACK LUNG BENEFITS REFORM ACT

Committee on Rules: Granted an open rule providing two hours of general debate; waiving all points of order against the consideration of the bill for failure to comply with section 401(b)(1) of the Congressional Budget Act, making the committee amendment in order as an original bill for the purpose of amendment; waiving all points of order against the amendment for failure to comply with clause 5 of Rule XXI, clause 7 of Rule XVI and section 401(b)(1) of the Congressional Budget Act of 1974 and providing one motion to recommit with or without instructions on H.R. 4544, Black Lung Benefits Reform Act of 1977. Testimony was heard from Chairman Perkins.

COUNCIL ON WAGE AND PRICE STABILITY

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 6951, Council on Wage and Price Stability Extension. Testimony was heard from Representatives Moorhead of Pennsylvania, and Stanton.

MARINE MAMMAL PROTECTION ACT

Committee on Rules: Granted an open rule providing one hour of general debate; waiving all points of order against the consideration of the bill for failure to comply with section 402(a) of the Congressional Budget Act, and making it in order to consider S. 1522, section 402(a) of the Congressional Budget Act of 1974 to the contrary notwithstanding and amend S. 1522 with the provisions of H.R. 4740 as passed by the House, Marine Mammal Protection Act of 1972 authorization. Testimony was heard from and statements for the record were submitted by Representatives Leggett and Forsythe.

CRIME RESEARCH AND DEVELOPMENT

Committee on Science and Technology: Subcommittee on DISPAC held a hearing on crime research and development. Testimony was heard from Deputy Attorney General Peter Flaherty; Paul Nejelski, Department of

Justice; and a representative of National Institute of Law Enforcement and Criminal Justice.

FOSSIL FUEL CYCLE

Committee on Science and Technology: Subcommittee on Environment and Atmosphere held an oversight hearing on Fossil Fuel Cycle, environment and safety aspects. Testimony was heard from Dr. Alvin Weinberg, Institute for Energy Analysis, Oakridge, Tenn.; Professor Irwin White, University of Oklahoma; and Professor Dennis Knight, University of Wyoming.

NASA SEASAT PROGRAM COST

Committee on Science and Technology: Subcommittee on Space Science and Applications held a hearing on NASA SEASAT program cost, hearing testimony from Bradford Johnson, Associate Administrator for Applications, NASA.

MOVIE RATINGS

Committee on Small Business: Subcommittee on Special Small Business Problems continued hearings on movie ratings and the independent producer. Testimony was heard from Richard Heffner, Chairman, MPAA's Code and Rating Administration; and Jack Valenti, MPAA.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Met and voted unanimously to engage Leon Jaworski as special counsel and adopted a "memorandum of understanding" outlining the scope and authority of the special counsel. The committee then went into executive session for a progress report on the Korean investigation.

EDUCATIONAL ASSISTANCE INCREASE

Committee on Veterans' Affairs: Subcommittee on Education and Training met and approved for full committee action H.R. 8386, to increase the rates of vocational rehabilitation, education assistance and special training allowance paid to eligible veterans and persons, and to make improvements in the educational assistance programs.

NATIONAL ACADEMY OF SCIENCES REPORT

Committee on Veterans' Affairs: Subcommittee on Medical Facilities and Benefits continued hearings on the National Academy of Sciences report with testimony from officials of the National Academy of Science.

WATERWAYS USER TAX

Committee on Ways and Means: Began hearings on user tax for inland waterways of the U.S. Testimony was heard from Secretary of Transportation Adams; Laurence Woodworth, Treasury Department; Representatives Alexander, Bedell, Edgar, Leach, Volkmer and Walgren; and public witnesses.

Hearings continue tomorrow.

PRESIDENT'S SOCIAL SECURITY PROPOSALS

Committee on Ways and Means: Subcommittee on Social Security continued hearings on the President's social security proposals with testimony from Representatives Keys and Fraser, and public witnesses.

Hearings continue tomorrow.

CUSTOMS PROCEDURAL REFORM

Committee on Ways and Means: Subcommittee on Trade continued hearings on Customs procedural reform. Testimony was heard from Under Secretary of Interior Joseph; Delegate from Virgin Islands de Lugo; representatives of the Government of the Virgin Islands; and public witnesses.

Hearings continue tomorrow.

Joint Committee Meetings

AGRICULTURE APPROPRIATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 7558, making appropriations for fiscal year 1978 for the Department of Agriculture.

FOREIGN RELATIONS AUTHORIZATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 6689, proposed Foreign Relations Authorizations Act of fiscal year 1978.

DEPARTMENT OF ENERGY

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, but did not complete action thereon and will meet again tomorrow.

MILITARY CONSTRUCTION—APPROPRIATIONS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 7589, making appropriations for construction at certain military installations, but did not complete action thereon and recessed subject to call.

Friday, July 22, 1977

Senate

Chamber Action

Routine Proceedings, pages 24505–24523

Bills Introduced: Four bills and one resolution were introduced, as follows: S. 1909–1912; and S. Res. 228. Page 24506

Bills Reported: Reports were made as follows:

S. Res. 217, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of H.R. 6550, authorizing funds through fiscal year 1982 for trust territories of the United States (S. Rept. 95–358);

S. 1217, to establish guidelines for regulating research of recombinant DNA, with an amendment together with supplemental views, (S. Rept. 95–359);

S. 705, to amend the Public Health Service Act to revise and strengthen the program to regulate clinical laboratories, with amendments (S. Rept. 95–360);

S. Res. 228, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations (without written report) (referred to Committee on the Budget); and

S. Res. 229, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1217 (listed above) (without written report) (Referred to Committee on the Budget). Page 24506

Bills Passed:

Budget Act Waiver: Senate agreed to S. Res. 217, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of H.R. 6550, authorizing funds through fiscal year 1982 for trust territories of the United States. Page 24505

Magistrates' Jurisdiction: Senate passed with committee amendment S. 1613, to improve access to the Federal courts by enlarging the civil and criminal jurisdiction of United States magistrates. Pages 24507–24512

HUD Appropriations: Senate considered briefly conference report on H.R. 7554, making appropriations for the Department of Housing and Urban Development and for sundry independent agencies for fiscal year 1978. Pages 24512–24519

International Development Assistance: Senate agreed to the conference report on H.R. 6714, authorizing funds for fiscal year 1978 for bilateral development assistance and voluntary contributions to international organizations programs, thus clearing the measure for the President. Pages 24519–24522

International Security Assistance: Senate agreed to the conference report on H.R. 6884, authorizing funds for fiscal year 1978 for the International Security Assistance Program, thus clearing the measure for the President. Page 24522

Message From the House: Page 24506

Statements on Introduced Bills: Pages 24524–24525

Additional Statements: Pages 24525–24544

Confirmation: Senate confirmed the nomination of Barry P. Bosworth, of Maryland, to be Director of the Council on Wage and Price Stability. Page 24523

Recess: Senate met at 11 a.m. and recessed at 2:56 p.m. Page 24523

Committee Meetings

TREASURY INVESTMENT AND NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported with amendments H.R. 5675, to authorize the Secretary of the Treasury to invest excess cash balances held in tax and loan accounts, and to authorize savings and loan associations to participate in the tax and loan accounts system. As amended by the committee, the bill would include credit unions' participation in the tax and loan accounts system and require that such Department of the Treasury investments be made at prevailing market interest rates.

Also, committee discussed the nomination of Robert H. McKinney, of Indiana, to be a Member of the Federal Home Loan Bank Board, but did not complete action thereon and will continue its consideration on Wednesday, July 27.

WATER POLLUTION CONTROL

Committee on Environment and Public Works: Committee ordered favorably reported an original bill amending and extending the Federal Water Pollution Control Program. (As approved by the committee the bill would authorize approximately $258 million for each of fiscal years 1978 through 1980 for the regular water pollution control program; $3.5 billion for fiscal year 1977 for the construction grant program, and $4.5 billion for each of fiscal years 1978 through 1982 for the construction grant program, and making other substantive amendments to the Act).

Also, committee ordered favorably reported an original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of the measure.

ENDANGERED SPECIES

Committee on Environment and Public Works: Subcommittee on Resource Protection continued oversight hearings on the Endangered Species Act of 1973 (P.L. 93–205), receiving testimony from Keith Schreiner, Associate Director for Federal Assistance, U.S. Fish and Wildlife Service, Jack W. Gehringer, National Marine Fisheries Service, and Roman H. Koenings, Assistant Director for Resources, Bureau of Land Management, all of the Department of the Interior; Aubrey J. Wagner, Chairman, Tennessee Valley Authority; and John G. Wofford, Deputy General Counsel, Department of Transportation; Rebecca Hammer, Director, Office of

Federal Activities, Environmental Protection Agency; and John McGuire, Chief, U.S. Forest Service, Department of Agriculture; James Keeler, Alabama Department of Natural Resources, Montgomery; Steve Gallizi-olli, Arizona Game and Fish Department, Phoenix; Robert L. Evans, Division of Wildlife, State of Colorado, Denver; Tommy Hines, Florida Game and Fresh Water Fish Commission, Tallahassee; Lloyd Oldenberg, Idaho Fish and Game Department, Boise; Dr. Sylvia Taylor, Michigan Department of Natural Resources, Lansing; Lloyd Bell, Commission on Public Lands, Washington State, Olympia; and John S. Gohschak, International Association of Fish and Wildlife Agencies, Washington, D.C.

Hearings continue on Thursday, July 28.

AIRCRAFT SALES

Committee on Foreign Relations: Subcommittee on Foreign Assistance resumed hearings to receive testimony on the proposed sale of AWACS aircraft to Iran. Witnesses heard in open session were Alfred Atherton, Assistant Secretary, Bureau of Near East and South Asian Affairs, and Leslie Gelb, Director, Bureau of Politico-Military Affairs, both of the Department of State; and Eric von Marbod, Deputy Director, Defense Security Assistance Agency; and in closed session was Stansfield Turner, Director of Central Intelligence.

Hearings continue on Monday, July 25.

CONFLICT OF INTEREST

Committee on Governmental Affairs: Committee met to discuss President Carter's request to allow Thomas Bertrum Lance, Director of the Office of Management and Budget, to make a modification in his "conflict of interest avoidance commitment" and will meet again on Monday, July 25 for the further consideration of this matter.

FEDERAL ACQUISITION ACT

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government resumed hearings on S. 1264, to establish policies, methods, and criteria for the acquisition of property and services by executive agencies, receiving testimony from Dr. William J. Perry, Director of Defense Research Engineering, Office of the Secretary of Defense; Roy S. Mitchell, American Bar Association, Washington, D.C.; Professor Harold C. Petrowitz, The American University, Washington, D.C.; and Earle C. Williams, National Council of Professional Services Firms, Washington, D.C.

Hearings continue on Tuesday, July 26.

BUSING

Committee on the Judiciary: Committee continued hearings on S. 1651, to establish guidelines for courts in prescribing busing as a remedy in school desegregation cases, receiving testimony from Arthur Fleming, Chairman, U.S. Commission on Civil Rights; Chuck Morgan, American Civil Liberties Union; William Taylor, Center for National Policy Research; Jack Greenberg, NAACP, and Howard Paster, United Auto Workers, all of Washington, D.C.; and Professor Gary Orfield, University of Illinois, Urbana.

Hearings were adjourned subject to call.

RIGHT TO SUE

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly continued hearings on S. 1874, to allow recovery for damages by direct or indirect purchases of goods, receiving testimony from Senator Danforth; Governor Brendan Byrne, of New Jersey, accompanied by William F. Hyland, State Attorney General of N.J., Trenton; Manuel Real, United States District Judge for the Central District of California, Los Angeles; Chauncey Browning, State Attorney General, Charleston, West Virginia; Richard Turner, State Attorney General, Des Moines, Iowa; Robert Hill, State Assistant Attorney General, Denver; Mike Speigel, State Assistant Attorney General, San Francisco; Thomas Wilson, State Assistant Attorney General, Baltimore; Garth C. Dooley, Greenville, Texas; Earl Pollock, Chicago; Howard Adler, and Frederick Byset, Washington, D.C., representing the Chamber of Commerce of the U.S.; and Raymond Marvin, Association of State Attorneys' General, Washington, D.C.

Hearings were adjourned subject to call.

PRESIDENTIAL ELECTION

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S.J. Res. 1, 8 and 18, proposing an amendment to the Constitution to provide for the direct popular election of the President and Vice President of the United States, receiving testimony from Professor Herbert Storing, University of Virginia, Charlottesville; Professor Martin Diamond, Georgetown University, Washington, D.C. and Joseph E. Caudle, House of Delegates, West Virginia Legislature, Charleston.

Hearings continue on Thursday, July 28.

PANAMA CANAL

Committee on the Judiciary: Subcommittee on Separation of Powers held hearings on the disposition of U.S. holdings in the Panama Canal Zone, receiving testimony from Senators Helms and Gravel; Representative John M. Murphy; Harold R. Parfitt, Governor of the Panama Canal Zone, Balboa Heights, Canal Zone; George S. Leonard, Washington, D.C.; Lt. Gen. Dennis McAuliffe, Commander in Chief, U.S. Southern Command, Quarry Heights, Canal Zone; Judge Guthrie F. Crowe, Fort Lauderdale, Florida; Adm. Thomas H. Moorer, USN (Ret.), Association of Naval Aviation, Inc., McLean, Virginia; and Leonard Meeker, Center for Law and Social Policy, Washington, D.C.

Hearings continue on Friday, July 29.

VETERANS BENEFITS

Committee on Veterans' Affairs: Committee ordered favorably reported with an amendment in the nature of a substitute S. 457, providing a 6.6 percent cost of living increase in G.I. benefits and providing for accelerated payments for veterans to attend higher cost educational institutions.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 8483–8500; 2 private bills, H.R. 8501–8502; and 3 resolutions, H. Res. 706–708, were introduced. Page 24599

Bills Reported: Reports were filed as follows:

H.R. 3744, Fair Labor Standards Amendments of 1977 (H. Rept. 95–521); and

H. Res. 661, providing for two additional positions on the Capitol Police (H. Rept. 95–522). Page 24599

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates the Majority Leader as the Speaker pro tempore for today. Page 24544

Agriculture: House continued consideration of H.R. 7171, Agriculture Act of 1977; but came to no resolution thereon. Further consideration is scheduled for Monday, July 25.

By a yea-and-nay vote of 352 yeas to 4 nays, Roll No. 451, House agreed to the motion to resolve itself into the Committee of the Whole.

Agreed to:

An amendment that extends the target price payment to oats;

An amendment that requires the Secretary to announce the loan rates and set-aside program for feed grains by November 15 of the year prior to harvest of the crop;

An amendment that provides a floor price level of 51 cents per pound for the cotton target price payments;

An amendment that provides for the revision of the cotton program's disaster payments and set-aside provisions;

An amendment that adds sugar beets and sugar cane to the list of designated nonbasic commodities entitled to a specified level of support through loans and purchases (agreed to by a division vote of 81 ayes to 3 noes); as amended by an amendment that authorizes and directs the Secretary to establish minimum wage rates for agricultural employees engaged in the production of sugar; and an amendment that limits the support program for sugar to two years;

An amendment that requires the Department of Agriculture to adopt milk content standards for ice cream (agreed to by a recorded vote of 363 ayes to 11 noes, Roll No. 452). A point of order against the germaneness of the amendment was overruled;

An amendment providing that for eligibility purposes for loans, purchases, and payments the Secretary may require that the wheat, feed grains, upland cotton, and rice acreage normally planted shall be reduced by the acreage of set-aside or diversion; and

An amendment in the nature of a substitute that provides that the Secretary may establish, maintain, and dispose of a grain reserve of up to 35 million tons.

Rejected an amendment to the amendment in the nature of a substitute that sought to provide that the Secretary shall establish, maintain, and dispose of a grain reserve of up to 35 million tons (rejected by a recorded vote of 141 ayes to 223 noes, Roll No. 453); and

Rejected an amendment that sought to provide that the President may impose a three-month import quota on cotton when cotton prices in the designated spot markets for the preceding month exceed 130 per cent of the average price for the preceding three years (rejected by a division vote of 17 ayes to 36 noes).

Pages 24545–24586

Subcommittee To Sit: Objection was heard to the request of the Subcommittee on Oversight and Investigations of the Committee on Interstate and Foreign Commerce to sit during the proceedings of the House under the five-minute rule on Tuesday, July 26.

Page 24586

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of July 27. Page 24587

Meeting Hour: Objection was heard to the request that the House meet at 10 a.m. on Tuesday, July 26, and Wednesday, July 27. Page 24587

Adjournment: Adjourned at 3:15 p.m.

Committee Meetings

MILITARY MORALE

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on existing grievance procedures and related issues affecting morale in the military. Testimony was heard from Vice Adm. John G. Finneran, Department of Defense, and representatives of the military services.

Hearings continue Tuesday, July 26.

ECONOMIC OPPORTUNITY AND COMMUNITY SERVICES AMENDMENTS

Committee on Education and Labor: Subcommittee on Economic Opportunity continued hearings on H.R. 7577 and 1988, Economic Opportunity and Community Services Amendments of 1977. Testimony was heard from representatives of HEW; Office of Education; Children's Defense Fund; and public witnesses.

NATIONAL ENERGY ACT

Ad Hoc Committee on Energy: Continued markup of National Energy Act, and will resume tomorrow.

ALASKA D-2 LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued hearings on delays in transferring lands to Alaska's natives. Testimony was heard from representatives of Alaska Native regional and village corporations.

NO-FAULT INSURANCE

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued hearings on H.R. 6601, Standards for No-Fault Motor Vehicle Accident Benefits Act; and H.R. 2300 and related bills, National No-Fault Motor Vehicle Insurance Act, with testimony from public witnesses.

POLE ATTACHMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held a hearing on pole attachments. Testimony was heard from FCC; and public witnesses.

PRIVATE IMMIGRATION

Committee on the Judiciary: Subcommittee on Immigration, Citizenship, and International Law met and acted on private immigration bills.

PUBLIC DISCLOSURE OF LOBBYING ACT

Committee on the Judiciary: On Thursday, July 21, Subcommittee on Administrative Law and Governmental Relations approved for full committee action a clean bill in lieu of H.R. 1180, Public Disclosure of Lobbying Act.

OCS LANDS ACT AMENDMENTS

Ad Hoc Select Committee on Outer Continental Shelf: Continued markup of H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977, and will resume on Monday, July 25.

POSTAL SERVICE ACT

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services continued hearings on H.R. 7700, Postal Service Act of 1977. Testimony was heard from public witnesses.

Hearings continue Tuesday, July 26.

WATERWAYS USER TAX

Committee on Ways and Means: Continued hearings on user tax for inland waterways of the U.S. Testimony was heard from representatives of National Committee on Locks and Dam 26; American Waterways Operators; Association of American Railroads; Transportation Institute; Iowa Department of Transportation; and Pittsburgh Waterways Association.

CUSTOMS PROCEDURAL REFORM

Committee on Ways and Means: Subcommittee on Trade continued hearings on Customs procedural reform with testimony from officials of the Treasury Department.

PRESIDENT'S SOCIAL SECURITY PROPOSALS

Committee on Ways and Means: Subcommittee on Social Security continued hearings on the President's social security proposals. Testimony was heard from Representatives Sisk and Levitas; State administrators of vocational rehabilitation; HEW administrative law judges; National Federation of the Blind; disability examiners and others.

Joint Committee Meetings

WOMEN IN THE MILITARY

Joint Economic Committee: Subcommittee on Priorities and Economy in Government held hearings on the role of women in the military. Witnesses heard were Robert L. Nelson, Assistant Secretary for Manpower and Reserve Affairs and Major General J. P. Kingston, Assistant Deputy Chief of Staff for Personnel, both of the Department of the Army; Edward Hidalgo, Assistant Secretary for Manpower and Reserve Affairs and Admiral James D. Watkins, Deputy Chief of Naval Operations (Manpower), both of the Department of the Navy; Antonia Handler Chayes, Assistant Secretary for Manpower and Reserve Affairs, and Lt. Gen. B. L. Davis, Deputy Chief of Staff Personnel, both of the Department of the Air Force.

Hearings were recessed subject to call.

DEPARTMENT OF ENERGY

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy.

Monday, July 25, 1977

Senate

Chamber Action

Routine Proceedings, pages 24686–24744

Bills Introduced: Eleven bills were introduced, as follows: S. 1913–1923. Page 24687

Bill Reported: Report was made as follows:

S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations, with an amendment (S. Rept. 95-361). Page 24687

Bills Passed:

U.S. Territories: Senate passed H.R. 6550, to authorize funds for territories of the United States, after agreeing to committee amendments and to a series of Robert C. Byrd (for Johnston) amendments embodied in unprinted amendment No. 700. Page 24641

Federal Rules of Criminal Procedure: Senate passed with committee substitute amendment H.R. 5864, to approve, with modifications, certain amendments to the Federal Rules of Criminal Procedure proposed by the Supreme Court, and to disapprove other such amendments. Pages 24641–24642

Ethics Committee staff: Senate agreed to S. Res. 230, authorizing Select Committee on Ethics to procure the temporary or intermittent services of individual consultants or organizations thereof. Page 24644

Budget Act waiver: Senate agreed to S. Res. 206, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 926, to provide for public financing of primary and general election campaigns. Pages 24644–24647

Rabbits: Senate passed with committee amendment H.R. 2521, to provide for the mandatory inspection of domesticated rabbits slaughtered for human consumption. Pages 24742–24743

Tomatoes: Senate passed without amendment S. 91, to require that imported tomatoes conform to packing standards imposed on domestic tomatoes under marketing orders. Pages 24743–24744

Private bill: Senate passed without amendment S. 1765, a private relief bill. Page 24744

Public Works Appropriations: Senate agreed to the conference report on H.R. 7553, making appropriations for Public Works for water and power development and energy research for fiscal year 1978. Senate agreed to the House amendment to Senate amendment number 12, thus clearing the measure for the President.

Pages 24663-24667, 24667–24686

Senate Campaign Funding: Senate began consideration of S. 926, to provide for public financing of Senate general election campaigns. Pages 24647–24663

Presidential Message: Senate received a message from the President transmitting the Tenth Annual Report on the U.S.-Japan Cooperative Medical Science Program—referred to Committee on Human Resources (PM-100). Page 24686

Message From the House: Page 24686
Amendments Submitted for Printing: Page 24695
Executive Communications: Page 24697
Nominations: Page 24686
Statements on Introduced Bills: Pages 24687–24695
Additional Statements: Pages 24697–24741

Treaty Received: Injunction of Secrecy was removed from Protocol Relating to Intervention on the High Seas in Cases of Marine Pollution by Substances Other than Oil (Ex. L, 95th Cong., 1st sess.), and the protocol, together with accompanying papers, was referred to Committee on Foreign Relations. Page 24741

Nominations: Senate received the following nominations:

Benjamin H. Read, of the District of Columbia, to be Deputy Under Secretary of State.

Simeon M. Bright, of West Virginia, to be a Commissioner of the Postal Rate Commission.

Harvey N. Johnson, Jr., to be United States Marshal for the Northern District of Illinois.

Robert E. Raiche, to be United States Marshal for the District of New Hampshire.

George V. Grant, to be United States Marshal for the Southern District of New York.

Hugh Salter, to be United States Marshal for the Eastern District of North Carolina. Page 24744

Recess: Senate met at noon and recessed at 6:01 p.m. Page 24744

Committee Meetings

NEIGHBORHOOD REINVESTMENT CORPORATION

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on S. 1724, to establish a Neighborhood Reinvestment Corporation, receiving testimony from Garth Marston, Chairman, Federal Home Loan Bank Board; Donna Shalala, Assistant Secretary of Housing and Urban Development; Mayor Kenneth Gibson, of Newark; Thomas A. Jones, Pittsburgh Neighborhood Housing Services; Anita Miller, Ford Foundation, New York City; Howard I. Scaggs, Baltimore, representing the U.S. Savings and Loan League; Gale Cincotta, Chicago Neighborhood Housing Services; Robert O'Brien, Jr., Carteret, N.J., representing the National Savings and Loan League; and

Mary Lee Widener, Oakland, Neighborhood Housing Services of America.

Hearings were recessed subject to call.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Elizabeth E. Bailey, of New Jersey, to be a Member of the Civil Aeronautics Board, after receiving testimony from the nominee and Alfred Kahn, Chairman of the CAB.

RAILROAD REVITALIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation resumed oversight hearings on the Railroad Revitalization Act of 1976 (P.L. 94-210), and on S. 1793 to make amendments to certain laws regarding railroads, receiving testimony from Senator Sarbanes; M. J. Mighdoll, National Association of Recycling Industries, Washington, D.C.; Clifford Elkins, National Conference of State Railway Officials, Washington, D.C.; Harry J. Breithaupt, Jr., Association of American Railroads, Washington, D.C.; Thomas S. Carter, Kansas City Southern Lines, Kansas City, Mo., who was accompanied by a panel of witnesses representing Departments of Transportation of the States of Minnesota, Tennessee, Arizona, and Massachusetts; and Daniel Curll, New York City Chamber of Commerce and Industry.

Hearings continue on Friday, July 29.

NATIONAL ENERGY POLICY

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation, resumed hearings on conservation aspects of S. 1469, the proposed National Energy Policy Act, receiving testimony from Bernard H. Falk, National Electric Manufacturers Association, Washington, D.C.; Roger W. Sant, Arlington, Va.; George N. Hatsopoulos, Thermoelectron Corporation, Waltham, Mass.; Dennis Hayes, Worldwatch Institute, accompanied by Pamela Deuel, Environmental Action, Inc., both of Washington, D.C.; Arthur R. Cedar, American Natural Resource Company, Detroit; Sherwood G. Talbert, Batelle Memorial Institute, Columbus, Ohio; John G. Buckley, New England Fuel Institute, Boston; John P. Millhone, National Governors' Conference, Washington, D.C.; Clarence M. Ditlow, III, Center for Auto Safety, Washington, D.C.; William D. Balgord, Citizens for Clean Air, Inc., New York City; and Gary LeLoss, Environmental Policy Center, Washington, D.C.

Hearings continue tomorrow.

NOMINATIONS

Committee on Environment and Public Works: Committee concluded hearings on the nominations of Joseph M. Hendrie, of New York, and Peter A. Bradford, of Maine, each to be a Member of the Nuclear Regulatory Commission, after the nominees testified and answered questions on their own behalf and testimony was received from James H. Conran, Nuclear Engineer, Nuclear Regulatory Commission; Daniel Ford, Union of Concerned Scientists, Cambridge; John Abbots, Public Interest Research Group, Washington, D.C.; and James Cubie; New Directions, Washington, D.C.

PRIVATE FOUNDATION LEASING

Committee on Finance: Subcommittee on Taxation and Debt Management held hearings on S. 1514, to extend the dates during which the transition rules of the Tax Reform Act of 1969 postpone the applicability of Section 4941 of the Internal Revenue Code relating to private foundation leasing of business assets. Witnesses heard were Senator Allen; Daniel Halperin, Tax Legislative Counsel, Department of the Treasury; and Lyman G. Friedman, Washington, D.C.

Hearings were recessed subject to call.

ESTATE AND GIFT TAX

Committee on Finance: Subcommittee on Taxation and Debt Management held hearings on estate and gift tax problems arising from the Tax Reform Act of 1976, receiving testimony from Lewis M. Costello, Winchester, Va.; J. Thomas Eubank, Houston; Joseph Kartiganer, New York City; and Doris D. Blazek, Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS AND COMMITTEE BUSINESS

Committee on Foreign Relations: Committee approved the following nominations: David B. Bolen, of Colorado, to be Ambassador to the German Democratic Republic;

Raymond L. Garthoff, of Connecticut, to be Ambassador to Bulgaria;

Mauricio Solaun, of Illinois, to be Ambassador to Nicaragua;

Allard K. Lowenstein, of New York, to be the Alternate Representative of the United States for Special Political Affairs in the United Nations, with the rank of Ambassador; and

Jean M. Wilkowski, of Florida, for the rank of Ambassador while serving as Coordinator of the United States Preparations for the United Nations Conference on Science and Technology for Development.

Prior to this action, committee held hearings on the above nominations where the nominees testified and answered questions on their own behalf.

Also, committee approved, subject to review by the Executive Branch, the request to declassify deleted portions of the following published staff reports: (a) The United States and Communist China in 1949 and 1950: The Question of Rapprochement and Recognition; (b) Thailand, Laos, and Cambodia: January 1972; and (c) Thailand, Laos, Cambodia, and Vietnam: April 1973.

Committee also received testimony from Mrs. Harry Wagner, Jr., General Federation of Women's Clubs, Washington, D.C., on the results of a recent foreign policy survey conducted by that organization.

AIRCRAFT SALES

Committee on Foreign Relations: Subcommittee on Foreign Assistance resumed hearings, in open and closed session, to receive testimony on the proposed sale of AWACS aircraft to Iran. Witnesses heard were Sidney Sober, Deputy Assistant Secretary of State for Near Eastern and South Asian Affairs; Eric von Marbod, Deputy Director, Defense Security Assistance Agency, and Jerome Stolarow, Deputy Director, General Accounting Office.

Subcommittee recessed subject to call.

CONFLICT OF INTEREST

Committee on Governmental Affairs: Committee met to receive additional testimony from Thomas Bertrum Lance, Director, Office of Management and Budget on the recent request made by the President of the U.S. to allow Mr. Lance to make a modification in his "conflict of interest avoidance commitment" to the committee.

Committee recessed subject to call.

HANDICAPPED PROGRAMS

Committee on Human Resources: Subcommittee on the Handicapped held oversight hearings on the implementation of the Education for Handicapped Children Act of 1975 (P.L. 94-142) and S. 1712, to extend certain vocational rehabilitation programs, receiving testimony from Senators Dole and Domenici; Gregory Humphrey, accompanied by Marilyn Rauth, American Federation of Teachers, Washington, D.C.; Dr. Robert S. Stempfel, Miami, representing the American Academy of Pediatrics; and Arthur Berman, Evanston and Gene L. Hoffman, Elmhurst, both representing the Illinois School Problems Commission.

Hearings were recessed subject to call.

AK-CHIN INDIAN COMMUNITY

Select Committee on Indian Affairs: Committee held hearings on S. 1582, to authorize the Secretary of the Interior to supply water to the Ak Chin Indian Community in settlement of the community's claim against the U.S. Witnesses heard were Senator DeConcini; Leo M. Krulitz, Solicitor, Department of the Interior; Wilbert J. Carlyle, representing the Ak-Chin Indian Community, Maricopa, Arizona, who was accompanied by Burton G. Hirsch, attorney, New York City; and John E. Smith, Maricopa-Stanfield Irrigation Drainage District, Arizona.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 27 public bills, H.R. 8503-8529; 3 private bills, H.R. 8530-8532; and 13 resolutions, H.J. Res. 553-556, H. Con. Res. 305-308, and H. Res. 709-713, were introduced. Pages 24794-24795

Bills Reported: Reports were filed as follows:

H.R. 1449, 1934, and 4401, private bills (H. Rept. 95-523 to 95-525, respectively);

H.R. 7819, to complement the Vienna Convention on Diplomatic Relations (H. Rept. 95-526); and

H.R. 5383, Age Discrimination in Employment Act Amendments of 1977, amended (H. Rept. 95-527). Page 24794

Meeting Hour: By unanimous consent the House agreed to meet at 10:00 a.m. on Tuesday, July 26, and Wednesday, July 27. Page 24745

Public Works—Energy Research Appropriations: By a yea-and-nay vote of 318 yeas to 61 nays, Roll No. 454, the House agreed to the conference report on H.R. 7553, Public Works for Water and Power Development and Energy Research Appropriation Act, 1978.

House receded from its disagreement and concurred in Senate amendments Nos. 5, 6, 7, 15, 26, and 30; receded from its disagreement and concurred, with amendment, in Senate amendment No. 12. Pages 24745-24753, 24755-24756

Subcommittee To Sit: Subcommittee on Panama Canal of the Committee on Merchant Marine and Fisheries received permission to sit during the proceedings of the House under the 5-minute rule today. Page 24756

Presidential Message—U.S.-Japan Medical Program: Read a message from the President wherein he transmits the Tenth Annual Report of the U.S.-Japan Cooperative Medical Science Program—referred to the Committee on Interstate and Foreign Commerce and ordered printed (H. Doc. 95-193). Page 24756

Agriculture: House continued consideration of H.R. 7171, Agriculture Act of 1977; but came to no resolution thereon. Further consideration is scheduled for Tuesday, July 26.

Agreed to:

An amendment that authorizes and directs the Secretary to establish a price support program for 1977 crops of sugar beets and sugar cane;

An amendment that places a 7 percent ceiling on the interest rate of the loans for construction of grain storage facilities;

An amendment that makes imported tomatoes subject to the same packing and container restrictions as the domestically produced tomatoes; and

An amendment that places a $50 million ceiling on the commodity price support programs for the 1978 through 1981 crops, except in the case of certain designated commodities (agreed to by a division vote of 55 ayes).

Rejected an amendment that sought to require a $4 per bushel loan level for soybeans rather than allowing the Secretary to set the level (rejected by a division vote of 9 ayes to 43 noes). Pages 24756–24763

Black Lung Benefits: House concluded all general debate and began reading for amendment on H.R. 4544, Black Lung Benefits Reform Act of 1977; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Wednesday, July 27.

H. Res. 702, the rule providing for the consideration of the bill, was agreed to earlier by a yea-and-nay vote of 306 yeas to 83 nays with 1 voting "present," Roll. No. 455. Pages 24763–24781

Adjournment: Adjourned at 4:34 p.m.

Committee Meetings

ALTERNATIVES TO RETIREMENT

Select Committee on Aging: Subcommittee on Retirement and Employment held a hearing on alternatives to retirement, with testimony from Dr. Robert N. Butler, National Institute of Aging.

ENHANCED RADIATION WEAPONS

Committee on Armed Services: Met in executive session for a briefing on enhanced radiation weapons by representatives of ERDA, Departments of Army and Defense; and Armed Forces Radiobiology Research Institute.

LONGSHOREMEN'S AND HARBOR WORKERS' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Longshoremen's and Harbor Workers' Compensation Act with testimony from public witnesses.

LABOR REFORM ACT

Committee on Education and Labor: Subcommittee on Labor-Management Relations began hearings on the Labor Reform Act of 1977 with testimony from Secretary of Labor Marshall.

Hearings continue tomorrow.

NATIONAL ENERGY ACT

Ad Hoc Committee on Energy: On Friday evening, July 22, the Committee ordered reported favorably to the House H.R. 8444, National Energy Act.

FEDERAL OFFICES OF INSPECTOR GENERAL

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on H.R. 2819, to establish statutory Offices of Inspector General in various Federal departments and agencies. Testimony was heard from representatives of Department of Justice; FBI; and Immigration and Naturalization Service.

Hearings continue Wednesday, July 27.

SOLANO PROJECT HYDROELECTRIC POWERPLANT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on H.R. 3919, to authorize the Secretary of the Interior to construct, operate, and maintain a hydroelectric powerplant as an addition to the existing Monticello Dam, Solano Project, California. Testimony was heard from Representative Leggett; Keith Higginson, Commissioner, Bureau of Reclamation; and a panel representing the Solano Irrigation District.

OREGON NATIONAL FOREST LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on H.R. 7074, to provide improved authority for the administration of certain national forest system lands in Oregon. Testimony was heard from Representatives Duncan and AuCoin; Mayor of Portland, Oregon; Director of Public Utilities, Portland, Oregon; and public witnesses.

Hearings continue Friday, July 29.

STATUS OF LAW OF THE SEA CONFERENCE

Committee on International Relations: Held an open hearing on the status of the Law of the Sea Conference. Testimony was heard from Ambassador Elliot Richardson, Special Representative of the President to the 3rd U.N. Law of the Sea Conference; and Admiral James L. Holloway, III, Chief of Naval Operations.

PANAMA CANAL

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal held an oversight hearing on United States vital interests in the Panama Canal and Canal Zone in the Fourth Quarter of the Twentieth Century. Testimony was heard from Maj. Gen. Harold R. Parfitt, Governor of the Canal Zone; Howard F. Casey, Deputy Assistant Secretary for Maritime Affairs, Department of Commerce; representatives of U.S. Department of Transportation; American Institute of Merchant Shipping; and other public witnesses.

Hearings continue tomorrow.

U.S. OIL IMPORTS

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 1037, to require that a percentage of United States oil imports be carried on U.S.-flag vessels. Testimony was heard from Robert Blackwell, Assistant Secretary for Maritime Affairs, Department of Commerce.

OCS LANDS ACT AMENDMENTS

Ad Hoc Select Committee on Outer Continental Shelf: Continued markup of H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977, and will resume tomorrow.

POSTAL SERVICE ARBITRATION BOARD CHARITABLE SOLICITATIONS

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization held a hearing on H.R. 7132, establishing an arbitration board to settle disputes between organizations of supervisors and other managerial personnel and the United States Postal Service. Testimony was heard from representatives of the U.S. Postal Service and the National Association of Postal Supervisors.

Following the Hearing, the Subcommittee approved for full committee action H.R. 7132 (title above); and

H.R. 41 amended, to require the furnishing of certain information in connection with the solicitation of charitable contributions by mail.

PUBLIC BUILDINGS PROSPECTUSES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on public buildings prospectuses for new construction and alterations. Testimony was heard from representatives of the General Services Administration. Following the hearing, the Subcommittee approved for full committee action two prospectuses for new construction; and four alterations.

WAYS AND MEANS MISCELLANY

Committee on Ways and Means: Met and ordered reported favorably to the House the following bills:

H.R. 8422 as amended, to provide payment for rural health clinic services; and

H.R. 8423 as amended, to make improvements in the end stage renal disease program; and

Ordered reported unfavorably H. Res. 653, to disapprove the continuation of the President's authority to waive the freedom of emigration requirements for the granting of most favored nation status to Romania.

The Committee began markup of H.R. 8309, Navigation Development Act, tax provisions, and will resume tomorrow.

Joint Committee Meeting

MIDYEAR REVIEW/ECONOMY

Joint Economic Committee: Committee held hearings to review midyear economic conditions and to examine the long-term outlook for investment, Federal budget policy, and inflation. Witnesses heard were Professor Raymond C. Fair, Yale University, New Haven, Conn.; Professor Robert J. Gordon, Northwestern University, Chicago; and Robert W. Hartmen, The Brookings Institution, Washington, D.C.

Hearings continue tomorrow with OMB Director Lance.

Tuesday, July 26, 1977

Senate

Chamber Action

Routine Proceedings, pages 24847–24895

Bills Introduced: Six bills and one resolution were introduced as follows: S. 1924–1929; and S. Con. Res. 41. Pages 24856, 24879

Bills Reported: Reports were made as follows:

S. 1614, to rename the Great Plains conservation program as the Western States conservation program and include therein all States west of the Mississippi, to take effect in fiscal year 1979, with an amendment (S. Rept. 95–362);

Conference Report on H.R. 5262, authorizing U.S. subscriptions and contributions to six international financial institutions (S. Rept. 95–363);

S. 896, to make the Great Plains conservation program permanent, and to remove the $25 million annual authorization ceiling with an amendment (S. Rept. 95–364); and

Report of the Committee on Veterans' Affairs on allocation of its budget authority among its subcommittees and programs over which it has jurisdiction, as required by section 302(b) of the Congressional Budget Act (S. Rept. 95–365). Page 24855

Bill Placed on Calendar: In accordance with order of May 27, Committee on Environment and Public Works was discharged from the further consideration of S. 1617, to establish a program of ocean pollution research and monitoring, and the bill was placed on the Senate Calendar. Page 24856

Message From the House: Page 24852

Amendments Submitted for Printing: Page 24879

Nominations: Page 24922

Statements on Introduced Bills: Pages 24856–24878

Additional Statements: Page 24880

Legislative Appropriations: Senate agreed to the conference report on H.R. 7932, making appropriations for the legislative branch for fiscal year 1978. Senate agreed to House amendments to Senate amendments Nos. 79, 87, 92, and 96; and receded from its amendment No. 61, thus clearing the bill for the President. Page 24913

Senate Campaign Funding: Senate continued consideration of S. 926, to provide for public financing of Senate general election campaigns, agreeing to committee amendment in the nature of a substitute, and the bill, as thus amended, will be considered as original text for the purpose of further amendment.

Pending amendment remains Hatfield amendment No. 570, to include primary elections under the provisions of the bill, with vote on question of its adoption to occur at 1:30 p.m. on Wednesday, July 27.

Pages 24895–24913, 24913–24922

Presidential Messages: Senate received messages from the President, as follows:

Transmitting proposed rescission of budget authority in the amount of $105 million for Defense missile procurement—referred to Committees on Appropriations, the Budget, and Armed Services (PM-101); and

Reporting a new deferral of budget authority in the amount of $11 million for the local public works program of the Department of Commerce, and a revision of a previously transmitted ERDA deferral—referred to Committees on Appropriations, the Budget, Environment and Public Works, and Energy and Natural Resources (PM-102). Page 24851

Treaty Received: Injunction of secrecy was removed from the revised Customs Convention on the International Transport of Goods under Cover of Transport International Routier Carnets (Ex. m, 95th Cong., 1st Sess.), and the Convention, together with accompanying papers, was referred to Committee on Foreign Relations. Page 24922

Nominations: Senate received the following nominations:

Rodney O'Gliasain Kennedy-Minott, of California, to be Ambassador to Sweden.

Andrew Ivy Killgore, of Florida, to be Ambassador to the State of Qatar.

William Bowdoin Jones, of California, to be Ambassador to Haiti.

Richard J. Daschbach, of New Hampshire, to be a Federal Maritime Commissioner. Page 24922

Recess: Senate met at 12:30 p.m. and recessed at 5:24 p.m. Page 24922

Committee Meetings

ARMED FORCES UNIONIZATION

Committee on Armed Services: Committee resumed hearings on legislation relating to unionization in the armed forces (S. 274 and 997), receiving testimony from Kenneth T. Blaylock, American Federation of Government Employees, Washington, D.C.; Vincent J. Paterno, Association of Civilian Technicians, Rockville, Md., and David Sweeney, International Brotherhood of Teamsters, Washington, D.C.

Hearings were recessed subject to call.

DEBT COLLECTOR PRACTICES

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported with amendments H.R. 5294, to amend the Consumer Protection Act so as to prohibit abusive practices by independent debt collectors.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported with amendments S. 1750, providing for studies of the issues relating to the use, labeling and advertising of saccharin, after considering only that section of the bill which relates to broadcast advertising; and ordered favorably reported the nomination of Elizabeth E. Bailey, of New Jersey, to be a Member of the Civil Aeronautics Board.

Also, committee resumed discussion of regulatory reform in the air transportation industry, but did not complete action thereon and will meet again on Thursday, July 28.

HOME APPLIANCE EFFICIENCY STANDARDS

Committee on Energy and Natural Resources: Committee began consideration of Part B of Title III, relative to establishing mandatory energy efficiency standards for certain home appliances, of S. 1469, the proposed National Energy Policy Act, but did not complete action thereon and will meet again tomorrow.

NATIONAL ENERGY POLICY

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation continued hearings on conservation aspects of S. 1469, the proposed National Energy Policy Act. Witnesses heard were C. William Fischer, Associate Administrator, Office of Policy and Program Analysis, Federal Energy Administration; Douglas Harvey, Director, Division of Industrial Energy Conservation; John Brogen, Assistant Director for Energy Systems, Division of Transportation Energy Conservation; and Mel Chiogioji, Assistant Director for Systems Analysis and Technology Transfer, Division of Buildings and Conservation Systems, all of Energy Research and Development Administration; Joseph Sherman, Director, Division of Energy Building Technology and Standards Research, Department of Housing and Urban Development; and Howard Dugoff, Deputy Administrator, National Highway Traffic Safety Administration, Department of Transportation.

Hearings were recessed subject to call.

BULL RUN RESERVE

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources held hearings on S. 1478, 1622, and 1857, bills to provide for the management of the Bull Run Reserve, Mount Hood National Forest, Oregon, receiving testimony from Rexford A. Resler, Associate Chief, Forest Service, Department of Agriculture; Mayor Neil Goldschmidt, Portland; Francis J. Ivancie Oregon State Bureau of Waterworks, Portland; Jerry Routson, Hood River County Commission, Oregon; Larry Williams, Oregon Environmental Council, Portland; George Casseday, Western Council of Lumber Production and Industrial Workers, Portland; Philip R. Bogue, Chamber of Commerce, Portland; Joseph Miller, Jr., Sandy, Oregon; John Gibbon, Arch Diack, Martha Ganett and Charles Merten, Portland; Dr. George Brown, Oregon State University, Corvallis, Henry Beuhmer, Attorney for Clackamas County, Portland; Robert Wagner and Michael Hauck, Portland; and Darley Horn, Hamel Browthers Lumber Co., Odell, Oregon.

Hearings were recessed subject to call.

LAW OF THE SEA

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources heard testimony from Ambassador at Large Elliot L. Richardson, on the progress of the recent U.N. Law of the Sea Conference.

Subcommittee recessed subject to call.

FEDERAL HIGHWAYS

Committee on Environment and Public Works: Subcommittee on Transportation held hearings to receive testimony on a Department of Transportation report entitles "Financing Alternatives for Accelerated Interstate Highway Completion". Witnesses heard were Senator Stone, who was accompanied by Thomas Webb, Jr., Florida State Department of Transportation, Tallahassee; Governor Jay Rockefeller of West Virginia; William Cox, Administrator, Federal Highway Administration; and Luther DeBerry, Texas Department of Highways and Public Transportation, Austin.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Finance: Committee concluded hearings on the following nominations after the nominees testified and answered questions on their own behalf:

Robert H. Mundheim, of Pennsylvania, to be General Counsel of the Department of the Treasury;

Azie Taylor Morton, of Virginia, to be Treasurer of the United States;

Charles F. C. Ruff, of the District of Columbia, to be Deputy Inspector General, Department of Health, Education, and Welfare; and

Blandina Cardenas, of Texas, to be Chief of the Children's Bureau, Department of Health, Education, and Welfare.

Committee will meet tomorrow to consider other committee business.

INTERNATIONAL AVIATION

Committee on Foreign Relations: Committee held hearings on protocols as follows:

Protocol to the Convention on International Civil Aviation (Ex. A, 95th Cong., 1st sess.), receiving testimony from Herbert Hansell, Legal Adviser, Department of State; and

Two related Protocols amending the Convention for the Unification of Certain Rules Relating to International Carriage by Air (Ex. B, 95th Cong., 1st sess.) receiving testimony from Mr. Hansell; Linda Kamm, General Counsel, Department of Transportation; Peter B. Schwarzkopf, Assistant to the General Counsel for International Affairs, Civil Aeronautics Board; James E. Landry, Air Transport Association of America, Washington, D.C.; Floyd D. Hall, International Air Transport Association, New York City; Alan N. Ferguson, The Prudential Insurance Company of America, Newark, N.J.; Lee S. Kreindler, Association of Trial Lawyers of America, New York City; John Martin, Association of the Bar of the City of New York; Charles Brower, American Bar Association, Washington, D.C.; William F. Kennedy, Aerospace Industries Association, Washington, D.C., accompanied by Andreas F. Lowenfeld, New York University School of Law; and John R. Benn and Elias Saad, Cumberland Law Review, Samford University, Birmingham, Alabama.

Hearings were recessed subject to call.

REORGANIZATION PLAN

Committee on Governmental Affairs: Committee held hearings on the President's plan to reorganize the Executive Office of the President (Reorganization Plan No. 1), receiving testimony from Senator Hathaway; Raymond Hess, National Association of State Drug Abuse Program Coordinators, Washington, D.C.; William Riley, Conservation Foundation, Washington, D.C.; and Dr. Steven Levy, Chevy Chase, Md.

Hearings continue on Monday, August 1.

FEDERAL ACQUISITION ACT

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government

resumed hearings on S. 1264, to establish policies, methods, and criteria for the acquisition of property and services by executive agencies, receiving testimony from Joel W. Solomon, Administrator, General Services Administration; A. Vernon Weaver, Administrator, Small Business Administration; M. J. Tashjian, Director, Division of Procurement, Energy Research and Development Administration; and David Westermann, Washington, D.C.

Hearings continue tomorrow.

AGE DISCRIMINATION IN EMPLOYMENT

Committee on Human Resources: Subcommittee on Labor began hearings on bills to amend the Age Discrimination in Employment Act, so as to protect the employment rights of older workers (S. 481, 1583, 1768, 1773, and 1784), receiving testimony from Senators Eagleton, Church, and Domenici; Representative Weiss; Carin Ann Clauss, Solicitor, and Donald E. Elisburg, Assistant Secretary for Employment Standards, both of the Department of Labor; Dr. Marc Rosenblum, American Institutes for Research and Dr. Michael D. Batten, Kirschner Associates, both of Washington, D.C.

Hearings continue tomorrow.

HOSPITAL COSTS

Committee on Human Resources: Subcommittee on Health and Scientific Research approved for full committee consideration S. 1391, establishing a transitional system designed to slow the escalating costs of hospital care.

Full committee is scheduled to consider this legislation on Friday, July 29.

FOOD, DRUGS AND COSMETICS

Committee on Human Resources: Subcommittee on Health and Scientific Research held hearings on legislation designed to revise and restructure the Federal Food, Drug and Cosmetic Act, including S. 628 through S. 643 and S. 1381, receiving testimony from Dr. Donald Kennedy, Commissioner, Food and Drug Administration, Department of Health, Education, and Welfare; C. Joseph Stetler, Pharmaceutical Manufacturers Association, Dr. Lowell H. Steen, American Medical Association, and Dr. William Apple, American Pharmaceutical Association, Washington, D.C.

Hearings continue tomorrow.

TRIS

Committee on the Judiciary: Hearing panel held hearings on S. 1503, to provide for the payment of losses incurred as a result of the ban on the use of the chemical "Tris" in apparel and fabric, receiving testimony from Senator Thurmond; Barbara Franklin, Commissioner, Consumer Product Safety Commission; Richard Simpson, Washington, D.C.; James F. Merow, Chief, Court of Claims Section, Civil Division, Department of Justice; David Shirey, American Apparel Manufacturers Association, Arlington, Va.; Dan M. Byrd, Jr., Springs Mills, Inc., Fort Mills, S.C.; Donald Comer, Jr., Avondale Mills, Sylacauga, Alabama; Leo Feuer, William Carter Co., Needham Heights, Mass.; James Stroud, Palmetto Garment Co., Travelers Rest, S.C.; Byron Williams, Swanknit, Cohoes, New York; and Louis Bates, Bates Nightwear, Greensboro, N.C.

Hearings were recessed subject to call.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Subcommittee on Intelligence and the Rights of Americans held closed hearings on a proposal to establish procedures for electronic surveillance in the area of foreign intelligence (embodied in S. 1566), receiving testimony from James B. Adams, Deputy Associate Director, Federal Bureau of Investigation, Department of Justice.

Hearings continue in closed session tomorrow.

Also, Subcommittee on Investigations met in a closed business meeting, but made no announcements and recessed subject to call.

DIETARY GOALS

Select Committee on Nutrition and Human Needs: Committee held hearings to receive testimony concerning a report on "Dietary Goals for the U.S." Witnesses heard were Dr. Robert Olson, University of St. Louis School of Medicine, Missouri; Dr. Norton Spritz, Veterans Administration Hospital, New York City; and the following representatives of the United Egg Producers, Jack Dubose, Gonzolas, Texas, Jerry Bookey, Seattle, and Norman Hecht, Walden, New York.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 8533–8548; 2 private bills, H.R. 8549 and 8550; and 7 resolutions, H.J. Res. 557, H. Con. Res. 309 and 310, and H. Res. 714–717 were introduced. Pages 25045–25046

Bills Reported: Reports were filed as follows:

H. Res. 714, providing for the consideration of H.R. 4740, to increase the appropriations authorization for fiscal year 1978 and to authorize appropriations for fiscal year 1978 to carry out the Marine Mammal Protection Act of 1972 (H. Rept. 95–528);

H.R. 2664, to amend the Indian Claims Commission Act of August 13, 1946, amended (H. Rept. 95–529);

H.R. 4979, to direct the Secretary of the Interior and the Administrator of General Services to convey certain public and acquired lands in the State of Nevada to the County of Mineral, Nevada, amended (H. Rept. 95–530);

H.R. 1798, 2558, and 3625, private bills (H. Rept. 95–531 to 95–533, respectively);

H. Res. 653, to disapprove the continuance of the President's authority to waive the freedom of emigration requirements for the granting of most favored nation status to Romania (H. Rept. 95–534);

Conference report on H.R. 692, to amend the Small Business Act and the Small Business Investment Act of 1958 to increase loan authorization and surety bond guarantee authority; and to improve the disaster assistance, certificate of competency and Small Business set-aside programs (H. Rept. 95–535);

H. Res. 715, providing for the consideration of H.R. 3744, to increase the minimum wage rate, to provide for an automatic adjustment in such wage rate, and to repeal the credit against the minimum wage which is based on tips received by tipped employees (H. Rept. 95–536);

Conference report on H.R. 6689, authorizing appropriations for the Department of State and related agencies for fiscal year 1978 (H. Rept. 95–537);

Conference report on H.R. 7555, making appropriations for the Departments of Labor, Health, Education, and Welfare, and related agencies for fiscal year 1978 (H. Rept. 95–538); and

Conference report on S. 826, Department of Energy Organization Act (H. Rept. 95–539). Page 25045

Committees To Sit: Committee on Merchant Marine and Fisheries and the Ad Hoc Select Committee on the Outer Continental Shelf received permission to sit during proceedings under the 5-minute rule of the House today. Page 24923

Legislative Appropriations: By a yea-and-nay vote of 252 yeas to 152 nays, Roll No. 456, the House agreed to the conference report on H.R. 7932, making appropriations for the Legislative Branch for fiscal year 1978. House receded and concurred in Senate amendments numbered 1–58 inclusive, 60, 67, 70, 71, 74, 75, 78, 80, 82, 93, 94, 95, 97, 98, and 99. House receded and concurred with amendment in Senate amendments numbered 79, 87, 92, and 96. House insisted on its disagreement to Senate amendment numbered 61 (earlier, by a yea-and-nay vote of 160 yeas to 250 nays, Roll No. 457, rejected a preferential motion that the House recede and concur in amendment numbered 61); clearing the measure for Senate action. Pages 24923–24942

Presidential Messages: Read the following messages from the President:

Budget rescission: Message proposing a rescission of $105 million in missile procurement funds for the Department of Defense—referred to the Committee on Appropriations and ordered printed (H. Doc. 95–197); and

Budget deferral: Message reporting a new budget authority deferral of $11 million for the local public works program of the Department of Commerce; and a revision to a previously transmitted ERDA deferral—referred to the Committee on Appropriations and ordered printed (H. Doc. 95–198). Page 24942

Agriculture: House continued consideration of H.R. 7171, Agricultural Act of 1977; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, July 27.

Pending when the Committee of the Whole rose was a substitute for title XII, food stamps (substitute is the text of H.R. 7940, H. Rept. 95–464);

Agreed to several technical amendments to the substitute.

Agreed to:

An amendment that provides indemnification payments as a result of exposure to infestation of the golden nematode or as a result of any quarantine imposed because of the golden nematode;

An amendment that prohibits a set aside of soybean acreage as a condition of eligibility for price support for any commodity supported under this Act;

An amendment that authorizes the Secretary to make loan principal and interest payments in declared disaster areas for up to 3 years;

An amendment that makes tobacco or tobacco products ineligible for export to the Food for Peace program;

A substitute to the previous amendment that adds language specifying that priority be given to food and fiber in the Food for Peace program (agreed to by a recorded vote of 260 ayes to 151 noes, Roll No. 459);

An amendment specifies that there be no discrimination between "price-supported" and "nonprice-supported" commodities in the programing of commodities under the Agriculture Trade Development and Assistance Act of 1954;

An amendment that requires the Secretary of Agriculture to submit a hunger impact statement for legislation concerning domestic and international food assistance programs to the Food for Peace program (agreed to by a division vote of 30 ayes to 15 noes); and

An amendment that allows the Department of Agriculture to act as a purchasing agent for a foreign country for Public Law 480 sales.

Rejected:

An amendment that sought to set peanut price supports of $390 per ton in 1978; $375 per ton in 1979; $360 per ton in 1980; and $345 per ton in 1981 and subsequent years (rejected by a recorded vote of 207 ayes to 210 noes, Roll No. 458);

An amendment that sought to increase from 1 cent to 2 cents the storage rate per bushel under the resale program;

An amendment that sought to add language specifying commodities as being "exported" upon delivery at ports; and

An amendment that would require the Secretary of Agriculture to issue final regulations for title I of the Food for Peace program within 6 months of the enactment of this bill. The regulations would cover conflicts of interest and would limit any one exporting firm to a 25 percent share of the market for any one commodity.

Pages 24942–24977

Late Reports: Conferees received permission to file conference reports by midnight tonight on: H.R. 7555, making appropriations for the Departments of Labor, Health, Education, and Welfare, and related agencies for fiscal year 1978;

H.R. 6689, authorizing appropriations for the Department of State and related agencies for fiscal year 1978; and

S. 826, Department of Energy Organization Act.

Pages 24978–24992

Committees To Sit: Committee on International Relations received permission to sit during proceedings under the 5-minute rule of the House on Thursday, July 28; and the Committee on Veterans' Affairs received permission to sit during proceedings under the 5-minute rule of the House on Wednesday, July 27.

Page 24992

Small Business Act: House agreed to the conference report on H.R. 692, to amend the Small Business Act and the Small Business Investment Act of 1958 to increase loan authorization and surety bond guarantee authority; and to improve the disaster assistance, certificate of competency and Small Business Set-aside programs; clearing the measure for Senate action.

Referral: One Senate-passed bill was referred to the appropriate House committee. Pages 24978–24991

Adjournment: Adjourned at 5:31 p.m.

Committee Meetings

RESOURCES PLANNING ACT

Committee on Agriculture: Subcommittee on Forests held a hearing on the implementation of the Resources Planning Act. Testimony was heard from USDA and public witnesses.

MILITARY MORALE

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on grievance procedures in the military. Testimony was heard from Lt. Gen. Marvin D. Fuller, Inspector General of the Army; and Lt. Gen. John P. Flynn, Inspector General of the Air Force.

Hearings continue tomorrow.

FEDERAL RESERVE REFORM ACT

Committee on Banking, Finance and Urban Affairs: Held a hearing on H.R. 8094, Federal Reserve Reform Act. Testimony was heard from Federal Reserve Board Chairman Arthur Burns; John Brown, Public Interest Research Group; and David Cohen, Common Cause.

USE OF PUBLIC AIR SPACE

Committee on the District of Columbia: Subcommittee on Economic Development and Regional Affairs held a hearing on H.R. 7766, to authorize the Mayor of the District of Columbia to enter into an agreement with the United States Postal Service with respect to the use of certain public air space in the District of Columbia. Testimony was heard from John T. Farrell, Jr., U.S. Postal Service; D.C. Postmaster William H. Gordon; John White, D.C. Municipal Planning Office; and William Robinson, Office of Corporation Counsel.

Following the hearing, the Subcommittee approved for full committee action H.R. 7766 (title above).

LABOR REFORM ACT

Committee on Education and Labor: Subcommittee on Labor-Management Relations continued hearings on the Labor Reform Act. Testimony was heard from representatives of AFL–CIO Department of Organization and Field Services; United Rubber Workers; United Brotherhood of Carpenters; National Union of Hospital and Health Care Employees; and National Association of Manufacturers.

Hearings continue tomorrow.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 15, Elementary and Secondary Education Act, with testimony from representatives of the Office of Education.

Hearings continue tomorrow.

AFDC PROGRAM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on the Aid to Families with Dependent Children (AFDC) program. Witnesses heard were Dr. John T. Dempsey, Director, Michigan Department of Social Services; Dr. Leon Ginsberg, Commissioner, West Virginia Department of Welfare; and Robert E. Jornlin, Director, Contra Costa County, California, Welfare Department.

STRIP MINING IN APPALACHIA

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on strip mining and the flooding in Appalachia. Testimony was heard from Jack Spadaro, West Virginia Appalachian Coalition; and Louis Hunter, President, National Independent Coal Operators Association.

REDWOOD NATIONAL PARK

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs met and approved for full committee action H.R. 3813 as amended, Redwood National Park expansion, State of California.

HUMAN RIGHTS IN CAMBODIA

Committee on International Relations: Subcommittee on International Organizations held a hearing on human rights in Cambodia. Testimony was heard from Richard C. Holbrooke, Assistant Secretary for East Asian and Pacific Affairs; and Charles H. Twining, Foreign Service Officer, Department of State.

HUMAN RIGHTS IN VIETNAM

Committee on International Relations: Subcommittee on International Organizations held a hearing on human rights in Vietnam. Testimony was heard from Nguyen Cong Hoan, former member of the Hanoi Assembly.

DOLLARS, DIPLOMACY AND DEVELOPMENT

Committee on International Relations: Subcommittee on International Economic Policy and Trade and on International Development held a joint hearing on Dollars, Diplomacy, and Development: The Development Role of Private Capital. Testimony was heard from Emma Rothschild, Author; Dr. Irving Friedman, Citibank, New York City; and Professor Philip Wellons, Harvard Business School.

SECURITIES ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittees on Oversight and Investigations and on Consumer Protection and Finance held a joint hearing on the functioning and administration of the Securities Act Amendments of 1975. Testimony was heard from SEC Commissioner Loomis; Professor Roy Schotland, Georgetown University Law Center; and Robert L. Bevan, American Bankers Association.

Hearings continue tomorrow.

BROADCASTING

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on broadcasting with testimony from Representative Findley and public witnesses.

Hearings continue tomorrow.

TV VIOLENCE

Committee on Interstate and Foreign Commerce: Subcommittee on Communications met for discussion of television violence.

ADMINISTRATIVE CONFERENCE ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 7662, Administrative Conference Act, with testimony from Robert A. Anthony, Chairman, Administrative Conference of the United States.

SEADOCK'S FUTURE

Committee on Merchant Marine and Fisheries: Held a hearing on the current status of the SEADOCK Corporation's license application for construction of a deepsea port off Corpus Christi, Texas, and the reasons for the withdrawal of Exxon, Gulf, and Mobil from the Corporation. Testimony was heard from Senator Bentsen, Departments of Transportation and Justice; and representatives of Exxon, Gulf and Mobil.

PANAMA CANAL

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal continued oversight hearings on United States vital interests in the Panama Canal and Canal Zone. Testimony was heard from Colonel John Sheffey, Department of the Army, and public witnesses.

OCS LANDS ACT AMENDMENTS

Ad Hoc Select Committee on Outer Continental Shelf: Continued markup of H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977, and will resume tomorrow.

DUAL COMPENSATION

Committee on Post Office and Civil Service: Subcommittee on Investigations began hearings on dual compensation with testimony from Admiral H. G. Rickover, USN; and Sidney Taylor, National Taxpayers Union.

Hearings continue Thursday, July 28.

EMPLOYMENT PREFERENCE FOR CERTAIN EMPLOYEES OF BIA AND IHS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 4153, relating to employment preference for certain employees of the Bureau of Indian Affairs, and to certain employees of the Indian Health Service. Testimony was heard from Representatives Blouin, Quie, Pressler, and Runnels; and representatives of National Federation of Federal Employees; National

Council of BIA and IHS Locals; Fair Action Coordinating Team, Okla., and Indian Health Service, South Dakota.

DREDGING BY CONTRACT

Committee on Public Works and Transportation: Subcommittee on Water Resources approved for full committee action H.R. 7744 as amended, pertaining to carrying out project or otherwise; and

Considered projects recommended for deauthorization by the Secretary of the Army and recommended to the full committee to continue the authorization of 50 water resources development projects.

FAIR LABOR STANDARDS AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment, waiving all points of order against the amendment for failure to comply with clause 7 of rule XVI and providing one motion to recommit with or without instructions on H.R. 3744, Fair Labor Standards Amendments of 1977. Testimony was heard from Chairman Perkins; and Representatives Phillip Burton, Quie, Erlenborn, McDonald, Ashbrook, Edwards of Okla., Goodling, Dickinson, Rousselot, Goldwater, Sebelius, Burgener, Abdnor, Taylor, Moorhead of California, and Grassley. A statement for the record was submitted by Representative Thone.

ENVIRONMENTAL IMPACT OF PRESIDENT'S ENERGY PLAN

Committee on Science and Technology: Subcommittee on Environment and Atmosphere continued hearings on the environmental impact of the President's energy plan. Testimony was heard from Bertram W. Carnow, M.D., University of Illinois School of Public Health; and Harry Perry, Resources for the Future.

Hearings continue tomorrow.

NUTRITION RESEARCH

Committee on Science and Technology: Subcommittee on DISPAC began hearings on nutrition research. Testimony was heard from Dr. Arnold Schaefer, Swanson Center for Nutrition; John S. MacGregor, Roche Institute, N.J.; Jodie Levin-Epstein, Childrens Foundation, and other public witnesses.

Hearings continue tomorrow.

TARGETING PROCUREMENTS

Committee on Small Business: Subcommittee on Capital, Investment, and Business Opportunities held a hearing on the concept of targeting Federal procurement to areas of high unemployment. Testimony was heard from public witnesses.

NAVIGATION DEVELOPMENT ACT

Committee on Ways and Means: Met and agreed on the language for Title II of H.R. 8309, Navigation Development Act, relating to fuel taxes for inland waterways, and that language will be transmitted to the Committee on Public Works and Transportation and will comprise Title II of the bill that will be reported from that Committee.

IRS TAXPAYERS' SERVICE PROGRAM

Committee on Ways and Means: Subcommittee on Oversight held a hearing on IRS taxpayers' service program with testimony from public witnesses.

Hearings continue tomorrow.

PRESIDENT'S SOCIAL SECURITY PROPOSALS

Committee on Ways and Means: Subcommittee on Social Security continued hearings on the President's social security proposals. Testimony was heard from Representatives Crane, Rousselot, Seiberling, Lagomarsino, Dodd, and Guam Delegate Won Pat; and public witnesses.

Hearings continue tomorrow.

Joint Committee Meetings

MIDYEAR ECONOMIC REVIEW

Joint Economic Committee: Committee continued hearings to review midyear economic conditions and to examine the long-term outlook for investment, Federal budget policy, and inflation, receiving testimony from Thomas Bertrum Lance, Director, Office of Management and Budget.

Hearings were recessed subject to call.

LABOR-HEW APPROPRIATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 7555, making appropriations for the Department of Labor and Health, Education, and Welfare for fiscal year 1978.

CLEAN AIR

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 6161, proposed Clean Air Act Amendments of 1977, but did not complete action thereon and will meet again tomorrow.

Wednesday, July 27, 1977

Senate

Chamber Action

Routine Proceedings, pages 25093–25149

Bills Introduced: Twenty-one bills and two resolutions

were introduced, as follows: S. 1930–1950; and S. Res. 231–232. Pages 25094–25095, 25086

Bills Reported: Reports were made as follows:

Report of the Select Committee on Indian Affairs on allocation of its budget authority among its subcommittees and programs over which it has jurisdiction, as required by section 302(b) of the Congressional Budget Act (S. Rept. 95–366);

Conference Report on S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy (S. Rept. 95–367);

Conference Report on H.R. 6111, to amend and extend programs under the Juvenile Justice and Delinquency Prevention Act, and to authorize funds to establish temporary shelter care facilities for runaway youth (S. Rept. 95–368);

S. 1750, to provide for studies of the issues relating to the use, labeling, and advertising of saccharin, with additional amendment (S. Rept. 95–369); and

S. Res. 232, to pay a gratuity to the survivor of a deceased Senate employee (without written report). Page 25094

Measure Passed:

Frances Knight: Senate agreed to S. Res. 231, paying tribute to Frances G. Knight on the occasion of her recent retirement as Director of the State Department's Passport Office. Pages 25085–25086

SBA Authorizations: Senate agreed to the conference report on H.R. 692, to increase and extend through fiscal year 1978 loan and surety bond guarantee authorities for programs under the Small Business Act and Small Business Investment Act, thus clearing the measure for the President. Pages 25086–25093

International Financial Institutions: Senate agreed to the conference report on H.R. 5262, authorizing U.S. subscriptions and contributions to six international financial institutions, thus clearing the measure for further action of the House. Pages 25187–25191

Senate Campaign Financing: Senate continued consideration of S. 926, to provide for public financing of Senate general election campaigns, taking action on proposed amendments as follows:

Adopted:

(1) Pearson amendment No. 528, barring use of any monies from the General Fund of the Treasury for use in Senate campaign financing; Page 25174

(2) Kennedy unprinted amendment No. 703 (as a substitute for Griffin amendment No. 572), to allow taxpayers to indicate on IRS Form 1040 for the year 1977 whether $1 of their taxes for 1975 and 1976 may be used for financing Senate elections; Page 25181

(3) Griffin amendment No. 572, as amended. Page 25175

Rejected: By 37 yeas to 56 nays, modified Hatfield amendment No. 570, to include primary elections under the provisions of the bill. Page 25170

Motion to close further debate on this bill was entered. Vote on such motion is expected to occur between 11:45 a.m. and 12 noon on Friday, July 29. Page 25185

Pages 25170–15187

Unanimous Consent Agreement—Foreign Aid Appropriations: By unanimous consent it was agreed that when Senate proceeds to consider H.R. 7797, making appropriations for foreign assistance for fiscal year 1978, debate thereon be limited to two hours; with 3 hours to be allocated to Harry F. Byrd, Jr.; no time limitation on three amendments which may be offered by Senator Allen, with no tabling motions thereto in order; 1 hour on amendments in the first degree; and 30 minutes on amendments in the second degree. Page 25085

Bill Indefinitely Postponed: S. 1305, small business disaster loans, was indefinitely postponed. Page 25093

Messages From the House: Pages 25093–25094

Executive Communications: Page 25094

Amendments Submitted for Printing: Page 25106

Statements on Introduced Bills: Pages 25095–25106

Additional Statements: Pages 25107–25149

Record Vote: One record vote was taken today. Page 25174

Recess: Senate met at 11:30 p.m. and recessed at 4:44 p.m. Page 25192

Committee Meetings

DOD SUPPLEMENTAL AUTHORIZATIONS

Committee on Armed Services: Subcommittee on Research and Development held closed hearings on S. 1863, proposed supplemental authorizations for fiscal year 1978 for the Department of Defense, receiving testimony from Dr. William J. Perry, Director of Defense, Research and Engineering; John Walsh, Deputy Director, (Strategic and Space Systems); General Alton Slay, Deputy Chief of Staff for Research and Development; and Capt. Walter Locke, Joint Cruise Missile Program Officer, all of the Department of Defense; and John Hughes, Deputy Director for Collection Operations, Defense Intelligence Agency.

Hearings continue in closed session on Friday, July 29.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the nomination of Robert H. McKinney, of Indiana, to be a member of the Federal Home Loan Bank Board.

UTILITY RATES

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation held hearings on legislation concerning regulation of public utilities, including S. 122, S. 1300, S. 1363, S. 1364, and Part E, (Electric Utility Rate Reform) of S. 1469, the proposed National Energy Policy Act. Witnesses heard were Senators Brooke and Hart; David J. Bardin, Deputy Administrator, Federal Energy Administration; Richard L. Dunham, Chairman, Federal Power Commission; Dr. Alfred E. Kahn, Chairman, Civil Aeronautics Board; Sally Streiter, National Economic Research Associates, New York City; Robert Uhler, Electric Power Research Institute, Palo Alto, California; and Dr. Frederick Wells, Resources for the Future, Washington, D.C.

Hearings continue tomorrow.

HOME APPLIANCE EFFICIENCY STANDARDS

Committee on Energy and Natural Resources: Committee continued consideration of Part B of Title III, relative to establishing mandatory energy efficiency standards for certain home appliances, of S. 1469, the proposed National Energy Policy Act, but did not complete action thereon and will meet again tomorrow.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported the following nominations: Robert H. Mundheim, of Pennsylvania, to be General Counsel of the Department of the Treasury;

Azie Taylor Morton, of Virginia, to be Treasurer of the United States; and

Blandina Cardenas, of Texas, to be Chief of the Children's Bureau, Department of Health, Education, and Welfare.

Committee discussed the matter of future financing of the social security system and agreed that it would prefer to finance such system through means other than the use of general revenues.

Also, committee began consideration of H.R. 7200, to improve the supplemental security income benefits program and child welfare services and social services, but did not complete action thereon and will meet again tomorrow.

AWACS SALE

Committee on Foreign Relations: Subcommittee on Foreign Assistance forwarded to full committee without prejudice S. Con. Res. 36, to disapprove the sale of an airborne warning and control system to Iran.

Full committee will meet tomorrow to consider this matter.

OPIC AUTHORIZATION

Committee on Foreign Relations: Subcommittee on Foreign Assistance held hearings to review programs of the Overseas Private Investment Corporation and to receive testimony on S. 1771, authorizing funds for the OPIC. Witnesses heard were John Gilligan, Administrator, Agency for International Development; C. Fred Bergsten, Assistant Secretary of the Treasury for International Affairs; and Rutherford Poats, President, OPIC.

Hearings continue on Friday, July 29.

UNITED NATIONS

Committee on Foreign Relations: Subcommittee on International Operations held hearings to receive testimony on public attitudes toward the United Nations. Witnesses heard were Joseph B. Sills, United Nations Association of the United States of America, New York City; Ruth Clusen, League of Women Voters, Washington, D.C.; Jenny Redfern, League of Women Voters of South Dakota, Rapid City; Kay Easley, League of Women Voters of Arkansas, Conway; and Ruth Robbins, League of Women Voters, New York City.

Hearings were recessed subject to call.

HALFWAY HOUSES

Committee on Human Resources: Subcommittee on Alcoholism and Drug Abuse held hearings on the role of the halfway house in the rehabilitation of alcoholics, receiving testimony from Dr. Ernest Noble, Director, National Institute on Alcohol Abuse and Alcoholism, accompanied by several associates, all of the Department of Health, Education, and Welfare; Richard Webb, Association of Halfway House Alcoholism Programs, Toledo; Ken Schmidt, The Bangor Halfway House, Bangor, Maine; Jack Donahue, Hope House, Boston; Edward Geffner, Manhattan Bowery Project, New York City; Dr. Thomas Richards, Men's Service Center Halfway Houses, Rochester; and Dr. Helen Annis, Addiction Research Foundation, Toronto, Canada.

Hearings were recessed subject to call.

QUALITY IN EDUCATION

Committee on Human Resources: Subcommittee on Education, Arts, and Humanities held hearings to examine the quality of educational testing in elementary and secondary schools, receiving testimony from William W. Turnbull, Educational Testing Service, Washington, D.C.; and Roy Forbes, National Assessment of Educational Progress, Denver, Colorado.

Hearings were recessed subject to call.

FOOD DRUGS AND COSMETICS

Committee on Human Resources: Subcommittee on Health and Scientific Research Continued hearings on legislation designed to revise and restructure the Federal Food, Drug and Cosmetic Act, including S. 628 through S. 643 and S. 1381, receiving testimony from Dr. Alexander Schmidt, University of Illinois Medical Center, Chicago; Dr. Charles C. Edwards, Rutherford, N.J.; Dr. William N. Hubbard, The Upjohn Company, Kalamazoo, Mich.; Dr. Robert H. Furman, Lilly Research Laboratories, Indianapolis; Dr. John A. Oates, Vanderbilt University, Nashville; Dr. Thomas E. Gaffney, Medical University of South Carolina, Charleston; Dr. Lewis Scheiner, University of California at San Francisco; William Haddad, Office of Legislative Oversight, New York State Assembly, Albany; Dr. William Heller, United States Pharmacopeial Convention, Inc., Rockville, Md.; Dr. William J. Kinnard, American Association of Colleges of Pharmacy, Bethesda, Md.; Dr. Edward S. Hyman, American Council of Medical Staffs, New Orleans.

Hearings were recessed subject to call.

AGE DISCRIMINATION IN EMPLOYMENT

Committee on Human Resources: Subcommittee on Labor continued hearings on bills to amend the Age Discrimination in Employment Act so as to protect the employment rights of older workers (S. 481, 1583, 1768, 1773, and 1784), receiving testimony from Representative Findley; Bert Seidman, AFL-CIO, Washington, D.C.; Arthur C. Prine, Jr., Harold Coxson, and Andrew A. Melgard, all representing the U.S. Chamber of Commerce, Washington, D.C.; Daniel Knowles, Grumman Aircraft, Bethpage, N.Y.; Dr. Albert Gunn, University of Texas, Houston; and Lauren Selden, National Retired Teachers Association—American Association of Retired Persons, Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS AND BUSING

Committee on the Judiciary: Committee ordered favorably reported the following nominations:

Harold L. Murphy, to be U.S. District Judge for the Northern District of Georgia;

William B. Gray, to be U.S. attorney for the District of Vermont; and

Earle B. McLaughlin, to be U.S. marshal for the District of Vermont.

Also, committee considered S. 1651, to establish guidelines for courts in prescribing busing as a remedy in school desegregation cases, and announced that following an additional hearing on this bill tomorrow, it will resume its consideration.

LAW ENFORCEMENT INTELLIGENCE ACT

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings to examine the erosion of law enforcement intelligence gathering capabilities, receiving testimony from H. Stuart Knight, Director, Secret Service, Department of the Treasury; and Glen D. King, International Association of Chiefs of Police, Gaithersburg, Md.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported an original resolution to provide severance pay for certain committee staff members displaced as a result of adoption of Committee System Reorganization Amendments of 1977. Committee also approved an original resolution (S. Res. 232) to pay a gratuity to the survivor of a deceased Senate employee.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Subcommittee on Intelligence and the Rights of Americans continued closed hearings on a proposal to establish procedures for electronic surveillance in the area of foreign intelligence (embodied in S. 1566), receiving testimony from Admiral B. R. Inman, Director, National Security Agency, and Deanne Siemer, General Counsel, both of the Department of Defense; Harold Saunders, Director of Intelligence and Research, who was accompanied by Herbert J. Hansell, Legal Advisor, both of the Department of State; and Anthony Lapham, General Counsel, Central Intelligence Agency.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 44 public bills, H.R. 8551–8594; 1 private bill, H.R. 8595; and 11 resolutions, H.J. Res. 558, H. Con. Res. 311–313, and H. Res. 718–724 were introduced. Pages 25311–25313

Bills Reported: Reports were filed as follows:

H.R. 3454, Endangered American Wilderness Act of 1977, amended (H. Rept. 95–540);

H. Res. 718, providing for the consideration of H.R. 3816, Federal Trade Commission amendments of 1977 (H. Rept. 95–541); and

Conference report on H.R. 6111, Juvenile Justice and Delinquency Amendments of 1977 (H. Rept. 95–542).

Pages 25310–25311, 25261–25268

Committees To Sit: Committee on the Outer Continental Shelf, the Subcommittee on the Panama Canal of the Committee on Merchant Marine and Fisheries, and the Committee on Interior and Insular Affairs received permission to sit today during proceedings of the House under the 5-minute rule; and

Subcommittees on Oversight and Investigations and Consumer Protection and Finance of the Committee

on Interstate and Foreign Commerce received permission to sit today and Thursday, July 28 during proceedings of the House under the 5-minute rule.

Pages 25193, 25196

Federal Rules of Criminal Procedure: House concurred in the Senate amendment to H.R. 5864, to approve with modifications certain proposed amendments to the Federal Rules of Criminal Procedure and to disapprove other such proposed amendments—clearing the measure for the President. Page 25193

Agriculture Appropriations: By a yea-and-nay vote of 377 yeas to 33 nays, Roll No. 460, the House agreed to the conference report on H.R. 7558, making appropriations for the Agriculture and Related Agencies programs for fiscal year 1978—clearing the measure for Senate action.

House receded and concurred in Senate amendment numbered 78; and receded and concurred with amendment in Senate amendments numbered 2, 17, 71, 75, 91, 93, 98, and 99. Pages 25196–25204

Diplomatic Relations: By a voice vote, the House passed H.R. 7819, to complement the Vienna Convention on Diplomatic Relations. Pages 25204–25206

Agriculture: House continued consideration of H.R. 7171, Agricultural Act of 1977; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, July 28.

By a yea-and-nay vote of 410 yeas to 4 nays, Roll No. 461, the House agreed to a motion to resolve itself into the Committee of the Whole.

Pending when the Committee of the Whole rose was a substitute for title XII, food stamps (substitute is the text of H.R. 7940, H. Rept. 95-464).

Agreed to:

An amendment that places ceilings of $5.85, $6.16, $6.19, and $6.24 billion for fiscal years 1978 to 1981, on expenditures for the food stamp program (agreed to by a recorded vote of 242 ayes to 173 noes, Roll No. 464);

Rejected an amendment to the previous amendment that sought to reduce the ceiling for fiscal year 1978 to $5.6 billion (rejected by a recorded vote of 168 ayes to 248 noes, Roll No. 463);

Agreed to an amendment that requires annual adjustments in the cap on the excess shelter deduction on household income commencing with fiscal year 1978 (agreed to by a division vote of 45 ayes to 19 noes). A point of order against the amendment was overruled; and

An amendment that requires each State to submit a plan of operations for distribution of emergency food stamps in a major disaster situation.

Rejected:

Two amendments en bloc that sought to provide guidelines to the USDA for determining which foods are eligible to be purchased with food stamps;

An amendment that sought to require the Secretary of Agriculture in consultation with the National Academy of Sciences to determine which foods are of such nutritional value to be eligible for the food stamp program (rejected by a recorded vote of 185 ayes to 227 noes, Roll No. 462);

An amendment that sought to deny food stamp benefits to strikers except where they had previously been eligible (rejected by a recorded vote of 170 ayes to 249 noes, Roll No. 467);

An amendment to the previous amendment that sought to exclude strikers whose household includes children under sixteen years of age (rejected by a recorded vote of 152 ayes to 266 noes, Roll No. 465);

An amendment to the previous amendment that sought to exclude strikers whose household includes children under sixteen years of age, or disabled or elderly dependents (rejected by a recorded vote of 190 ayes to 227 noes, Roll No. 466);

An amendment that sought to maintain the purchase requirement for food stamps (rejected by a recorded vote of 102 ayes to 317 noes, Roll No. 468); and

An amendment that sought to provide that food stamp households whose adjusted gross income is in excess of twice the poverty level, would have that excess, up to the amount of the coupon allotment, recovered by the government (rejected by a recorded vote of 149 ayes to 262 noes, Roll No. 469). A point of order against the amendment was overruled.

A point of order was sustained against an amendment that sought to make annual adjustments in the cap on the excess shelter deduction on household income as indicated by the Consumer Price Index; as a violation of the Congressional Budget Act.

Pages 25206–25261

Select Committee on Intelligence: Pursuant to H. Res. 658, the Speaker appointed the following Members as members of the Permanent Select Committee on Intelligence: Representatives Boland (chairman), Zablocki, Burlison of Missouri, Murphy of Illinois, Aspin, Rose, Mazzoli, Mineta, Fowler, Bob Wilson, Ashbrook, McClory, and Robinson. Page 25268

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 25310

Adjournment: Adjourned at 7:51 p.m.

Committee Meetings

SALT NEGOTIATIONS

Committee on Armed Services: Met in executive session for a briefing on present status of the SALT negotiations by Paul C. Warnke, ACDA director and Chief U.S. SALT Negotiator.

MILITARY MORALE

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on grievance procedures in the military with further testimony from Inspector General of the Army Lt. Gen. Marvin Fuller; and Inspector General of the Air Force Lt. Gen. John P. Flynn.

Hearings continue Friday, July 29.

FEDERAL RESERVE REFORM ACT

Committee on Banking, Finance and Urban Affairs: Began markup of H.R. 8094, Federal Reserve Reform Act, and will resume tomorrow.

LOAN PROGRAM FOR HISTORIC RESOURCES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Historic Preservation and Coinage held a general oversight hearing on an adequate loan program for historic resources. Testimony was heard from State historic preservation officers from Maryland, Iowa, and Rhode Island.

SECOND BUDGET RESOLUTION

Committee on the Budget: Began markup of the second budget resolution for fiscal year 1978, and will resume tomorrow.

LABOR REFORM ACT

Committee on Education and Labor: Subcommittee on Labor-Management Relations continued hearings on the Labor Reform Act with testimony from public witnesses.

Hearings continue tomorrow.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 15, Elementary and Secondary Education Act, with testimony from public witnesses.

Hearings continue tomorrow.

EQUAL EMPLOYMENT OPPORTUNITY

Committee on Education and Labor: Subcommittee on Employment Opportunities held an oversight hearing on equal employment opportunity with testimony from Commissioner Eleanor Holmes Norton, Equal Employment Opportunity Commission.

FEDERAL OFFICES OF INSPECTOR GENERAL

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on H.R. 2819, to establish statutory Offices of Inspector General in various Federal departments and agencies. Testimony was heard from HEW Secretary Califano; and HEW Inspector General Thomas D. Morris.

ARMY AUDIT AGENCY

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on Army Audit Agency and Deputy Assistant Secretary of Defense. Testimony was heard from Donald Scantlebury, GAO; Fred Wacker, Assistant Secretary of Defense; and Jack Hobbs, Deputy Assistant Secretary of the Army.

JUSTICE DEPARTMENT

Committee on Government Operations: Subcommittee on Government Information and Individual Rights continued hearings on the Justice Department with testimony from FBI Director Kelley.

NATIONAL PARK SYSTEM EXPANSION—PUEBLO INDIAN LANDS

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 8336 amended, to enhance the outdoor recreation opportunities for the people of the United States by expanding the National Park System, and by providing access to and within areas of the National Park System; and

H.R. 2719 amended, to authorize the Secretary of the Interior to contract with the Middle Rio Grande Conservancy District of New Mexico for the payment of operation and maintenance charges on certain Pueblo Indian lands.

STATUS OF MIA'S

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held a hearing on the current status of MIA's. Testimony was heard from Richard C. Holbrooke, and Frank A. Sieverts, Department of State.

NUCLEAR NON-PROLIFERATION

Committee on International Relations: Subcommittees on International Security and Scientific Affairs and on International Economic Policy and Trade began joint markup of H.R. 4409 and 6910, nuclear non-proliferation legislation, which will be continued.

WESTERN EUROPE

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on Western Europe: U.S. foreign policy implications of recent developments in France, Italy, Spain, and Portugal. Testimony was heard from Dr. Stanley Payne, Professor, University of Wisconsin; and Dr. Simon Serfaty, Johns Hopkins University.

U.S. SOUTH AFRICA RELATIONS

Committee on International Relations: Subcommittee on Africa held a hearing on U.S. South Africa relations. Testimony was heard from representatives of Department of State, Commerce, and Defense.

SECURITIES ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittees on Oversight and Investigations and on Consumer Protection and Finance continued joint hearings on the functioning and administration of the Securities Act Amendments of 1975. Testimony was heard from SEC Commissioner Irving M. Pollack; and a panel of public witnesses.

Hearings continue tomorrow.

BROADCASTING

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on broadcasting. Testimony was heard from Ernest Schultz, KTVY, representing Radio and Television News Directors Association; William Monroe, NBC; Citizens Communications Center representative; and Senator Proxmire.

Hearings continue tomorrow.

RAIL SERVICE ASSISTANCE PROGRAMS

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on legislation to change the criteria and to extend the period during which the Federal Government pays 100 percent of the cost of rail service assistance programs. Testimony was heard from Representative Evans of Delaware; ICC Chairman Daniel O'Neal; Richard Freeman, Vice President, Chicago Northwestern Railroad; and representatives of State departments of transportation.

Hearings continue tomorrow.

LAW OF THE SEA CONFERENCE

Committee on Merchant Marine and Fisheries: Met for briefing by Ambassador Elliot L. Richardson on the results of the Law of the Sea Conference.

PANAMA CANAL

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal continued oversight hearings on U.S. vital interests in the Panama Canal and Canal Zone with testimony from public witnesses.

OCS LANDS ACT AMENDMENTS

Ad Hoc Select Committee on Outer Continental Shelf: Met and ordered reported favorably to the House H.R. 1614 as amended, Outer Continental Shelf Lands Act Amendments of 1977.

POST OFFICE MISCELLANY

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House the following measures:

H.R. 5054, to eliminate the requirement of apportionment of appointments in the departmental service in the District of Columbia;

H.R. 8342, to provide for the application of local withholding taxes to Federal employees who are residents of such locality;

H.R. 7132, to establish an arbitration board to settle disputes between organizations of supervisors and other managerial personnel and the United States Postal Service; and

H. Con. Res. 277, expressing the sense of the Congress that the U.S. Postal Service should not reduce the frequency of mail delivery service.

DREDGING BY CONTRACT—PUBLIC BUILDINGS PROSPECTUSES—WATER RESOURCES PROJECTS

Committee on Public Works and Transportation: Met and ordered reported favorably to the House H.R. 7744 as amended, pertaining to carrying out projects for improvements of rivers and harbors by contract or otherwise; and

Approved 28 public buildings prospectuses; and adopted a committee resolution continuing authorization of 50 water resources development projects.

TOXIC AND HAZARDOUS CHEMICALS

Committee on Public Works and Transportation: Subcommittee on Investigations and Review continued hearings on the regulation and monitoring of toxic and hazardous chemicals under the Federal Water Pollution Control Act. Testimony was heard from Representative Luken; EPA Administrator Costle; and public witnesses.

Hearings continue tomorrow.

FEDERAL TRADE COMMISSION AMENDMENTS

Committee on Rules: Granted an open rule providing 1 hour of general debate; making the committee amendment in order as an original bill for the purpose of amendment and providing for a motion to recommit with or without instructions on H.R. 3816, Federal Trade Commission Amendments of 1977. Testimony was heard from Representatives Eckhardt, Preyer, Broyhill, and Butler. Statements for the record were submitted by Representatives Staggers, Moss, Waxman, Seiberling, and Mikva.

FEDERAL BANKING AGENCY AUDIT ACT

Committee on Rules: Granted an open rule providing 1 hour of general debate; waiving section 402(a) of the Congressional Budget Act, making the committee amendments in order as an original bill for the purpose of amendment; waiving all points of order against the amendment for failure to comply with clause 7 of Rule XVI and providing one motion to recommit with or without instructions on H.R. 2176, Federal Banking Agency Audit Act. Testimony was heard from Representatives Brooks, Rosenthal, and Brown of Michigan.

ENVIRONMENTAL IMPACT OF PRESIDENT'S ENERGY PLAN

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere continued hearings on the environmental impact of the President's energy plan. Testimony was heard from public witnesses.

NUTRITION RESEARCH

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on nutrition research with testimony from representatives of various State departments of health services and nutrition.

Hearings continue tomorrow.

SOLAR ENERGY DEVELOPMENT

Committee on Small Business: Subcommittee on Energy, Environment, Safety and Research held hearings on H.R. 3981 and 3984, relating to the role of small business in the development and commercialization of solar energy. Testimony was heard from Representatives Bedell, Drinan, and Mottl and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session on committee business.

VA PHYSICIAN AND DENTIST PAY COMPARABILITY ACT

Committee on Veterans' Affairs: Subcommittee on Medical Facilities and Benefits held a hearing on H.R. 8175 and 8176, amendments to Veterans' Administration Physical and Dentist Pay Comparability Act of 1975. Testimony was heard from Dr. John D. Chase, Chief Medical Director, VA, and public witnesses.

IRS TAXPAYERS' SERVICE PROGRAM

Committee on Ways and Means: Subcommittee on Oversight continued hearings on IRS taxpayers' service program with testimony from IRS Commissioner Kurtz; and Dario Pagliai, Commissioner, Bureau of Government Financial Operations, Treasury Department.

SUGAR

Committee on Ways and Means: Subcommittee on Trade held a hearing on H. Con. Res. 231, to disapprove the President's determination on sugar. Testimony was heard from Representative Hansen and public witnesses.

PRESIDENT'S SOCIAL SECURITY PROPOSALS

Committee on Ways and Means: Subcommittee on Social Security continued hearings on the President's social security proposals. Testimony was heard from Representatives Lehman, Sarasin, Bedell, Moffett, Risenhoover and Cornwell, and public witnesses.

HOSPITAL COST CONTAINMENT ACT

Committee on Ways and Means: Subcommittee on Health met for markup of H.R. 6575, Hospital Cost Containment Act of 1977, and will resume tomorrow.

Joint Committee Meetings

CLEAN AIR AMENDMENTS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 6161, proposed Clean Air Act Amendments, but did not complete action thereon and will meet again tomorrow.

APPROPRIATIONS—DEFENSE

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 7933, making appropriations for fiscal year 1978 for the defense establishment, but did not complete action thereon and will meet again tomorrow.

Thursday, July 28, 1977

Senate

Chamber Action

Routine Proceedings, pages 25370–25461

Bills Introduced: Ten bills and six resolutions were introduced, as follows: S. 1951–1960; S.J. Res. 77 and 78; and S. Res. 233–236.

Pages 25397, 25401–25402, 25427

Bills Reported: Reports were made as follows:

S. 1952, proposed Federal Water Pollution Control Act Amendments of 1977, with individual views (S. Rept. 95–370).

S. 1306, providing temporary authority to the SBA to facilitate water conservation practices and emergency actions to mitigate the impact of the recent drought, with an amendment (S. Rept. 95–371);

S. Res. 233, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1952, (without written report—referred to Committee on the Budget).

S. Res. 235, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1306, (without written report—referred to Committee on the Budget). Page 25397

Measures Passed:

Clinical Laboratories: Senate passed with committee amendments and sent to the House S. 705, to amend the Public Health Service Act so as to revise and strengthen the program to regulate clinical laboratories. Pages 25371–25380

Housing Programs Extension: Senate passed and sent to the House S.J. Res. 77, to extend through September 30, 1977, certain HUD–FHA insurance and related authorities, and the National Flood Insurance Program. Page 25427

William Ridgely: Senate agreed to S. Res. 236, commending William A. Ridgely upon his retirement as Financial Clerk of the Senate. Page 25461

Juvenile Justice: Senate agreed to the conference report on H.R. 6111, to amend and extend through fiscal year 1980 programs under the Juvenile Justice and Delinquency Prevention Act, and to authorize funds to establish temporary shelter care facilities for runaway youth, thus clearing the measure for action of the House. Page 25380–25395

Foreign Relations Authorizations: Senate agreed to the conference report on H.R. 6689, proposed Foreign Relations Authorizations Act of fiscal year 1978, thus clearing the measure for action of the House. Pages 25439–25441

Senate Campaign Financing: Senate continued consideration of S. 926, to provide for public financing of Senate general election campaigns. Page 25427

Senate is expected to vote on motion to close further debate on this bill at approximately 12 noon on Friday, July 29. Pages 25460–25461

A second motion to close further debate on this bill was entered today. Page 25461
Pages 25427–25461

Unanimous Consent Agreements: By unanimous consent it was agreed that when Senate proceeds to consider S. 1360, to establish an Advisory Committee on Timber Sales Procedure to study Forest Service timber sales methods, time for debate thereon be limited to three hours; with one hour on amendments; and thirty minutes on amendments in the second degree; and Page 25395

When Senate proceeds to consider S. 1678, to amend and extend for two years through fiscal year 1979 the Federal Insecticide, Fungicide, and Rodenticide Act, debate thereon be limited to one hour, with 30 minutes on amendments. Page 25461

Extension of Time To Report: Committee on Foreign Relations was granted an additional seven days (from July 30, 1977) to file its report required by the Official Conduct Amendments of 1977 concerning the matter of foreign travel by Senate Members and staff. Page 25460

Vice Presidential Appointments: Vice President appointed Senators Proxmire and Garn to the National Commission on Neighborhoods. Page 25427

Unanimous Consent Calendar: One measure was transferred in the calendar to Measures Cleared to be Considered by Unanimous Consent. Page 25380

Messages From the House: Page 25396

Executive Communications: Page 25397

Amendments Submitted for Printing: Pages 25402–25404

Statements on Introduced Bills: Pages 25397–25401

Additional Statements: Pages 25405–25426

Confirmations and Nominations: Pages 25461–25462

Confirmations: Senate confirmed the following nominations:

David B. Bolen, of Colorado, to be Ambassador to the German Democratic Republic;

Raymond L. Garthoff, of Connecticut, to be Ambassador to Buglaria;

Mauricio Solaun, of Illinois, to be Ambassador to Nicaragua;

Jean M. Wilkowski, of Florida, with the rank of Ambassador while serving as Coordinator of U.S. Preparations for the U.N. Conference on Science and Technology for Development;

Allard K. Lowenstein, of New York, to be Alternate U.S. Representative for Special Political Affairs in the U.N.;

Elizabeth E. Bailey, of New Jersey, to be a Member of the Civil Aeronautics Board;

J. Albert Jones, to be U.S. attorney for the western district of Kentucky;

Donald L. Beckner, to be U.S. attorney for the middle district of Louisiana;

John H. Hannah, Jr., to be U.S. attorney for the eastern district of Texas;

Theddis R. Coney, to be U.S. marshal for the southern district of Texas;

Sar A. Levitan, of the District of Columbia; to be a Member of the National Commission on Employment and Unemployment Statistics;

John B. Gabusi, of Arizona, Robert S. Landmann, of New Mexico, and Robert N. Smith of Michigan, each to be an Assistant Director of the Community Services Administration;

Harold L. Murphy, to be U.S. district judge for the northern district of Georgia;

William B. Gray, to be U.S. attorney for the district of Vermont;

Earle B. McLaughlin, to be U.S. marshal for the district of Vermont; and

Edward F. Harrington, to be U.S. attorney for the district of Massachusetts. Page 25462

Nominations: Senate received the following nominations:

Marshall D. Shulman, of Connecticut, for the rank of Ambassador during the tenure of his service as Special Adviser to the Secretary of State for Soviet Affairs;

William P. Dixon, of Virginia, to be United States Alternate Executive Director of the International Bank for Reconstruction and Development;

Lawrence Connell, Jr., of Connecticut, to be Administrator of the National Credit Union Administration;

Eloise A. Woods, of Georgia, to be Chairman of the National Credit Union Board; and

Major General Robert C. Marshall, Army, to be a member and President of the Mississippi River Commission.

Recess: Senate met at 12:30 p.m. and recessed at 6:31 p.m. Pages 25461–25462

Committee Meetings

ENERGY TRANSPORTATION SECURITY

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 61, requiring that a certain percentage of U.S. oil imports be carried on U.S.-flag vessels, after receiving testimony from Robert J. Blackwell, Assistant Secretary of Commerce for Maritime Affairs.

AIR TRANSPORTATION REGULATORY REFORM

Committee on Commerce, Science, and Transportation: Committee resumed discussion of regulatory reform of the air transportation industry, but did not complete action thereon and will meet again on Tuesday, August 2.

ENERGY CONSERVATION

Committee on Energy and Natural Resources: Committee continued consideration of the energy conservation aspects of S. 1469, the proposed National Energy Policy Act, but did not complete action thereon and will meet again tomorrow.

UTILITY RATES

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation continued hearings on legislation concerning regulation of public utilities, including S. 122, 1300, 1363, 1364, and Part E, Electric Utility Rate Reform, of S. 1469, the proposed National Energy Policy Act. Witnesses heard were Senator Curtis; Joseph Swidler, Washington, D.C.; Governor Brendan T. Byrne of New Jersey; Paul F. Levy, Massachusetts Energy Office, Boston; Garrett Morris, Public Utility Commission of Texas, Austin; Walter J. Cavagnaro, California Public Utility Commission, San Francisco; Charles Cincchetti, Wisconsin Public Utility Commission, Madison; and William T. Mayo, Florida Public Service Commission, Tallahassee.

Hearings were recessed subject to call.

ENDANGERED SPECIES

Committee on Environment and Public Works: Subcommittee on Resource Protection resumed oversight hearings on the Endangered Species Act of 1973 (P.L. 93–205), receiving testimony from William Chandler, The Nature Conservancy, Anne Wickham, Friends of the Earth, Dr. Michael Berger, National Wildlife Federation, Daniel Poole, Wildlife Management Institute, Christine Stevens, Society for Animal Protective Legislation, Dr. Thomas Lovejoy, World Wildlife Fund, Dr. Michael Zagata, National Audubon Society, Jerry L. Haggard, American Mining Congress, and Michael Bean, all of Washington, D.C.; Robert Wagner, American Association of Zoological Parks, and Aquarium, Oglebee Park, W. Va.; Roger Thacker, North American Falconers Association, Seattle; A. M. Oldfield, Safari Club International, Tucson, Ariz,; Julius Brzoznowski, American National Cattlemen's Association, Orr, Minn.; and Harvy Liebergall, American Fur Merchants Association, New York City.

Hearings were adjourned subject to call.

PUBLIC ASSISTANCE AMENDMENTS

Committee on Finance: Committee continued consideration of H.R. 7200, to improve the supplemental security income benefits program and child welfare services and social services and announced the following decisions: (a) approved a subsidized child adoption program, (b) placed a ceiling on the amount of Federal funds available for foster care grants, and (c) agreed to provide up to $1 billion in additional Federal funds for state and local government welfare costs. A press release summarizing these and other actions taken by the committee is available at the committee office in 2227 Dirksen Office Building.

Committee will continue consideration of H.R. 7200 tomorrow.

AWACS SALE

Committee on Foreign Relations: Committee met to consider S. Con. Res. 36, to disapprove the sale of an airborne warning and control system to Iran, following which it was announced that President Carter had agreed to resubmit in September the notification of a letter of offer of such equipment.

UNDERGROUND NUCLEAR TESTS

Committee on Foreign Relations: Committee held hearings on Treaties with the Soviet Union on the Limitation

of Underground Nuclear Weapon Tests and on Underground Nuclear Explosions for Peaceful Purposes (Ex. N., 94th Cong., 2d sess.) receiving testimony from Philip C. Habib, Under Secretary of State for Political Affairs; Paul C. Warnke, Director, who was accompanied by Robert W. Buchheim, Deputy Chief, U.S. Delegation to the Peaceful Nuclear Explosions Treaty negotiations, both of the Arms Control and Disarmament Agency.

Hearings were recessed subject to call.

SUBCOMMITTEE BUSINESS MEETING

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy met in a closed business meeting but made no announcements and recessed subject to call.

FEDERAL ACQUISITION ACT

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government concluded hearings on S. 1264, to establish policies, methods and criteria for the acquisition of property and services by executive agencies, after receiving testimony from Stuart J. Evans, Assistant Administrator for Procurement, National Aeronautics and Space Administration; David Packard, Hewlett-Packard Company, Palo Alto, Calif.; Dr. Karl G. Harr, Jr., Aerospace Industries Association, Washington, D.C.; Professor Ralph C. Nash, George Washington University, Washington, D.C.; and Patrick Cadigan, Western Electronics Manufacturers Association, Palo Alto, Calif.

MINIMUM WAGE

Committee on Human Resources: Labor Subcommittee held hearings on S. 1871, to increase the Federal minimum wage, receiving testimony from F. Ray Marshall, Secretary, who was accompanied by several of his associates of the Department of Labor.

Hearings continue on Monday, August 1.

SICKLE CELL MONTH, AND BUSING

Committee on the Judiciary: Committee ordered favorably reported S.J. Res. 71, designating September of each year as "National Sickle Cell Month" (amended limiting such proclamation to 1977).

Committee also continued consideration of S. 1651, to establish guidelines for courts in prescribing busing as a remedy in school desegregation cases, but did not complete action thereon and will meet again tomorrow.

PRESIDENTIAL ELECTION

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S.J. Res. 1, 8, and 18, proposing an amendment to the Constitution to provide for the direct popular election of the President and Vice President of the United States, receiving testimony from Senator Leahy; Lance Tarrance, The Lance Tarrance and Associates, Houston; Richard M. Scammon, Elections Research Center, Washington, D.C.; Aaron Wildavsky, Russell Sage Foundation, New York City; and Paul A. Freund, Harvard Law School, Cambridge.

Hearings continue on Tuesday, August 2.

INDIAN EDUCATION

Select Committee on Indian Affairs: Committee held hearings to receive testimony on the following bills:

S. 1215, to provide grants to Indian-controlled post-secondary educational institutions, receiving testimony from Patricia Locke, National Indian Education Association, Boulder, Colorado; Phyllis Howard, New Town, N.D., Richard Nichols, and Perry Horse, both of Denver, all representing the American Indian Higher Education Consortium; Lionel Bordeaux, Sinte Gleska College, Rosebud, S.D.; Calvin Isaacs, Philadelphia, Miss., representing the National Tribal Chairmen's Association; and Charles E. Trimble, National Congress of American Indians, Washington, D.C.; and

S. 468, authorizing funds for construction and for operational costs of the Navajo Community College, receiving testimony from Senators Domenici, DeConcini, and Schmitt; Wilson Skeet, Navajo Tribe, Window Rock, Ariz.; Donald McCabe, Navajo Community College, Tsaile, Ariz., and Dr. William Demmert, Director, Office of Indian Education, Bureau of Indian Affairs, Department of the Interior.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 39 public bills, H.R. 8596–8634; 2 private bills, H.R. 8635 and 8636; and 8 resolutions, H.J. Res. 559 and 560, H. Con. Res. 314–316, and H. Res. 725–727 were introduced. Pages 25577–25579

Bills Reported: Reports were filed as follows:

H.R. 8444, to establish a comprehensive national energy policy, amended (H. Rept. 95–543), filed on Wednesday, July 27;

Conference report on H.R. 5262, to provide for increased participation by the United States in the International Bank for Reconstruction and Development, the International Development Association, the International Finance Corporation, the Asian Development Bank and the Asian Development Fund (H. Rept. 95–544);

H.R. 8309, authorizing certain public works on rivers for navigation, amended (H. Rept. 95–545); and

H. Res. 727, providing for the consideration of H.R. 8444, to establish a comprehensive national energy policy (H. Rept. 95–546). Page 25577

Agriculture: By a yea-and-nay vote of 294 yeas to 114 nays, Roll No. 478, the House passed H.R. 7171, Agricultural Act of 1977.

Rejected a motion to recommit the bill to the Committee on Agriculture with instructions to report it back forthwith containing an amendment that sought to set the payment limitation on wheat, feed grains, rice and sugar at $30,000 (rejected by a yea-and-nay vote of 201 yeas to 210 nays with 1 voting "present", Roll No. 477).

On demands for separate votes in the House, agreed to an amendment that adds sugar beets and sugar cane to the list of designated nonbasic commodities entitled to a specified level of support through loans and purchases (agreed to by a yea-and-nay vote of 246 yeas to 165 nays, Roll No. 475). On Friday, July 22, same amendment was agreed to in the Committee of the Whole by a division vote of 81 ayes to 3 noes; and

Rejected an amendment that sought to authorize and direct the Secretary to establish a price support program for 1977 crops of sugar beets and sugar cane (rejected by a yea-and-nay vote of 173 yeas to 238 nays, Roll No. 476, after being agreed to by voice vote in the Committee of the Whole on Friday, July 22).

By a yea-and-nay vote of 386 yeas to 4 nays, Roll No. 470, the House agreed to a motion to resolve itself into the Committee of the Whole.

Agreed to the amendment in the nature of a substitute for title XII, food stamps (substitute is the text of H.R. 7940, H. Rept. 95–464) (agreed to by a recorded vote of 320 yeas to 91 nays, Roll No. 473), as amended by:

An amendment that gives States the option of issuing cash in lieu of stamps to elderly, blind, and disabled persons;

An amendment that permits the Secretary to furnish commodities to summer camps as long as the adult-children ratio is not unreasonable in terms of the nature of the camp and the characteristics of the children; and

An amendment that gives the Secretary discretion in providing commodities to maintain food assistance programs.

Rejected an amendment to the food stamp substitute that sought to permit the Secretary to implement additional pilot projects involving the performance of work in return for food stamps, if requested by State agencies (rejected by a recorded vote of 159 ayes to 255 noes, Roll No. 472).

Agreed to:

A clarifying amendment in the nature of a substitute for language concerning international agricultural research, extension, and education, to insure that duplication between the Department and other agencies does not occur;

An amendment that requires an investigation by the Secretary into the feasibility of using organic waste materials as fertilizer;

An amendment that provides that cooperative extension services give attention to education programs for water conservation;

An amendment that provides for the establishment of at least 3, but not more than 5, regional solar energy research centers;

An amendment that clarifies and broadens the definition of solar energy to include energy derived from sources (other than fossil fuels) and technologies included in the Federal Nonnuclear Energy Research and Development Act of 1974;

An amendment that exempts the small baker from most of the recordkeeping activities required by the wheat and wheat foods research and nutrition education program; and

An amendment that strikes the wheat and wheat foods research and nutrition education program (agreed to by a recorded vote of 300 ayes to 109 noes, Roll No. 474).

Rejected an amendment that sought to delete the program providing grants to States for veterinary schools.

Agreed to an amendment that adds language amending the United States Grain Standards Act (text of H.R. 6135, H. Rept. 95–345), as amended by:

An amendment that deletes language prohibiting the Federal Grain Inspection Service from performing analysis of hard red winter wheat to determine the percentage of dark, hard, and vitreous kernels; and

An amendment that permits grain inspection agencies, that would have to cease operations because two of its employees had been convicted of violations, to continue operations if the Administrator determines that continued operations are necessary to carry out the provisions of the Act.

Rejected an amendment to the grain standards amendment that sought to permit the collection of fees to cover Federal administrative and supervisory costs related to official inspections.

Subsequently, this passage was vacated, and S. 275, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

The Clerk was authorized to correct section numbers, punctuation, the table of contents, and cross references in the engrossment of the amendments to the Senate bill.

House then insisted on its amendments to S. 275; and asked a conference with the Senate. Appointed

as conferees: Representatives Foley, Poage, de la Garza, Jones of North Carolina, Jones of Tennessee, Mathis, Bowen, Rose, Richmond, Nolan, Weaver, Wampler, Sebelius, Findley, Thone, and Symms; and in addition on issues involving Public Law 480—title XI, international research—title XIII, and provisions of S. 275 on international reserves: Representatives Zablocki, Pease, and Broomfield. Pages 25462–25561

Printing: Agreed to H. Res. 725, providing for the printing of additional copies of the committee report accompanying H.R. 8444. Page 25562

Late Report: Committee on Rules received permission to file certain privileged reports by midnight tonight. Pages 25562–25563

Export-Import Bank: House disagreed to the amendment of the Senate to H.R. 6415, to extend and amend the Export-Import Bank Act of 1945; and asked a conference with the Senate. Appointed as conferees: Representatives Reuss, Neal, Tsongas, Cavanaugh, Hannaford, Evans of Indiana, Vento, Stanton, Hyde, and Fenwick. Page 25565

Adjournment: Adjourned at 7:36 p.m.

Committee Meetings

SOVIET STRATEGIC CAPABILITIES

Committee on Armed Services: Met in executive session for a briefing by Admiral Stansfield Turner, Director, CIA, on Soviet strategic capabilities.

FEDERAL RESERVE REFORM ACT

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House H.R. 8094 amended, Federal Reserve Reform Act.

MONETARY POLICY

Committee on Banking, Finance and Urban Affairs: Began quarterly hearings on the conduct of monetary policy. Testimony was heard from Walter Heller, Professor of Economics, University of Minnesota; and William Fellner, American Enterprise Institute.

Hearings continue tomorrow.

LABOR REFORM ACT

Committee on Education and Labor: Subcommittee on Labor-Management Relations continued hearings on H.R. 8410, Labor Reform Act. Testimony was heard from John N. Fanning, Chairman, National Labor Relations Board; Representative Jenrette, and public witnesses.

Hearings continue Monday, August 1.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 15, Elementary and Secondary Education Act, with testimony from public witnesses.

Hearings continue Tuesday, August 2.

COMMITTEE BUSINESS

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs met and approved for full committee action reports entitled as follows:

Effectiveness of the Export Promotion Policies and Programs of the Departments of Commerce and State; and

Federal Trade Commission Regional Office Operations.

CUSTOMS OPENING OF INTERNATIONAL MAIL

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearings on opening of international mail by Customs Service. Testimony was heard from U.S. Postal Service officials.

INDIAN LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on H.R. 6348, to convey to the Ely Indian Colony the beneficial interest in certain Federal land; and S. 667, concerning the Te-Moak Bands of Shoshone Indians. Testimony was heard from Ray Butler, Acting Deputy Commissioner, and Ralph Reeser, Director, Office of Legislation and Congressional Liaison, Bureau of Indian Affairs.

Following the hearing, the Subcommittee approved for full committee action the following bills:

H.R. 6348 amended (title above);

S. 667 (title above); and

H.R. 7259 amended, providing for the restoration of Federal recognition to the Siletz Indians of Western Oregon.

DISAPPROVING SALE OF AWACS TO IRAN

Committee on International Relations: Held an executive hearing on H. Con. Res. 275, to disapprove the Sale of AWACS to Iran. Testimony was heard from Secretary of State Vance; Deputy Secretary of Defense Duncan; and Senator Culver.

Following the hearing, the Committee ordered reported favorably to the House H. Con. Res. 275, technical amendments, (title above).

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations held an executive hearing on investigation of Korean-American relations.

MIA'S

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held a hearing on MIA's with testimony from Nguyen Cong Hoan, former member of the Hanoi Assembly.

SECURITIES ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittees on Oversight and Investigations and on Consumer Protection and Finance continued joint hearings on the functioning and administration of the Securities Act Amendments of 1975. Testimony was heard from Richard R. West, Chairman, Municipal Securities Rulemaking Board; John R. Evans, Commissioner, SEC; and public witnesses.

BROADCASTING

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued panel discussion hearings on broadcasting industry structure and ownership. Testimony was heard from representatives of broadcasting stations and public witnesses.

Hearings continue Tuesday, August 2.

RAIL SERVICE ASSISTANCE PROGRAMS

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce continued hearings on legislation to change the criteria and to extend the period during which the Federal Government pays 100 percent of the cost of rail service assistance programs. Testimony was heard from Representatives McDade and Traxler; John M. Sullivan, Administrator, Federal Railroad Association; and Barbara Adams, Railroad Task Force, Northeast Region.

STATE OF THE JUDICIARY

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued hearings on state of the Judiciary/access to justice. Testimony was heard from Chief Justice Robert J. Sheran, Minnesota Supreme Court; Representative Wiggins; and Leon Levin, executive director, Commission on Revision of the Federal Court Appellate System.

DEEP SEABED HARD MINERAL RESOURCES ACT

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House H.R. 3350 as amended, Deep Seabed Hard Mineral Resources Act.

DUAL COMPENSATION

Committee on Post Office and Civil Service: Subcommittee on Investigations continued oversight hearings on dual compensation. Testimony was heard from representatives of Retired Officers Association; Air Force Sergeants Association; Association of Uniformed Services; Noncommissioned Officers Association; and VFW.

HEARING RIGHTS

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on H.R. 6225, pertaining to hearing rights of certain employees prior to adverse action. Testimony was heard from Representative Schroeder; and representatives of NTEU and AFGE.

TOXIC AND HAZARDOUS CHEMICALS

Committee on Public Works and Transportation: Subcommittee on Investigations and Review continued oversight hearings on the regulation and monitoring of toxic and hazardous chemicals under the Federal Water Pollution Control Act. Testimony was heard from Dr. Charles L. Schultze, Chairman, Council of Economic Advisers; and James T. Banks, Attorney, Project on Clean Water, Natural Resources Defense Council.

NATIONAL ENERGY ACT

Committee on Rules: Committee on Rules granted a modified rule providing for the consideration of and one day of general debate on H.R. 8444, to establish a comprehensive national energy policy as amended. Testimony was heard from Representatives Ashley, Anderson, Dingell, Brown of Ohio, Ullman, Conable, Brown of Michigan, Brooks, Horton, Minetta, Walsh, Krueger, Vanik, Waggonner, Stark, Jacobs, Keys, Madigan, Moore, Steiger, Ketchum, Rose, Flowers, Runnels, Glickman, and Ford of Michigan.

ENVIRONMENTAL RESEARCH LANDS

Committee on Science and Technology: Subcommittee on Environment and Atmosphere held a hearing on adequacy of lands for environmental research. Testimony was heard from Department and public witnesses.

Hearings continue tomorrow.

NUTRITION RESEARCH

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on nutrition research. Testimony was heard from Dr. Martin Foreman, Director, Office of Nutrition, AID; Dr. Jean-Pierre Habicht, National Center for Health Statistics, HEW, Rockville, Md.; and public witnesses.

Hearings continue Tuesday, August 2.

ENTITLEMENT TO VA BENEFITS

Committee on Veterans Affairs: Subcommittee on Special Discharge Review Program met and approved for full committee action a draft bill, to be introduced, to deny automatic entitlement to VA benefits for those with upgraded discharges.

BLINDED VETERANS

Committee on Veterans Affairs: Heard testimony from officials of Blinded Veterans on their legislative views.

HOSPITAL COST CONTAINMENT ACT

Committee on Ways and Means: Subcommittee on Health continued markup of H.R. 6575, Hospital Cost Containment Act of 1977, and will resume tomorrow.

CUSTOMS PROCEDURAL REFORM ACT

Committee on Ways and Means: Subcommittee on Trade met and approved for full committee action H.R. 8149 as amended, Customs Procedural Reform Act of 1977.

Joint Committee Meetings

ENERGY

Joint Economic Committee: Subcommittee on Energy held hearings on industries use of energy, including discussion on possible tax incentives, voluntary conservation targets and energy efficiency standards. Witnesses heard were Senator Hart; Charles Berg, Buckfield, Maine; George Hatsopolos, Thermo-Electron Corporation, Waltham, Mass.; Roger Sant, Washington, D.C.; Cravens Wanlass, Tustin, California; and F. Karl Willenbrock, Southern Methodist University, Dallas.

Hearings were recessed subject to call.

FINANCING MUNICIPAL NEEDS

Joint Economic Committee: Subcommittees on Economic Growth and Stabilization and Fiscal and Intergovernmental Policy held joint hearings on the current fiscal condition of cities, receiving testimony from Herrington Bryce, Academy for Contemporary Problems, Washington, D.C.; Jean Gay, Rider College, Lawrenceville, N.J.; Charles Haar, Harvard Law School, Cambridge; Richard Nathan, Brookings Institution, Washington, D.C.; George Peterson, Urban Institute, Washington, D.C.; and Paul Porter, Reston, Va.

Hearings continue on Wednesday, August 3.

APPROPRIATIONS—DEFENSE

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 7933, making appropriations for fiscal year 1978 for the defense establishment, but did not complete action thereon and will meet again tomorrow.

CLEAN AIR AMENDMENTS

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of H.R. 6161, proposed Clean Air Act Amendments, and will meet again tomorrow.

Friday, July 29, 1977

Senate

Chamber Action

Routine Proceedings, pages 25739–25786

Bills Introduced: Six bills and one resolution were introduced, as follows: S. 1961–1966; and S. Res. 237. Pages 25740–25741

Bills Reported: Reports were made as follows:

S. 1462, to authorize the Secretary of Agriculture to undertake emergency measures to safeguard lives and property from floods, drought, and erosion whenever fire or any other natural occurrence has caused a sudden impairment of a watershed, with amendments (S. Rept. 95-372);

S.J. Res. 71, requesting the President to designate September of 1977 as "National Sickle Cell Month", with amendments (S. Rept. 95-373).

H.R. 7345, to increase the rates for disability and death pensions for veterans, with amendment (S. Rept. 95-374), (filed after recess of the Senate); and

H.R. 6502, to provide an automobile assistance allowance and automotive adaptive equipment to veterans of World War I, with amendment (S. Rept. 95-375) (filed after recess of the Senate). Page 25740

Bills Passed:

Federal Insecticides Act: Senate passed and sent to the House S. 1678, to amend and extend for two years through fiscal year 1979 the Federal Insecticide, Fungicide, and Rodenticide Act, after agreeing to committee amendment in the nature of a substitute, which had at first been amended by adoption of:

(1) Leahy (for Allen) unprinted amendment No. 704, to provide explicitly that States shall have the primary enforcement responsibility for pesticide use violations under the Act; Page 25710

(2) Kennedy amendment No. 604, to provide that if a pesticide is suspected of adverse effects on the environmental conditional registration for use would be provided only under limited circumstances; and Page 25711

(3) Leahy U.P. No. 705, to provide that Federal certification of applicators of restricted use pesticides may be carried out in the State which does not have its own approved certification plan. Page 25713

Pages 25701–25718

August Recess Period: By 86 yeas to 2 nays, Senate agreed to H. Con. Res. 317, calling for adjournment of the House from Friday, August 5, until September 7, and for adjournment of the Senate from August 6 until September 7, 1977. Page 25723

Gratuity: Senate agreed to S. Res. 232, authorizing the payment of a gratuity to the survivor of a deceased Senate employee. Page 25786

Agriculture Appropriations: Senate agreed to the conference report on H.R. 7558, making appropriations for the Department of Agriculture for fiscal year 1978. Senate agreed to House amendments to Senate amendments Nos. 2, 17, 71, 75, 91, 93, 98, and 99, thus clearing the measure for the President. Pages 25731–25737

Senate Campaign Financing: Senate continued consideration of S. 926, to provide for public financing of Senate general election campaigns. By 49 yeas to 45 nays, three-fifths of the Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to motion to close further debate on this bill.

Senate is expected to vote on a second motion to close further debate on this bill at approximately 4 p.m. on Monday, August 1.

A third such cloture motion was entered today.

Pages 25700, 25718–25731, 25737–25740

Farm Bill: Senate disagreed to the House amendments to S. 275, proposed Food and Agriculture Act, agreed to conference requested by the House, and appointed as conferees Senators Talmadge, Eastland, McGovern, Allen, Humphrey, Dole, Young, and Curtis. Page 25701

Bill Referred: H.R. 7819, Diplomatic Relations Act, was referred to Committee on Foreign Relations. Page 25740

Messages From the House: Page 25740

Amendments Submitted for Printing: Pages 25744–25754

Confirmations and Nominations: Page 25787

Statements on Introduced Bills: Page 25741

Additional Statements: Pages 25754–25786

Reported on Franked Mail: Committee on Governmental Affairs was given until October 31, 1977, to report to the Senate its recommendations on whether it is desirable to permit Senators to mail franked mail with a simplified form of address, pursuant to Section 306 of Senate Resolution 110. Page 25786

Confirmations: Senate confirmed the following nominations:

Robert H. McKinney, of Indiana, to be a member of the Federal Home Loan Bank Board; and

James K. Robinson, to be U.S. attorney for the eastern district of Michigan. Page 25787

Nominations: Senate received the following nominations:

Georgiana H. Sheldon, of Virginia, to be a Member of the Federal Power Commission; and

Charles B. Curtis, of Maryland, to be a Member of the Federal Power Commission. Page 25787

Record Votes: Two record votes were taken today. Pages 25700, 25724

Recess: Senate met at 10:30 a.m. and recessed at 5:20 p.m. Page 25787

Committee Meetings

DOD SUPPLEMENTAL AUTHORIZATIONS

Committee on Armed Services: Subcommittee on Research and Development resumed closed hearings on S. 1863, proposed supplemental authorizations for fiscal year 1978 for the Department of Defense, receiving testimony from Dr. William J. Perry, Director of Defense Research and Engineering; John Walsh, Deputy Director (Strategic and Space Systems); General Alton Slay, Deputy Chief of Staff for Research and Development; and Capt. Walter Locke, Joint Cruise Missile Program Officer, all of the Department of Defense; and John Hughes, Deputy Director for Collection Operations, Defense Intelligence Agency.

Hearings continue on Wednesday, August 24.

RAIL REVITALIZATION

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on S. 1793, the proposed Railroad Improvement Act, and on proposed assistance for local railroads. Witnesses heard were Senator Pell; A. Daniel O'Neal, Chairman, Interstate Commerce Commission; John M. Sullivan, Administrator, Federal Railroad Administration, Department of Transportation; Clifford Elkins, National Conference of State Railway Officials, Washington, D.C., accompanied by Ms. Frances Shaine, New Hampshire Transportation Authority; John R. Kinstlinger, Colorado Department of Transportation; Louis Rossi, New York Department of Transportation, Peter Stangl, New Jersey Department of Transportation; William G. Mahoney, Railway Labor Executives Association, Washington, D.C.; Henry J. Gavin, representing Osborne Elliott, Deputy Mayor for Economic Affairs, City of New York; and Richard M. Freeman, Chicago and Northwestern Transportation Company, Washington, D.C.

NOMINATION AND ENERGY CONSERVATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of Hazel R. Rollins, of the District of Columbia, to be an Assistant Administrator of the Federal Energy Administration, after receiving testimony from David Bardin, Deputy Administrator of the Federal Energy Administration.

The nominee testified and answered questions on her own behalf.

Also, committee continued consideration of the energy conservation aspects of S. 1469, the proposed National Energy Policy Act, but did not complete action thereon and will meet again on Monday, August 1.

PUBLIC ASSISTANCE AMENDMENTS

Committee on Finance: Committee continued continued consideration of H.R. 7200, to improve the supplemental security income benefits program and child welfare services and social services, but did not complete action thereon and will meet again on Monday, August 1.

OPIC

Committee on Foreign Relations: Subcommittee on Foreign Assistance held hearings on S. 1771, to authorize a four-year extension of the investment insurance and finance programs operated by the Overseas Private Investment Corporation, and to make certain changes in its existing programs and policies, receiving testimony from J. Kenneth Fasick, Director, International Division, General Accounting Office; LeRoy J. Simon, Chairman, Overseas Private Investment Group, Newark, N.J.; Joseph P. Griffin, Washington, D.C.; Harry L. Freeman, Washington, D.C.; and William Goodfellow, Center for International Policy, Washington, D.C.

Hearings continue on Thursday, August 4.

LAW OF THE SEA

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans and International Environment met to receive a briefing on the results of the recent Law of the Sea Conference from Elliott L. Richardson, Ambassador at Large and Special Representative of the President for the Law of the Sea Conference and Chief of Delegation.

Subcommittee recessed subject to call.

LEBANON

Committee on Foreign Relations: Subcommittees on Near Eastern and South Asian Affairs and Foreign Assistance met jointly to discuss proposed military aid to Lebanon with Alfred Atherton, Assistant Secretary of State for Near Eastern and South Asian Affairs.

Subcommittee recessed subject to call.

COMMITTEE BUSINESS

Committee on Human Resources: Committee ordered favorably reported S. 778, authorizing the Secretary of the Interior to make certain payments to school districts serving areas within the National Park System; and

S. 1752, extending programs under the Elementary and Secondary Education Act through fiscal year 1978.

Also, committee began consideration of S. 1391, proposed Hospital Cost Containment Act, but did not complete action thereon and will meet again on Tuesday, August 2.

PANAMA CANAL

Committee on the Judiciary: Subcommittee on Separation of Powers resumed hearings on the disposition of U.S. holdings in the Panama Canal Zone, receiving testimony from Senator Hayakawa; Robert Beckel, Deputy Assistant Secretary, accompanied by Herbert Hansell, Legal Advisor, both of the Department of State; Russell L. Munk, Assistant Counsel for International Affairs, Department of the Treasury; Donald M. Dozer, University of California, Santa Barbara; Capt. Miles Du Val, USN (Ret.), Washington, D.C.; Donald H. Schwab, Veterans of Foreign Wars, Washington, D.C.; and William R. Drummond, Canal Zone Police Lodge, Balboa, Canal Zone.

Hearings continue on Thursday, September 8.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 8637–8653; 1 private bill, H.R. 8654; and 3 resolutions, H.J. Res. 561, and H. Con. Res. 317 and 318, were introduced.

Pages 25682–25683

Bills Reported: Reports were filed as follows:

H.R. 7769, to authorize the creation of a record of admissions for permanent residence in the cases of certain refugees from Vietnam, Laos, or Cambodia (H. Rept. 95–547);

H.R. 8422, to amend title XVIII of the Social Security Act to provide payment for rural health clinic services (H. Rept. 95–548); and

H.R. 8423, to amend titles II and XVIII of the Social Security Act to make improvements in the end stage renal disease program presently authorized under section 226 of that act (H. Rept. 95–549). Page 25682

Journal: By a yea-and-nay vote of 342 yeas to 18 nays, with 1 voting "present," Roll No. 479, the House approved the Journal of Thursday, July 28. Page 25648

Adjournment Resolution: By a yea-and-nay vote of 320 yeas to 54 nays, Roll No. 480, agreed to H. Con. Res. 317, providing for an adjournment of the House from August 5 until September 7, 1977 and an adjournment of the Senate from August 6 until September 7, 1977.

Agreed to a motion to lay upon the table a motion to reconsider the vote on the adjournment resolution.

Page 25649

Capitol Police: By a yea-and-nay vote of 383 yeas to 2 nays, Roll No. 481, agreed to H. Res. 661, providing for two additional positions on the Capitol Police force.

Pages 25650–25652

Federal Mortgage Insurance: By a yea-and-nay vote of 383 yeas to 2 nays, Roll No. 482, agreed to S.J. Res. 77, to provide for a temporary extension of certain Federal Housing Administration mortgage insurance and related authorities and of the national flood insurance program—clearing the measure for the President.

Pages 25652–25653

National Energy Policy: By a yea-and-nay vote of 238 yeas to 148 nays, with 1 voting "present," Roll No. 484, agreed to H. Res. 727, providing for the consideration of H.R. 8444, to establish a comprehensive national energy policy.

Agreed to two technical amendments.

By a yea-and-nay vote of 231 yeas to 156 nays, with 1 voting "present," Roll No. 483, agreed to the previous question on the resolution.

By a yea-and-nay vote of 254 yeas to 120 nays, with 1 voting "present," Roll No. 485, agreed to a motion to lay upon the table a motion to reconsider the vote on the resolution. Pages 25653–25665

Minimum Wage: By a yea-and-nay vote of 331 yeas to 44 nays, Roll No. 486, agreed to H. Res. 715, providing for the consideration of H.R. 3744, Fair Labor Standards Amendments of 1977. Pages 25665–25669

Subcommittee To Sit: Objection was heard to a request that the Subcommittee on Oversight and Investigations of the Committee on Interstate and Foreign Commerce be permitted to sit Monday, Tuesday, and Wednesday, August 1 to 3, during proceedings of the House under the 5-minute rule. Page 25669

Calendar Wednesday: Objection was heard to a request that Calendar Wednesday business of August 3 be dispensed with. Agreed to adjourn from Friday to Monday. Page 25669

Referral: One Senate-passed measure was referred to the appropriate House committee.

Adjournment: Adjourned at 2:53 p.m.

Committee Meetings

MILITARY MORALE

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on grievance procedures in the military. Testimony was heard from Rear Adm. J. Anderson, Inspector General of the Navy; and Maj. Gen. C. J. Killeen, Inspector General of the Marine Corps.

Hearings continue Monday, August 1.

REAL ESTATE PROJECTS

Committee on Armed Services: Subcommittee on Military Installations and Facilities met on pending real estate projects and approved 16 acquisitions; 20 disposals; and 2 cost variation reports.

DEFENSE OFFICER PERSONNEL MANAGEMENT ACT

Committee on Armed Services: Subcommittee on Military Compensation met for consideration H.R. 5503, Defense Officer Personnel Management Act, and will resume on Tuesday, August 2.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met in executive session on committee business.

HUMAN RESOURCES DEVELOPMENT ACT—NATIONAL MEDAL

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House the following measures:

H.R. 8065, Human Resources Development Act; and

H.J. Res. 386, to provide for the striking of a national medal to be issued annually in commemoration of the bicentennials of outstanding historic events and personalities from 1777 to 1789.

MONETARY POLICY

Committee on Banking, Finance and Urban Affairs: Continued quarterly hearings on the conduct of monetary policy with testimony from Federal Reserve Board Chairman Arthur Burns.

CONTESTED ELECTION

Committee on House Administration: Panel on Elections met for consideration of the Dehr vs. Leggett contested election and voted 3 to 0 to dismiss it.

OREGON FOREST SYSTEM LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands continued hearings on H.R. 7074, to provide improved authority for the administration of certain national forest system lands in Oregon. Testimony was heard from Representatives Ullman, Duncan of Oregon and AuCoin; and representatives of Forest Service; EPA; and a public witness.

Following the hearing, the subcommittee approved for full committee action H.R. 7074 as amended (title above).

DOMESTIC NUCLEAR INDUSTRY SECURITY

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on allegations concerning lax security in domestic nuclear industry. Testimony was heard from officials of Nuclear Regulatory Commission, and National Resources Defense Council.

RELIGIOUS PERSECUTION IN EL SALVADOR

Committee on International Relations: Subcommittee on International Organizations held a hearing on religious persecution in El Salvador. Testimony was heard from Richard G. Arellano, Deputy Assistant Secretary for Inter-American Affairs, Department of State.

NUCLEAR NON-PROLIFERATION

Committee on International Relations: Subcommittees on International Security and Scientific Affairs and on International Economic Policy and Trade met and approved a bill, to be introduced, on nuclear nonproliferation.

FIRE PREVENTION STUDY ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on the Fire Prevention Study Act with testimony from Representative Dodd; various State fire officials; and public witnesses.

NUCLEAR WASTE MANAGEMENT

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations held a hearing on nuclear waste management and disposal problems. Testimony was heard from Robert Fri, Acting Administrator, ERDA; Lee Cossick, executive director, NRC; Anthony Roisman, Natural Resources Defense Council; a public interest environmental group; and representatives of industry.

REIMBURSEMENT OF RURAL CLINICS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held a hearing on reimbursement of rural clinics under Medicaid and Medicare. Testimony was heard from Dr. Karen Davis, HEW; and representatives of rural health clinics.

STATE OF THE JUDICIARY

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued hearings on state of the Judiciary/access to justice. Testimony was heard from Robert H. Bork, Yale University Law School; Steve Steinglass, Legal Action of Wisconsin; and Dennis Sweeney, Legal Aid of Baltimore.

PASSENGER VESSEL SUBSIDIES

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 5859 and related bills, to extend the age limitation before which certain passenger vessels can qualify for operating-differential subsidies from twenty-five to thirty years. Testimony was heard from Representatives Leggett, Anderson of California; John L. Burton, Pritchard, Akaka, and Heftel; Robert Blackwell, Assistant Secretary of Commerce, and public witnesses.

U.S. OIL IMPORTS

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 1037 and related bills, to require that a percentage of United States oil imports be carried on United States-flag vessels.

ENVIRONMENTAL RESEARCH LANDS

Committee on Science and Technology: Subcommittee on Environment and Atmosphere continued hearings on adequacy of lands for environmental research. Testimony was heard from Council on Environmental Quality and public witnesses.

SOCIAL SECURITY COVERAGE FOR EMPLOYEES OF NONPROFIT ORGANIZATIONS—ADMINISTRATIVE LAW JUDGES

Committee on Ways and Means: Subcommittee on Social Security met and approved for full committee action the following bills:

H.R. 5723, to provide that certain persons who were originally appointed as supplemental security income hearing examiners under pre-1976 provisions of title XVI of the Social Security Act shall without any restriction be deemed appointed as administrative law judges; and

H.R. 8490, to clarify, extend, and facilitate compliance with the recently enacted provisions relating to social security coverage for employees of nonprofit organizations which failed to file certificates providing coverage for such employees but which nevertheless treated such employees as having such coverage.

CULTURAL PROPERTY

Committee on Ways and Means: Subcommittee on Trade met and approved for full committee action H.R. 5643 as amended, to implement the United Nations Convention on the Means of Prohibiting and Preventing the Illicit Import, Export, and Transfer of Ownership of Cultural Property.

Joint Committee Meetings

APPROPRIATIONS—DEFENSE

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 7933, making appropriations for fiscal year 1978 for the defense establishment, but did not complete action thereon and will meet again on Monday, August 1.

CLEAN AIR AMENDMENTS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 6161, proposed Clean Air Act Amendments, and will meet again on Monday, August 1.

Monday, August 1, 1977

Senate

Chamber Action

Routine Proceedings, pages 25811–25873

Bills Introduced: Ten bills and one resolution were introduced, as follows: S. 1967–1976; and S.J. Res. 79. Pages 25816, 25826

Bills Reported: Reports were made as follows:

H.R. 1952, to amend the corporate name of the American Veterans of World War II to include Korea and Vietnam (S. Rept. 95-376);

Special report of Committee on Governmental Affairs on allocation of its budget authority among its subcommittees and programs over which it has jurisdiction, as required by section 302(b) of the Congressional Budget Act (S. Rept. 95-377);

H.J. Res. 372, designating the week beginning November 20, 1977 as "National Family Week" (S. Rept. 95-378);

S. 1935, providing temporary authorities to the Secretary of the Interior to facilitate emergency actions to mitigate the impacts of the 1976–77 drought (S. Rept. 95-379);

Special Report of Committee on Rules and Administration on accounts of Senate committees, offices of Members, and offices of the Senate and expenses incurred by Senators in the use of the Senate Recording Studio (S. Rept. 95-380). Page 25826

Bills Passed:

FHLBB Member: Senate passed and sent to the House S.J. Res. 79, to extend for an additional 15 days to August 15, 1977, the term of the member of the Federal Home Loan Bank Board which expired on July 31, 1977. Page 25816

Drought Assistance: Senate passed and sent to the House S. 1935, to provide temporary authorities to the Secretary of the Interior to facilitate emergency actions to mitigate the impacts of the 1976–77 drought. Pages 25817–25818

Senate Campaign Financing: Senate continued consideration of S. 926, to provide for public financing of Senate general election campaigns, agreeing to Clark unprinted amendment No. 706, to more clearly define the term "major party."

By 47 yeas to 46 nays, three-fifths of the Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to motion to close further debate on this bill.

Vote on a third cloture motion is expected to occur at approximately 4:15 p.m. on Tuesday, August 2.

A fourth cloture motion was filed on this bill today. Pages 25811–25826

Export-Import Bank: Senate insisted on its amendment to H.R. 6415, to extend the Export-Import Bank Act from June 30, 1978 until September 30, 1978 in order to conform to the new fiscal year, agreed to conference with the House and appointed as conferees Senators Proxmire, Stevenson, and Heinz. Page 25817

Messages From the House: Page 25826

Amendments Submitted for Printing: Pages 25848–25849

Nominations: Pages 25873–25889

Statements on Introduced Bills: Pages 25826–25848

Additional Statements: Pages 25849–25873

Vice Presidential Appointments: Vice President appointed the following Senators to the Study on United States Economic and Security Interests in Latin America: Senators Hollings, Chairman; Cannon, Bentsen, Stevenson, and Scott. Page 25873

Nominations: Senate received the following nominations:

Juan G. Blas, to be U.S. Marshal for the district of Guam;

Wallace P. Bowen, to be U.S. Marshal for the district of Oregon;

Bernal D. Cantwell, to be U.S. Marshal for the district of Kansas;

Donald D. Forsht, to be U.S. Marshal for the Southern District of Florida;

Carl W. Gardner, to be U.S. Marshal for the Northern District of Oklahoma;

James I. Hartigan, to be U.S. Marshal for the district of Massachusetts;

Louis J. Soscia, to be U.S. Marshal for the Eastern District of New York;

Roberta S. Karmel, of New York, to be a Member of the Securities and Exchange Commission;

A list of Army nominations in the rank of General; and sundry nominations in the Army, Navy, and Air Force. Pages 25873–25889

Record Vote: One record vote was taken today. Page 25817

Recess: Senate met at 3 p.m. and recessed at 5:31 p.m. Page 25873

Committee Meetings

PHYSICIANS AND DENTISTS PAY

Committee on Armed Services: Committee held hearings on S. 1731, to extend the special pay provisions for physicians and dentists in the uniformed services, receiving testimony from Vernon McKenzie, Principal Deputy Assistant Secretary of Defense (Health Affairs), who was accompanied by Lt. Gen. Richard R. Taylor, Surgeon General of the Army; Vice Admiral William P. Arentzen, Surgeon General of the Navy; and Lt. Gen. G. E. Schafer, Surgeon General of the Air Force.

Hearings were recessed subject to call.

CONGRESSIONAL BUDGET

Committee on the Budget: Committee began markup of the proposed second concurrent resolution on the Congressional budget for fiscal year 1978, but did not complete action thereon and will meet again tomorrow.

ENERGY CONSERVATION

Committee on Energy and Natural Resources: Committee ordered favorably reported S. 1935, making emergency drought funds available by removing categories in which such funds were designated, and extending availability of funds through January 31, 1978; and

An original bill proposing energy conservation measures. As approved by the committee the bill incorporates sections A, B, and G of S. 1469, the proposed National Energy Act, and additional amendments proposed thereto. Some provisions of the original measure would include (a) establishment of a weatherization program to be operated through electric and natural gas utilities and home heating fuel suppliers; (b) establishment of mandatory energy standards for home appliances; (c) establishment of a Federal Van-Pooling program; (d) creation of a solar energy program to be used in Federal buildings; (e) mandate minimum mileage standards for cars; and (f) continue through 1980 State energy conservation programs.

GASOLINE MILEAGE

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation concluded hearings on proposed amendments regarding minimum standards on gas mileage to S. 1469, the proposed National Energy Act, after receiving testimony from Sydney L. Terry, Chrysler Motors Corporation, Detroit; Fred G. Secrest, Ford Motor Company, Dearborn, Michigan; Dr. Henry Duncombe, Jr., General Motors Corporation, New York City; Howard G. Pastor, United Auto Workers, Washington, D.C.; and Kevin Tighe, National Automobile Dealers Association, McLean, Virginia.

NOMINATION

Committee on Environment and Public Works: Committee began hearings on the nomination of S. David Freeman, of Maryland, to be a member of the Tennessee Valley Authority, where the nominee, who was introduced to the committee by Senators Stennis, Sasser, and Hollings, testified and answered questions on his own behalf.

Committee will meet again tomorrow on this and other pending nominations.

PUBLIC ASSISTANCE AMENDMENTS

Committee on Finance: Committee continued consideration of H.R. 7200, to improve the supplemental security income benefits program and child welfare services and social services, but did not complete action thereon and will meet again tomorrow.

COMMITTEE BUSINESS

Committee on Governmental Affairs: Committee ordered favorably reported the following business items:

The nomination of John M. Ferren, to be an Associate Judge of the District of Columbia;

S. 897, to strengthen U.S. policies on nuclear nonproliferation, and to reorganize certain nuclear export functions (with an amendment in the nature of a substitute); and

S. 431, to distinguish Federal grant and cooperative agreement relationships from Federal procurement relationships.

GOVERNMENT REORGANIZATION

Committee on Governmental Affairs: Committee resumed hearings on the President's plan to reorganize the Executive Office of the President (Reorganization Plan No. 1), receiving testimony from Thomas Bertram Lance, Director, Office of Management and Budget; who was accompanied by Harrison Wellford and A. D. Frazier, both of the Presidential Reorganization Task Force; Frank Press, Director, Office of Science and Technology Policy; Charles Warren, Chairman, Council on Environmental Quality; and Peter Bourne, Special Assistant to the President, Office of Drug Abuse Policy.

Hearings were recessed subject to call.

MINIMUM WAGE

Committee on Human Resources: Subcommittee on Labor began hearings on S. 1871, to increase the Federal minimum wage, receiving testimony from George Meany, American Federation of Labor-Congress of Industrial Organizations, Washington, D.C.; and Clarence Mitchell, Coalition for a Fair Minimum Wage, Washington, D.C.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following measures:

S. 1651, to establish guidelines for courts in prescribing busing as a remedy in school desegregation cases, with amendments;

H.J. Res. 372, designating the week beginning November 20, 1977, as "National Family Week";

H.R. 1952, to amend the corporate name of the American Veterans of World War II to include Korea and Vietnam; and

The following three private immigration bills: S. 911, 948, and 1003.

Committee indefinitely postponed action on S. 55 and S. 1356, private immigration bills.

Also, the Chairman was authorized to request that the Senate extend for 30 days from September 7, 1977, the reporting date on S. 957, to provide financial assistance to the States to maintain systems which will fairly and expeditiously resolve controversies involving consumers.

Committee will meet again on Thursday, August 4, on other pending business.

BIA

Select Committee on Indian Affairs: Committee resumed oversight hearings on the current organization of the Bureau of Indian Affairs, Department of the Interior, receiving testimony from James A. Joseph, Under Secretary of the Interior.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 8655–8684; and 8 resolutions, H.J. Res. 562–564, H. Con. Res. 319, and H. Res. 728–731 were introduced. Pages 25964–25966

Reported Filed: Reports were filed as follows:

H. Con. Res. 263, providing for the printing of three thousand additional copies of the report by the Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition of the Committee on Agriculture entitled "The Role of the Federal Government in Nutrition Education" (H. Rept. 95–550);

H. Con. Res. 241, providing for the printing of 100,000 additional copies of the subcommittee print of the Subcommittee on Consumer Affairs of the Committee on Banking, Finance and Urban Affairs entitled "Give Yourself Credit: Guide to Consumer Credit Laws", amended (H. Rept. 95–551);

H. Con. Res. 205, to authorize the printing of a revised edition of "Our American Government" as a House document, amended (H. Rept. 95–552);

H. Con. Res. 204, to authorize the printing of a revised edition of "Our Flag" as a House document, amended (H. Rept. 95–553);

H. Res. 490, to provide for reprinting the House Report 94–1688 and House Report 94–1757, amended (H. Rept. 95–554);

H. Res. 608, providing for the printing of the final report of the American Indian Policy Review Commission (H. Rept. 95–555);

H. Res. 654, authorizing the printing, as a House document, of a certain committee print of the Subcommittee on the City of the Committee on Banking, Finance and Urban Affairs (H. Rept. 95–556);

H. Res. 728, providing for the consideration of H.R. 2176, to amend the Accounting and Auditing Act of 1950 to provide for the audit, by the Comptroller General, of the Federal Reserve Board, the Federal Reserve banks and their branches and check clearing, wire transfer, and security facilities, the Federal Deposit Insurance Corporation, and the Office of the Comptroller of the Currency (H. Rept. 95–557); and

H. Res. 731, waiving certain points of order against the conference report on S. 826, Department of Energy Organization Act (H. Rept. 95–558). Page H8244

Consent Calendar: On the call of the Consent Calendar, the House passed the following:

Sent to the Senate, amended:

Nevada lands: H.R. 4979, to direct the Secretary of the Interior and the Administrator of General Services to convey certain public and acquired lands in the State of Nevada to the county of Mineral, Nevada. Agreed to amend the title. Pages 25889–25890

Subcommittee To Sit: Subcommittee on Oversight and Investigations of the Committee on Interstate and Foreign Commerce received permission to sit during proceedings of the House under the 5-minute rule on August 2 and 3. Page 25891

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 7589, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1978. Page 25891

Printing: House agreed to the following resolutions, all authorizing printing:

H. Con. Res. 190, to provide for the printing of the brochure entitled "How Our Laws Are Made";

H. Con. Res. 222, to authorize the printing of a revised edition of "The Capitol", as a House document;

H. Con. Res. 217, amended, to provide for the printing of a revised edition of "The Constitution of the United States of America"; and

H. Con. Res. 182, amended, providing for the printing as a House document of the pamphlet entitled "Black Americans in Congress". Pages 25891–25892

National Energy Policy: House completed all general debate on H.R. 8444, to establish a comprehensive national energy policy; but came to no resolution thereon. Proceedings under the 5-minute rule will begin on Tuesday, August 2.

By a yea-and-nay vote of 365 yeas to 12 nays with 1 voting "present", Roll No. 487, the House agreed to a motion to resolve itself into the Committee of the Whole. Pages 25893–25943

Federal Home Loan Bank: House passed S.J. Res. 79, to amend the Federal Home Loan Bank Act—clearing the measure for the President. Page 25943

Committee To Sit: Committee on Armed Services received permission to sit during proceedings of the House under the 5-minute rule on Tuesday, August 2. Page 25943

Meeting Hour: By unanimous consent, the House will meet at 10 a.m. on Tuesday, August 2, and Wednesday, August 3. Page 25944

Calendar Wednesday: Objection was heard to a request that Calendar Wednesday business of August 3 be dispensed with. Page 25944

Committee Resignation: Read and accepted a letter from Representative Bob Wilson wherein he resigns as a member of the House Select Committee on Aging. Subsequently, the Speaker appointed Representative Regula to fill the existing vacancy. Page 25944

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 25963

Adjournment: Adjourned at 7:23 p.m.

Committee Meetings

PROPOSED WITHDRAWAL FROM KOREA

Committee on Armed Services: Subcommittee on Investigations continued hearings on the proposed withdrawal of U.S. ground forces from Korea with testimony from public witnesses.

MILITARY MORALE

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on grievance procedures in the military. Testimony was heard from Army, Navy, Marine Corps, and Air Force witnesses.

LABOR REFORM ACT

Committee on Education and Labor: Subcommittee on Labor-Management Relations continued hearings on H.R. 8410, Labor Reform Act of 1977. Testimony was heard from representatives of Council of State Chambers of Commerce; National Small Business Association; National Right to Work Committee; International Association of Machinists; Industrial Union AFL–CIO; Graphic Arts International Union; and International Union of Electrical Workers.

REDWOOD NATIONAL PARK EXPANSION

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the house H.R. 3813 as amended, to amend the Act of October 2, 1968, an Act to establish a Redwood National Park in the State of California.

NUCLEAR ANTI-PROLIFERATION ACT

Committee on International Relations: Began markup of H.R. 8638, Nuclear Anti-Proliferation Act of 1977, and will resume tomorrow.

SECURITIES INVESTOR PROTECTION ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on H.R. 8331, Securities Investor Protection Act Amendments of 1977. Testimony was heard from Hugh Owens, Chairman, SIPC; and Gordon Macklin, President, National Association of Securities Dealers.

Hearings continue tomorrow.

NUCLEAR WASTE MANAGEMENT

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on nuclear waste management and disposal, hearing testimony from officials of Nuclear Regulatory Commission.

DIPLOMATIC IMMUNITY

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 7679, to provide for actions against insurers on claims against persons entitled to diplomatic immunity. Testimony was heard from Bruno A. Ristau, Chief of Foreign civil litigation, Department of Justice; Senator Mathias; Representative Fascell; representatives of State Department; American Insurance Association; and National Association of Independent Insurers and The Alliance of American Insurers. A statement for the record was submitted by Representative Solarz.

RESTRUCTURE LEAA

Committee on the Judiciary: Subcommittee on Crime held a hearing on the Task Force report to restructure the Law Enforcement Assistance Administration. Testimony was heard from a panel consisting of the Task Force Study Group members.

PRIVATE CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and acted on private claims bills.

UNITED DAUGHTERS OF CONFEDERACY PATENT—COURTS OF APPEALS ACCOMMODATIONS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice met and approved for full committee action the following bills:

S. 810, Granting an extension of patent to the United Daughters of the Confederacy; and

H.R. 2770, relating to the furnishing of accommodations to judges of the courts of appeals of the United States.

TUNA-PORPOISE PROBLEM

Committee on Merchant Marine and Fisheries: Held an oversight hearing on the tuna-porpoise problem with testimony from Department and public witnesses.

CONFERENCE REPORT ON DEPARTMENT OF ENERGY ORGANIZATION ACT

Committee on Rules: Granted a rule providing that the Conference Report shall be considered as having been read and waiving all points of order against the conference report for failure to comply with the provisions of clause 3, Rule XXVIII on Conference Report on S. 826, Department of Energy Organization Act. Testimony was heard from Representatives Brooks and Horton.

PUBLIC DEBT CEILING INCREASE

Committee on Ways and Means: Held a hearing on the public debt ceiling, hearing testimony from officials of the Treasury Department and Liberty Lobby.

Following the hearing, the Committee ordered reported favorably to the House H.R. 8655, to increase the public debt ceiling to $775 billion to be effective through September 30, 1978.

Joint Committee Meetings

FARM BILL

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 275, the Food and Agriculture Act, but did not complete action thereon and will meet again tomorrow.

DEFENSE APPROPRIATIONS

Conferees, continued to resolve the differences between the Senate- and House-passed versions of H.R. 7933, making appropriations for fiscal year 1978 for the defense establishment, but did not complete action thereon and recessed subject to call.

CLEAN AIR AMENDMENTS

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of H.R. 6161, proposed Clean Air Act Amendments.

Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through July 31, 1977

	Senate	*House*	*Total*
Days in session	116	114	..
Time in session	702 hrs., 29′	563 hrs., 24′	..
Congressional Record:			
Pages of proceedings	13,174	8,168	21,342
Extension of Remarks	..	..	4,990
Public bills enacted into law	22	59	81
Private bills enacted into law	..	5	5
Bills in conference	6	14	..
Bills through conference	5	26	..
Measures passed, total	403	443	846
Senate bills	113	28	..
House bills	91	210	..
Senate joint resolutions	9	5	..
House joint resolutions	10	11	..
Senate concurrent resolutions	11	8	..
House concurrent resolutions	18	18	..
Simple resolutions	151	163	..
Measures reported, total	*389	*463	852
Senate bills	171	7	..
House bills	56	298	..
Senate joint resolutions	5	..	..
House joint resolutions	2	6	..
Senate concurrent resolutions	4	1	..
House concurrent resolutions	3	13	..
Simple resolutions	148	138	..
Special reports	38	46	..
Conference reports	12	40	..
Measures pending on calendar	38	91	..
Measures introduced, total	2,322	10,260	12,582
Bills	1,966	8,654	..
Joint resolutions	78	561	..
Concurrent resolutions	41	318	..
Simple resolutions	237	727	..
Quorum calls	20	31	..
Yea-and-nay votes	319	289	..
Recorded votes	..	166	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 375 reports have been filed in the Senate, a total of 549 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through July 31, 1977

Army nominations, totaling 8,298, disposed of as follows:	
Confirmed	6,640
Unconfirmed	1,658
Navy nominations, totaling 17,844, disposed of as follows:	
Confirmed	16,437
Unconfirmed	1,407
Air Force nominations, totaling 11,419, disposed of as follows:	
Confirmed	11,368
Unconfirmed	51
Marine Corps nominations, totaling 3,003, disposed of as follows:	
Confirmed	3,003
Civilian nominations, totaling 3,647, disposed of as follows:	
Confirmed	3,372
Unconfirmed	219
Withdrawn	56

Summary

Total nominations received	44,211
Total confirmed	40,820
Total unconfirmed	3,335
Total withdrawn	56

Tuesday, August 2, 1977

Senate

Chamber Action

Routine Proceedings, pages 26002–26101

Bills Introduced: 12 bills were introduced, as follows: S. 1977–1988. Page 26043

Bills Reported: Reports were made as follows:

Special report of the Committee on Banking, Housing, and Urban Affairs entitled "Report on the Oversight Hearings on the Federal Reserve System's Budget for the Calendar Year 1977" (S. Rept. 95–381);

H.R. 5294, to amend the Consumer Protection Act so as to prohibit abusive practices by independent debt collectors, with an amendment (S. Rept. 95–382);

S. 911, 948, and 1003, private relief bills (S. Repts. 95–383 through 95–385, respectively);

S. 1560, to restore to the Confederated Tribes of the Siletz Indians of Oregon the status of a federally-recognized Indian tribe, with amendments (S. Rept. 95–386). Page 26042

Bill Passed:

Enrollment Correction: Senate agreed to H. Con. Res. 320, authorizing corrections in the enrollment of S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy. Page 26038

Senate Campaign Financing: Senate continued consideration of S. 926, to amend in several regards the Federal Election Campaign Act of 1971, adopting, by 58 yeas to 39 nays, Allen amendment No. 635, to strike from the bill Part I, to provide public financing of Senate general election campaigns.

Prior to this action, by 52 yeas to 46 nays, three-fifths of the Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to a third motion to close further debate on this bill. A fourth cloture motion, entered in connection with this bill on Monday, August 1, was withdrawn.

Pending at recess was Cannon amendment No. 707, calling for Federal Election Commission to study the future development of voluntary engineering and procedural performance standards for voting systems used in the United States.

Senate reached unanimous consent time limitation agreement concerning the further consideration of this bill and amendments to be proposed thereto.

Pages 26011–26027, 26038

Department of Energy: By 76 yeas to 14 nays, Senate agreed to the conference report on S. 826, to establish a Department of Energy in the Federal Government to direct a coordinated national energy policy, thus clearing the measure for the President.

Pages 26027–26038

August Recess Period Resolution: Senate agreed to motion to request the House of Representatives to return to the Senate H. Con. Res. 317, calling for adjournment of the House from Friday, August 5, until September 7, and for adjournment of the Senate from August 6 until September 7, 1977, which resolution was agreed to by the Senate on Friday, July 29.

Page 26037

Presidential Communication: Senate received a communication from the President transmitting an amendment to the fiscal year 1978 budget in the amount of $2.5 million for foreign assistance for cultural and educational activities of the Organization of American States—referred to Committee on Appropriations and ordered printed as S. Doc. 95–60. Page 26041

Presidential Message: Senate received a message from the President transmitting his legislative recommendations on drug abuse—referred jointly to Committees on Foreign Relations, Human Resources, and the Judiary—PM–103. Pages 26038–26041

Senate Authorizations: During the forthcoming recess of the Senate until 9:30 a.m. on Wednesday, August 3, Secretary of the Senate is authorized to receive messages from the House of Representatives, and the Vice President, President pro tempore, Deputy President pro tempore, and Acting President pro tempore are authorized to sign duly enrolled bills and joint resolutions. Page 26100

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 26043

Joint Referral: Senate reached unanimous consent agreement to amend conditions of referral of S. 897, proposed Nuclear Nonproliferation Act of 1977.

Page 26038

Unanimous Consent Calendar: Four measures were transferred in the calendar to Measures Cleared to be Considered by Unanimous Consent. Page 26003

Message From the House: Page 26041

Executive Communications: Page 26041

Amendments Submitted for Printing:

Pages 26059–26066

Confirmations and Nominations: Page 26101

Statements on Introduced Bills: Pages 26043–26058

Additional Statements: Pages 26067–26100

Confirmations: Senate confirmed the following nominations:

Wesley D. Lane, to be U.S. marshal for the District of Minnesota;

Azie T. Morton, of Virginia, to be Treasurer of the United States;

Robert H. Mundheim, of Pennsylvania, to be General Counsel for the Department of the Treasury;

Blandina Cardenas, of Texas, to be Chief of the Children's Bureau, Department of Health, Education, and Welfare; and

Richard J. Daschbach, of New Hampshire, to be a Federal Maritime Commissioner. Page 26003

Nominations: Senate received the following nominations:

Joseph D. Duffey, of the District of Columbia, to be Chairman of the National Endowment for the Humanities; and

Edward Marks, of California, to be Ambassador to Guinea-Bissau and to the Republic of Cape Verde.

Page 26101

Record Votes: Three record votes were taken today.

Pages 26022, 26038

Recess: Senate met at 3 p.m. and recessed at 7:50 p.m.

Page 26100

Committee Meetings

SOIL AND WATER RESOURCES

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Rural Development held hearings on S. 1280 and S. 1616, to preserve, protect, and enhance the Nation's soil and water resource base, receiving testimony from Ronello M. Davis, Administrator, Soil Conservation Service, Department of Agriculture; William Davey, National Association of Conservation Districts, Washington, D.C.; Pat O'Mera, National Water Resources Association, Washington, D.C.; Walter Goeppinger, Boone, Iowa; Curt Sorteberg, representing National Farmers Union, Washington, D.C.; Roger Ehle, Allen County, Indiana; and Dean Kleckner, Iowa Farm Bureau, West Des Moines, Iowa.

Hearings continue on Thursday, August 4.

FINANCIAL INSTITUTIONS

Committee on Banking, Housing, and Urban Affairs: Committee began consideration of S. 1873, to amend in several regards the law as it pertains to Federal regulation of financial institutions, but did not complete action thereon and will meet again tomorrow.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported S. 1866, making the State of Hawaii a "domestic point" for purposes of international communications, with an amendment in the nature of a substitute; and

The nomination of Richard J. Daschbach, of New Hampshire, to be a member of the Federal Maritime Commission.

Also, committee resumed discussion of regulatory reform in the air transportation industry, but did not complete action thereon and will meet again on Thursday, August 4.

Prior to this action, committee held hearings on the nomination of Mr. Daschbach, where the nominee, who was introduced to the committee by Senator Durkin and Representative Boggs, testified and answered questions on his own behalf.

NOMINATIONS

Committee on Energy and Natural Resources: Committee began hearings on the nominations of Charles B. Curtis, of Maryland, and Georgiana H. Sheldon, of Virginia, each to be a Member of the Federal Power Commission, where the nominees testified and answered questions on their own behalf. Testimony on the nomination of Mr. Curtis was received from Representatives Dingle and Brown of Ohio.

Hearings continue tomorrow.

NOMINATION

Committee on Environment and Public Works: Committee ordered favorably reported the nominations of William Drayton, of Massachusetts, to be Assistant Administrator, Environmental Protection Agency, Joseph M. Hendrie, of New York, and Peter A. Bradford, of Maine, each to be a member of the Nuclear Regulatory Commission.

Also, committee continued hearings on the nomination of S. David Freeman, of Maryland, to be a member of the Tennessee Valley Authority, where the nominee testified further and answered questions on his own behalf.

Hearings on this nomination continue tomorrow.

INLAND ENERGY DEVELOPMENT IMPACT

Committee on Environment and Public Works: Subcommittee on Regional and Community Development held hearings to examine Federal responsibilities in inland areas which have undergone rapid growth as a result of energy resource development, receiving testimony from Governor Arthur Link, of North Dakota; Governor Thomas Judge, of Montana, State Co-Chairman, Old West Regional Commission; Robert Scott, Federal Co-Chairman, Appalachian Regional Commission; Jo Ellen Murphy, Administrator, Coastal Energy Impact Assistance Program, Department of Commerce; Robert Bradley, Chief Engineer, North Dakota State Highway Department, Bismarck; Jack Gilmore, Denver Research Institute; and the following Mayors: Max Guenthner, Underwood, North Dakota; Richard Wagner, Green River, Wyoming; James Donoho, Hartsville, Tennessee; Eddie Junker, Gallup, New Mexico; and Edward Kozisek, Grand Junction, Colorado.

Hearings were recessed subject to call.

NOMINATION

Committee on Finance: Committee held hearings on the nomination of Alonzo L. McDonald, Jr., of Connecticut, to be Deputy Special Representative for Trade Negotiations, with the rank of Ambassador, where the nominee, who was introduced to the committee by Senator Ribicoff, testified and answered questions on his own behalf.

Committee will meet again tomorrow to consider other committee business.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The nominations of William B. Jones, of California, to be Ambassador to Haiti;

Rodney Kennedy-Minott, of California, to be Ambassador to Sweden;

Andrew I. Killgore, of Florida, to be Ambassador to the State of Qatar;

Benjamin H. Read, of the District of Columbia, to be Deputy Under Secretary of State for Management;

Peter R. Rosenblatt, of New York, for the rank of Ambassador during his tenure of service as Personal Representative of the President to conduct negotiations on the future political status of the Trust Territory of the Pacific Islands;

A Foreign Service Officer promotion list dated July 21, 1977; and

S. Res. 152, expressing the sense of the Senate that the President bring to the attention of the Government of Canada the adverse effect on the United States broadcasting industry of certain provisions of the Canadian tax code.

Also, committee approved a report relative to Congressional travel abroad pursuant to section 305 of S. Res. 110 (95th Congress).

Prior to these actions committee held hearings on the above listed nominations and on the nomination of John D. Negroponte, of New York, to serve with the rank of Ambassador in his position of Deputy Assistant Secretary of State for Oceans and Fisheries Affairs, where the nominees testified and answered questions on their own behalf. Senator Cranston introduced Mr. Kennedy-Minott, and Senator Moynihan introduced Mr. Rosenblatt.

LOBBY REFORM

Committee on Governmental Affairs: Committee began hearings on S. 1785, to require public disclosure of certain lobbying activities, receiving testimony from Senators Kennedy and Stafford; Representative Edwards of California; Patricia M. Wald, Assistant Attorney General, Office of Legislative Affairs, Department of Justice; and Robert F. Kelley, Deputy Comptroller, General Accounting Office.

Hearings were recessed subject to call.

HOSPITAL COST CONTAINMENT

Committee on Human Resources: Committee ordered favorably reported with amendments S. 1391, the Hospital Cost Containment Act.

MINIMUM WAGE

Committee on Human Resources: Subcommittee on Labor continued hearings on S. 1871, to increase the Federal minimum wage, receiving testimony from Louis P. Neeb, Robert T. Thompson, and Dr. Jack Carlson, all representing the U.S. Chamber of Commerce, Washington, D.C.; Harwell Proffitt, Alcoa, Tennessee, representing the National Retail Merchants Association; Richard D. Wood, Jr., representing the National Association of Convenience Stores, Washington, D.C.; Sheldon I. London, Washington, D.C.; Donald White, American Retail Federation, Washington, D.C.; and John J. Contney, and Donald L. Struminger, both representing the Linen Supply Association, Washington, D.C.

Hearings continue tomorrow.

ADMINISTRATIVE CONFERENCE

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure began hearings on S. 1792, to remove the annual authorization ceiling on the Administrative Conference of the U.S., receiving testimony from Robert A. Anthony, Chairman, Administrative Conference of the United States; Judge Harold Leventhal, Circuit Judge, U.S. Court of Appeals; Sheldon Cohen, Cohen and Uretz, Washington, D.C.; and Neal Kennedy, Kennedy, Webster and Gardner, Washington, D.C.

Hearings were adjourned subject to call.

COMPETITION IN ENERGY INDUSTRY

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly held hearings on S. 1927, to promote competition in the energy industry, receiving testimony from Representative Udall; Alex Gackner, Chief, Fuel and Environmental Branch, Division of Power Survey and Analysis, Bureau of Power, Federal Power Commission; Professor Robert Engler, City University of New York; William Matson, Penn Rural Electric, and Robert D. Partridge, National Rural Electric Cooperative, Harrisburg; John T. Schnebly, Jr., New England Solar Energy Association, Brattleboro, Vt.; Herbert S. Richey, and J. Fred Byset, representing the Chamber of Commerce of the United States; and Robert J. Mullins, National Farmers Union, Washington, D.C.

Hearings continue on Thursday, August 4.

PRESIDENTIAL ELECTION

Committee on the Judiciary: Subcommittee on the Constitution concluded hearings on S.J. Res. 1, 8, and 18,

proposing an amendment to the Constitution to provide for the direct popular election of the President and Vice President of the United States, after receiving testimony from Eddie N. William, Joint Center for Political Studies, Washington, D.C.; Douglas L. Bailey, Bailey, Deardourff and Associates, Inc.; Ronald Wilner, on behalf of Robert Goodman, Baltimore; and Sherley H. Koteen, Washington Subcommittee of the National Council of Jewish Women, Washington, D.C.

Subcommittee will meet on Thursday, August 4 to consider these measures.

INDIANS

Select Committee on Indian Affairs: Committee ordered favorably reported with amendments the following bills:

S. 1560, to restore to the Confederated Tribes of the Siletz Indians of Oregon the status of a federally recognized Indian tribe; and

S. 785, declaring that certain land be held in trust for the Paiute and Shoshone Tribes of the Fallon Indian Reservation, Nevada.

Also, committee began consideration of S. 1582, to authorize the Secretary of the Interior to supply water to the Ak Chin Indian Community in settlement of the community's claim against the United States, but did not complete action thereon and recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Small Business: Committee ordered favorably reported with amendments the following bills:

S. 1526, to establish an Associate Administrator for Women's Business Enterprise within the Small Business Administration;

S. 972, authorizing the Small Business Administration to make grants to support the development and operation of Small Business Development Centers. As approved by the committee the bill would authorize $8 million for fiscal year 1979 and $15 million for each of fiscal years 1980 through 1982. Also, the bill includes an additional $5 million for research programs for each of fiscal years 1979 through 1982.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 8685–8709; 1 private bill, H.R. 8710; and 8 resolutions, H.J. Res. 565–567, H. Con. Res. 320–323, and H. Res. 732 were introduced. Pages 26229–26231

Bill Reported: One report was filed as follows: H.R. 8094, to promote the accountability of the Federal Reserve System (H. Rept. 95–559). Page 26229

Private Calendar: On the call for the Private Calendar, the House passed the following bills:

Sent to the Senate without amendment: H.R. 5555, 3618, 1449, and 1934.

Sent to the Senate, amended: H.R. 1939, 2758, 2759, and 5928.

Passed over without prejudice: H.R. 1405, 2662, 3085, 3090, 1777, 1787, and 4401.

Further call of the Private Calendar was dispensed with after Calendar No. 65. Pages 26101–26102

Committee To Sit: Committee on Merchant Marine and Fisheries received permission to sit during proceedings under the 5-minute rule of the House today. Page 26103

Energy Reorganization: By a yea-and-nay vote of 353 yeas to 57 nays, with 1 voting "present", Roll No. 490, the House agreed to the conference report on S. 826, Department of Energy Organization Act; clearing the measure for Senate action.

H. Res. 731, a rule waiving certain points of order against the conference report was adopted earlier by a yea-and-nay vote of 294 yeas to 115 nays, with 1 voting "present", Roll No. 488.

By a yea-and-nay vote of 157 yeas to 257 nays, with 1 voting "present", Roll No. 489, rejected a motion to recommit the bill to the Committee of Conference.

Subsequently, agreed to H. Con. Res. 320, directing the Secretary of the Senate to make certain corrections in the enrollment of the bill. Pages 23103, 26106–26123

Committee To Sit: Subcommittee on Special Small Business Problems of the Committee on Small Business received permission to sit during proceedings under the 5-minute rule of the House on Wednesday, August 3. Page 26106

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of August 3. Page 26123

Committee To Sit: Subcommittee on Immigration, Citizenship, and International Law of the Committee on the Judiciary received permission to sit during proceedings under the 5-minute rule of the House on Wednesday, August 3. Page 26124

National Energy Policy: House continued consideration of H.R. 8444, to establish a comprehensive national energy policy; but came to no resolution thereon. Consideration will continue on Wednesday, August 3.

Pending when the Committee rose was a series of committee amendments, considered en bloc, that define: "new natural gas", "old well", and "newly discovered reservoir"; establishes the maximum price for any first sale of new natural gas produced in the United States; provides price adjustment for compression of natural gas; and adds language providing for the delegation of authority with respect to the definition of new natural gas to State agencies.

Agreed to the following committee amendments:

An amendment to the statement of purposes (relating to providing incentives to increase the amount of domestically produced energy);

An amendment regarding energy conservation programs for existing residential buildings (agreed to by a recorded vote of 217 ayes to 205 noes, Roll No. 491);

An amendment that calls for a study of off-highway motor vehicle conservation (agreed to by a recorded vote of 212 ayes to 210 noes, Roll No. 492);

An amendment that calls for a study of bicycles as a means of conserving energy in transportation (agreed to by a recorded vote of 252 ayes to 166 noes, Roll No. 493);

An amendment identifying and implementing energy conservation maintenance and operating procedures to reduce energy use and anticipated energy costs of buildings owned by units of local government (agreed to by a recorded vote of 317 ayes to 105 noes, Roll No. 495);

An amendment to the previous amendment, that adds language designed to make the provisions of the Davis-Bacon Act prevailing rate provisions applicable to Federal grants for local government buildings (agreed to by a recorded vote of 265 ayes to 161 noes, Roll No. 494). Pages 26124–26185

Labor-HEW Appropriations: By a yea-and-nay vote of 337 yeas to 82 nays, Roll No. 496, the House agreed to the conference report on H.R. 7555, making appropriations for the Departments of Labor, Health, Education, and Labor for fiscal year 1978.

House receded and concurred in Senate amendments numbered 31, 32, 59, 68, 76, 79, and 80.

House receded and concurred with amendment in Senate amendments numbered 3, 12, 13, 28, 45, 66, 72, and by a voice vote, the House receded from its disagreement to Senate amendment No. 82, and subsequently, by a yea-and-nay vote of 238 yeas to 182 nays, Roll No. 497, agreed to the amendment with an amendment, clearing the measure for Senate action. Pages 26185–26212

Presidential Message—Drug Abuse: Read a message from the President wherein he transmits proposals for improved treatment and prevention programs in drug abuse—referred to Committee of the Whole House on the State of the Union and ordered printed (H. Doc. 95–200). Page 26212–26214

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 26229

Adjournment: Adjourned at 9:01 p.m.

Committee Meetings

FROZEN DESSERTS

Committee on Agriculture: Subcommittees on Domestic Marketing, Consumer Relations and Nutrition and on Dairy and Poultry held a joint hearing on the Food and Drug Administration's proposals regarding frozen desserts. Testimony was heard from FDA; USDA; and public witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Amtrak reprogramming.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met in executive session on committee business.

DEFENSE OFFICER PERSONNEL MANAGEMENT ACT

Committee on Armed Services: Subcommittee on Military Compensation met and approved for full committee action H.R. 5503, Defense Officer Personnel Management Act.

DEFENSE OFFICER PERSONNEL MANAGEMENT ACT

Committee on Armed Services: Met and ordered reported favorably to the House H.R. 5503, Defense Officer Personnel Management Act.

DEFENSE AUTHORIZATION

Committee on Armed Services: Held a hearing on H.R. 8390, to authorize appropriations during fiscal year 1978 for procurement of aircraft and missiles, and research, development, test, and evaluation for the Armed Forces. Testimony was heard from Secretary of Defense Harold Brown.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued oversight hearings on H.R. 15, Elementary and Secondary Education Act. Testimony was heard from Thomas McFee, HEW; Privacy Protection Study Commission officials, and public witnesses.

Hearings continue tomorrow.

FEDERAL OFFICES OF INSPECTOR GENERAL

Committee on Government Operations: Met and ordered reported favorably to the House H.R. 8588 amended, to establish statutory Offices of Inspector General in various Federal departments and agencies; and reports entitled as follows:

Federal Trade Commission Regional Office Operations;

Effectiveness of the Export Promotion Policies and Programs of the Departments of Commerce and State; and

Major Reforms Needed in the Community Services Administration.

NATURAL DIVERSITY

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs held a hearing on H.R. 6286, to provide for the preservation of natural diversity. Testimony was heard from Assistant Secretary of Interior Robert Herbst, and public witnesses.

NUCLEAR ANTI-PROLIFERATION ACT—HUMAN RIGHTS IN CAMBODIA

Committee on International Relations: Met and ordered reported favorably to the House the following measures:

H.R. 8638, technical amendment, Nuclear Anti-Proliferation Act; and

H. Res. 724, to express the House of Representatives' deep concern over the disregard of basic human rights in Cambodia.

The Committee reconsidered and voted to table H. Con. Res. 275, to disapprove the sale of AWACS to Iran.

SECURITIES INVESTOR PROTECTION ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued hearings on H.R. 8331, Securities Investor Protection Act Amendments of 1977, with testimony from SEC and public witnesses.

Hearings continue tomorrow.

EFFECTS OF EXPOSURE TO PBB

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations began hearings on the human health effects of exposure to the chemical polybrominated biphenyl (PBB). Testimony was heard from Representative Brodhead and public witnesses.

Hearings continue tomorrow.

BROADCASTING

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued panel discussion hearings on broadcasting. Testimony was heard from Jack Valenti, President, Motion Picture Association of America; and representatives of various broadcasting stations.

Hearings continue tomorrow.

U.S. OIL IMPORTS

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House, by vote of 31 to 5, H.R. 1037 amended, to require that a percentage of United States oil imports be carried on United States-flag vessels.

NUTRITION RESEARCH

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on nutrition research with testimony from representatives of NIH; HEW; USDA; and public witnesses.

Hearings continue tomorrow.

NOAA'S ATMOSPHERIC AND OCEANIC ENVIRONMENTAL RESEARCH AND DEVELOPMENT

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held a hearing on NOAA's atmospheric and oceanic research and development with testimony from public witnesses.

Hearings continue tomorrow.

VETERANS' MISCELLANY

Committee on Veterans' Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 4341, to eliminate the requirement for inspections of the mobile home manufacturing process by the Administrator of Veterans' Affairs;

H.R. 8175 amended, to amend the Veterans' Administration Physician and Dentist Pay Comparability Act of 1975, approved October 22, 1975, as amended, in order to extend certain provisions thereof;

H.R. 8701, GI Bill Improvements Act of 1977; and

H.R. 8698, to deny entitlement to veterans' benefits

H.R. 8617, to deny entitlement to veterans' benefits to certain persons who would otherwise become so entitled solely by virtue of the administrative upgrading under temporarily revised standards of less than honorable discharges for service during the Vietnam era.

STRONTIUM NITRATE DUTIES

Committee on Ways and Means: Subcommittee on Trade met and by a tie vote failed to approve H.R. 5044, to suspend until January 3, 1980, a portion of the duties on strontium nitrate.

Joint Committee Meetings

FARM BILL

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of S. 275, the Food and Agriculture Act.

CLEAN AIR AMENDMENTS

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of H.R. 6161, proposed Clean Air Act Amendments.

Wednesday, August 3, 1977

Senate

Chamber Action

Routine Proceedings, pages S13429–S13523.

Bills Introduced: Fifteen bills and four resolutions were introduced, as follows: S. 1989–2003; and S. Res. 238–241. Pages 26352, 26374–26376, 26438

Bills Reported: Reports were made as follows:

S. Res. 239, to provide severance pay for certain committee staff members displaced as a result of adoption of Committee System Reorganization Amendments of 1977 (S. Rept. 95–387);

S. 2002, to authorize the Secretary of the Interior to transfer franchise fees received from certain concession operations at Grand Canyon Unified School District, Arizona (S. Rept. 95–388);

S. 1866, making the State of Hawaii a "domestic point" for purposes of international communications, with an amendment (S. Rept. 95–389);

H.R. 5027, to improve the quality of veterans' hospital care, with an amendment (S. Rept. 95–390);

Special Report entitled "Report With a Recommendation of the Committee on Foreign Relations on Foreign Travel Paid for by Foreign Governments" (S. Rept. 95–391);

S. 1752, extending programs under the Elementary and Secondary Education Act through fiscal year 1978 (S. Rept. 95–392);

S. Res. 233, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1952, proposed Federal Water Pollution Control Amendments of 1977 (S. Rept. 95–393);

S. Res. 228, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations (S. Rept. 95–394); and

S. Res. 240, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of H.R. 5027, to improve the quality of veterans' hospital care (without written report) (referred to Committee on the Budget). Page 26351

Bills Passed:

Senate Campaign Financing: By 88 yeas to 1 nays, Senate passed S. 926, to amend in several regards the Federal Election Campaign Act of 1971, after taking action on additional proposed amendments as follows:

Adopted:

(1) Cannon amendment No. 769, calling for Federal Election Commission to study the future development of voluntary engineering and procedural performance standards for voting systems used in the United States; Page 26284

(2) Cannon amendment No. 544, to require that any repayment of checkoff funds be returned to the general fund of the Treasury; Page 26285

(3) Cannon amendment No. 543, to assure that the Postal Service is authorized to seek funds to compensate for any postal revenue loss as a result of reduced rates afforded political party committees; Page 26285

(4) Cannon amendment No. 578, giving to the national committee rather than to the Presidential nominee, the option to designate a specific committee in a state to receive contributions and make expenditures on behalf of the Presidential candidate in the general election up to the greater of $20,000 or 2 cents times the voting age population of that State; Page 26286

(5) Johnston unprinted amendment No. 711, to require that a candidate declare the amount of money which he will expend on his campaign, with no penalties to be assessed for violation of such declaration; Page 26292

(6) Bellmon U.P. No. 712, to require that when more than five percent of the voters in a precinct are of certain foreign language heritage, the ballots in such precinct be printed in English and in the language of that minority group; Page 26293

(7) Bellmon U.P. No. 713, increasing from $500 to $1,000 limitation on proceeds from political activities conducted on an individual's premises; Page 26298

(8) Thurmond U.P. No. 717, to clarify the language which extends the $1,000 exclusion of certain residential, vendor and travel expenses for candidate related activity to political party related activity as well; Page 26323

(9) Heinz U.P. No. 716, to clarify section which exempts two Senatorial assistants from prohibition against solicitation for receipt of contributions in a federal building; Page 26321

(10) Dole U.P. No. 719, to clarify the term "contribution or expenditure" as it pertains to travel expenses; Page 26336

(11) Schmitt U.P. No. 720, clarifying procedures by which the Federal Election Commission shall conduct audits of political candidates; Page 26337

(12) Cannon U.P. No. 721, of a technical nature; Page 26337

(13) McClure U.P. No. 723, calling for IRS to submit any regulation concerning political committees to the Congress for a period of 20 legislative days for approval or rejection; and Page 26339

(14) Brooke U.P. No. 724, repealing provision of the law which reduces from 5 years to 3 years statute of limitations on campaign law violations. Page 26339

Rejected:

(1) Heinz U.P. No. 709, which sought to delete section 4, providing that prohibition against solicitation of contributions in a federal building not apply to two designated Senatorial assistants (tabled by voice vote); Page 26286

(2) Modified Johnston U.P. No. 710, to require that a candidate declare the amount of money which he will expend on his campaign, and setting penalties for violating such declaration (tabled by 55 yeas to 40 nays); Page 26288

(3) Stevenson amendment No. 691, to prohibit the use of campaign contribtuions to defray the ordinary and necessary expenses of Federal office (tabled by 63 yeas to 29 nays); Page 26298

(4) Modified Stevenson amendment No. 692, reducing from $5,000 to $3,000 the amount which a political action committee or party committee may contribute to any one candidate (tabled by 63 yeas to 33 nays); Page 26304

(5) Mathias U.P. No. 714 (to Stevenson amendment No. 692) to exempt public interest or ideological committees from such limitation (tabled by voice vote); Page 26306

(6) Helms amendment No. 755, to prohibit the political use of union funds which were collected under a compulsory union contract (tabled by 67 yeas to 25 nays); Page 26325

(7) Modified Griffin amendment No. 576, to prohibit the use of reduced postal rates by any corporation, labor organization, membership organization, cooperative political committee, or corporation without capital stock (tabled by 54 yeas to 37 nays); and Page 26331

(8) McClure U.P. No. 722, calling for IRS and Federal Election Commission to promulgate rules and regulations which are mutually consistent (tabled by voice vote). Page 26337

Also during consideration of this measure today Senate, by 53 yeas to 43 nays, sustained point of order against Packwood unprinted amendment No. 715, providing an increase in credit for contributions to candidates for the U.S. Senate or House of Representatives, on grounds that it was unconstitutional in that it infringed upon the prerogatives of the House of Representatives. Page 26309

Pages 26284–26345

River Basin Projects: Senate passed and sent to the House S. 2001, authorizing funds for prosecution of river basin plans in Brazos River Basin and San Joaquin River Basin. Pages 26324–26325

Benjamin Whitcomb Rangers: Senate agreed to S. Res. 241, extending best wishes of the Senate to the Benjamin Whitcomb Independent Corps of Rangers. Page 26438

Budget Act Waiver: Senate agreed to S. Res. 233, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1952, proposed Federal Water Pollution Control Amendments of 1977. Pages 26438–26439

Budget Act Waiver: Senate agreed to S. Res. 228, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations. Page 26439

Calendar Bills: Senate took up and passed the following measures:

With Amendment for return to the House:

Veterans Benefits: H.R. 7345, to increase the rates for disability and death pensions for veterans. Page 26422

W.W. I Veterans Auto Allowance: H.R. 6502, to provide an automobile assistance allowance and automotive adaptive equipment to veterans of World War I. Pages 26422–26423

With Amendment and sent to the House:

Western States Conservation Program: S. 1614, to rename the Great Plains conservation program as the Western States conservation program and include therein all States west of the Mississippi, to take effect in fiscal year 1979. Pages 26420–26421

Great Plains Conservation Program: S. 896, to make the Great Plains conservation program permanent, and to remove the $25 million annual authorization ceiling. Page 26421

National Sickle Cell Month: S.J. Res. 71, requesting the President to designate September of 1977 as "National Sickle Cell Month". Page 26421

Private Bill: S. 911, a private relief bill. Pages 26421–26422

Ocean Pollution Research: S. 1617, to establish a program of ocean pollution research and monitoring. Agreed to Magnuson U.P. amendments No. 725, of a technical nature. Pages 26423–26438

Peace Corps Authorizations: Senate agreed to the House amendments with an amendment (Sparkman unprinted amendment No. 708) to S. 1235, authorizing funds for fiscal year 1978 for activities of the Peace Corps. Senate amendment would increase fiscal 1978 Peace Corps funding from $81 million to $82.9 million, and authorize an additional $1 million for salaries, retirement, and other employee benefits. Pages 26273–26274

Unanimous Consent Agreement—Water Pollution Control: By unanimous consent it was agreed that on Thursday, August 4, when Senate proceeds to consider S. 1952, proposed Federal Water Pollution Control Amendments of 1977, debate thereon be limited to 3 hours; 2 hours on an amendment which may be offered by Senator Bentsen; 1 hour on any other amendment in the first degree; and 30 minutes on amendments in the second degree. Pages 26305–26306

Bills Referred: Eight House-passed private bills were referred to Committee on the Judiciary. Page 26351

Unanimous Consent Calendar: Four measures were transferred in the Calendar to Measures Cleared to be Considered by Unanimous Consent. Page 26420

Messages From the House: Page 26350

Executive Communications: Pages 26350–26351

Amendments Submitted for Printing: Page 26376–26379

Confirmations: Page 26440

Statements on Introduced Bills: Pages 26352–26374

Additional Statements: Pages 26379–26420

Treaty Approved: By 92 yeas to 1 nay, two-thirds of the Senators present and voting having voted in the affirmative, Senate agreed to resolution of ratification on Agreement between the U.S. and Canada concerning the proposed construction of a pipeline to transmit Alaskan oil to the Lower forty-eight States (Ex. F, 95th Cong., 1st sess.) Pages 26275–26284, 26291–26292

Confirmations: Senate confirmed the following nominations:

John M. Ferren, to be an Associate Judge of the District of Columbia Court of Appeals;

Benjamin H. Read, of the District of Columbia, to be Deputy Under Secretary of State;

Rodney Kennedy-Minott, of California, to be Ambassador to Sweden;

Andrew I. Killgore, of Florida, to be Ambassador to the State of Qatar;

William B. Jones, of California, to be Ambassador to Haiti;

Peter R. Rosenblatt, of New York, for the rank of Ambassador during his tenure of service as Personal Representative of the President to conduct negotiations on the future political status of the Trust Territory of the Pacific Islands;

William Drayton, Jr., of Massachusetts, to be an Assistant Administrator of the Environmental Protection Agency;

Joseph M. Hendrie, of New York, to be a member of the Nuclear Regulatory Commission;

Peter A. Bradford, of Maine, to be a member of the Nuclear Regulatory Commission;

Robert O. Harris, of the District of Columbia, to be a member of the National Mediation Board;

Patricia A. Graham, of Massachusetts, to be Director of the National Institute of Education; and

A list of Foreign Service nominations dated July 21, 1977. Page 26240

Record Votes: Eight record votes were taken today. Pages 26291, 26292, 26303, 26308, 26320, 26330, 26336, 26340–26341

Recess: Senate met at 9:30 a.m. and recessed at 9:11 p.m. Page 26440

Committee Meeting

ARMED FORCES UNIONIZATION

Committee on Armed Services: Committee ordered favorably reported an original bill to prohibit union organization and membership in the armed forces.

NATO

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings to receive testimony on NATO posture from Secretary of Defense Harold Brown.

Hearings were recessed subject to call.

REGULATION ON FINANCIAL INSTITUTIONS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported an original bill making several changes in the law as it pertains to the regulation of financial institutions. As approved by the committee the bill would (a) authorize negotiable order withdrawal accounts and share draft accounts nationally; (b) authorize a limited reduction in Federal Reserve member bank requirements; (c) authorize limited payments of interest on reserves held at the Federal Reserve; (d) extend "Regulation Q" through December 1979; (e) provide Federal chartering of mutual savings banks; and (f) increase Federal deposit insurance coverage from $40,000 per account to $100,000 per account for IRS and Keogh accounts.

SECOND CONGRESSIONAL BUDGET RESOLUTION

Committee on the Budget: On Tuesday, August 2, committee ordered favorably reported an original concurrent resolution revising the Congressional Budget for the Federal Government for fiscal year 1978. As approved by the committee the resolution recommends $459 billion for outlays; $501.2 billion for new budget authority; and $395 billion for total revenues for fiscal year 1978.

NOMINATIONS

Committee on Energy and Natural Resources: Committee held hearings on the prospective nomination of James R. Schlesinger, Secretary-designate of Energy, receiving testimony from Lee White, Chairman, Consumer Federation of America; Martin Rogol, Congress Watch; and James F. Flug, Energy Action, all of Washington, D.C. The nominee-designate testified and answered questions on his own behalf.

Also, committee received testimony from Mr. Flug on the nominations of Charles B. Curtis, of Maryland, and Georgiana H. Sheldon, of Virginia, each to be a Member of the Federal Power Commission.

Committee recessed subject to call.

NOMINATION

Committee on Environment and Public Works: Committee ordered favorably reported the nomination of S. David Freeman, of Maryland, to be a member of the Tennessee Valley Authority, after the nominee testified further and answered questions on his own behalf.

NONGAME WILDLIFE

Committee on Environment and Public Works: Subcommittee on Resource Protection began hearings on S. 1140, to encourage and assist States in development of improved programs for the conservation of "nongame" species of fish and wildlife, receiving testimony from Dr. Lee Talbot, Assistant to the Chairman for International and Scientific Affairs, Council on Environmental Quality, and Lynn A. Greenwalt, Director, U.S. Fish and Wildlife Service, both of the Department of the Interior; Gene McCaffrey, New York State Department of Environmental Conservation, Albany; Carolyn T. Lumbard, Iowa Conservation Commission, Des Moines; James Lockhart, Illinois Department of Conservation, Springfield; Reede Brown, Washington State Department of Natural Resources, Olympia; James A. Timmerman, South Carolina Department of Wildlife and Marine Resources, Columbia; C. Eldridge Hunt, California Game and Fish Department, Sacramento; Joan Galli, New Jersey Department of Environmental Protection, Trenton; Daniel Poole, Wildlife Management Institute; John Grandy, Defenders of Wildlife; Michael Zagota, National Audubon Society; Dr. Michael Berger, National Wildlife Federation; and Patricia Forkam, Humane Society of the U.S.; all of Washington, D.C.; Dr. Aelrod Geis, Wildlife Society, Washington, D.C.; John Burdick, Citizen's Committee on Natural Resources, Washington, D.C.; Dr. James Applegate, Citizen's Nongame Advisory Council, Trenton, N.J.; Tom Franklin, Urban Wildlife Research Center, Inc., Ellicott City, Md.; and John Gottschalk, International Association of Fish and Wildlife Agencies, Washington, D.C.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported the nomination of Alonzo L. McDonald, Jr., of Connecticut, to be Deputy Special Representative for Trade Negotiations, with the rank of Ambassador.

Also, committee resumed consideration of H.R. 7200, to improve the supplemental security income benefits program and child welfare services and social services, agreeing to several amendments, one of which would establish a program of emergency assistance for aged, blind, and disabled individuals.

Committee began consideration of S. 143, to strengthen the capability of the Government to detect, prosecute, and punish fraudulent activities under the medicare and medicaid programs, and amendments proposed thereto.

Committee will meet again tomorrow to consider further H.R. 7200 and S. 143, and other committee business.

TREATY

Committee on Foreign Relations: Committee resumed hearings on Treaties with the Soviet Union on the Limitation of Underground Nuclear Weapon Tests and on Underground Nuclear Explosions for Peaceful Purposes (Ex. N, 94th Cong., 2d sess.), receiving testimony in closed session from Dr. Sayre Stevens, Deputy Director of Intelligence, accompanied by Jack Ingley, Office of Scientific Intelligence, Nuclear Energy Division, and Chris May, Office of Legislative Counsel, all of the Central Intelligence Agency; and in open sesssion from David E. McGiffert, Assistant Secretary of Defense for International Security Affairs, accompanied by Vice Admiral Patrick J. Hannifin, Director, Joint Staff, Organization of the Joint Chiefs of Staff.

Hearings continue on Friday, September 9.

EMPLOYMENT DISCRIMINATION

Committee on Governmental Affairs: Committee held hearings in accordance with the committees mandate under S. Res. 110, section 310 on the handling of discrimination complaints in the Senate, receiving testimony from Senators Abourezk, Brooke, and Clark; Representatives Rose Carla Kish House of Representative Fair Employment Practices Committee; Olga Grkavac, Capitol Hill Women's Political Caucus; Alan Boyd, Ad Hoc Committee of Black Senatorial Staff; Thomas Colosi, American Arbitration Association; Eric Schnapper, NAACP Legal Defense and Education Fund; Lauren Selden, National Retired Teachers Association/American Association of Retired Persons; David Brody, Leadership Conference on Civil Rights, and Anti-Defamation League, accompanied by Francis Pohlhaus; Jessica Josephson, Women's Equity Action League; Debby Kaplan, Disability Rights, Inc.; and Judy Heumann, American Coalition of Citizens With Disabilities, all of Washington, D.C.

Hearings were recessed subject to call.

HUMAN EXPERIMENTATION

Committee on Human Resources: Subcommittee on Health and Scientific Research held joint hearings with Select Committee on Intelligence on human experimentation and drug testing by the CIA, receiving testimony from the Director of Central Intelligence Director Stansfield Turner, who was accompanied by several of his associates of the CIA and a panel of former CIA agents.

Hearings were recessed subject to call.

MINIMUM WAGE

Committee on Human Resources: Subcommittee on Labor continued hearings on S. 1871, to increase the Federal minimum wage, receiving testimony from Robert R. Nathan, Robert Nathan Associates, Inc., Washington, D.C.; Dr. Walter Galenson, Cornell University, Ithaca; Dr. Sar Levitan, George Washington University, Washington, D.C.; Dr. Walter E. Williams, Temple University, Philadelphia; Dr. Thomas Sowel, Hoover Institution, Sanford University, Palo Alto, California; Dr. Marvin Kosters, American Enterprise Institutes, Washington, D.C.; Mack Lyons, United Farm Workers, Keene, California; Luis Jaramillo, Colorado Migrant Council, Denver; Leslie Gladstone, Women's Equality Action League, Washington, D.C.; Joyce Miller, Coalition of Labor Union Women, New York City; Arlie Scott, National Organization for Women, Washington, D.C.; and Mary Alice Carter, Women's Political Caucus, Washington, D.C.

Hearings continue tomorrow.

NOMINATION

Committee on the Judiciary: Committee approved the nomination of Earl E. Veron, to be U.S. District Judge for the Western District of Louisiana, prior to which action the nominee, who was introduced to the committee by Senators Long and Johnston, testified and answered questions on his own behalf.

BIA

Select Committee on Indian Affairs: Committee held oversight hearings on the budget process in Bureau of Indian Affairs, receiving testimony from Ray Butler, Acting Commissioner, Bureau of Indian Affairs, who was accompanied by several of his associates; Francis Emmett, Navajo Tribe, Window Rock, Arizona, and Charles Peone, Jr., and Joseph J. Walka, University of Arizona, Tucson.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 39 public bills, H.R. 8711–8749; 3 private bills, H.R. 8750–8752; and 14 resolutions, H.J. Res. 568–573, H. Con. Res. 324–326, and H. Res. 733–737 were introduced. Pages 26622–26624

Reports Filed: Reports were filed as follows:

Conference report on H.R. 7589, making appropriations for military construction for the Department of Defense for fiscal year 1978 (H. Rept. 95–560);

H. Res. 733, waiving points of order against the conference report on H.R. 6161, to amend the Clean Air Act (H. Rept. 95–561);

H. Res. 729, to provide funds for the expenses of the investigation and studies to be conducted by the House Permanent Committee on Intelligence (H. Rept. 95–562);

Conference report on H.R. 6179, Arms Control and Disarmament Act Amendments of 1977 (H. Rept. 95–563); and

Conference report on H.R. 6161, to amend the Clean Air Act (H. Rept. 95–564). Page 26622

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 7589, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1978. Page 26440

Committees To Sit: Committee on House Administration received permission to sit during proceedings of the House under the 5-minute rule today; and

Subcommittee on Minority Enterprise and General Oversight of the Committee on Small Business received permission to sit during proceedings of the House on Thursday, August 4. Pages 26440–26441

Private Bill: House passed S. 1765, a private bill—clearing the measure for the President. Page 26440

National Commission on Neighborhoods: The Speaker appointed Representatives Burke of California and Pritchard as members on the part of the House of the National Commission on Neighborhoods. Page 26442

National Energy Policy: House continued consideration of H.R. 8444, to establish a comprehensive national energy policy; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, August 4.

By a yea-and-nay vote of 404 yeas to 5 nays, Roll No. 498, the House agreed to a motion to resolve itself into the Committee of the Whole.

Agreed to:

A series of committee amendments, considered en bloc, that defines: "new natural gas", "old well", and "newly discovered reservoir"; establishes the maximum price for any first sale of new natural gas produced in the United States; and adds language providing for the delegation of authority with respect to the definition of new natural gas to State agencies;

An amendment that adds the cost of compression of natural gas to the section authorizing the FPC to adjust the price of gas to compensate a seller for expenses incurred for gas processing, liquefaction or transportation;

An amendment that authorizes intrastate pipelines to sell natural gas to interstate pipelines under terms and conditions approved by the FPC;

An amendment to the utility regulatory program to require that a consumer show, in a preliminary proceeding before the state utility regulatory agency, that the prospect of receiving an award of the costs of participation is necessary for the consumer's effective participation (agreed to by a division vote of 74 ayes to 29 noes);

An amendment to the utility regulatory program that strikes the provisions on interlocking directorates, and substitutes a requirement that if a person is a director or officer of a public utility and also holds a position in a bank or one of the 20 largest companies purchasing electric energy sold by the utility, he or she must file an annual report with the FPC (agreed to by a division vote of 40 ayes to 1 noe);

An amendment that allows the FPC to exempt from licensing requirements man-made conduits which carry water for agricultural, municipal, or industrial consumption and which, as a secondary function, feed small hydroelectric generators (agreed to by a division vote of 43 ayes to 5 noes);

An amendment that strikes the section that would extend antitrust coverage to utilities building new facilities (agreed to by a recorded vote of 257 ayes to 160 noes, with 1 voting "present", Roll No. 500);

Three technical amendments en bloc; and

An amendment that strikes the section providing for a Federal van pooling program (agreed to by a recorded vote of 232 ayes to 184 noes, with 1 voting "present", Roll No. 501).

Rejected an amendment that sought to remove new onshore natural gas from Federal price controls effective April 30, 1978 (rejected by a recorded vote of 199 ayes to 227 noes, Roll No. 499). Agreed to a motion to limit debate on the amendment by a division vote of 45 ayes to 11 noes. Pages 26442–26526

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 6161, to amend the Clean Air Act. Page 26526

Indian Claims: By a voice vote, the House agreed to the conference report on S. 1377, to extend the time for commencing action on behalf of an Indian tribe, band, or group—clearing the measure for Senate action. Page 26528

Committee To Sit: Subcommittee on Immigration, Citizenship, and International Law of the Committee on the Judiciary received permission to sit Thursday, August 4, during proceedings of the House under the 5-minute rule. Page 26527

Romania: By a division vote of 149 ayes to 33 noes, agreed to a motion to indefinitely postpone a motion that the House resolve itself into the Committee of the Whole to consider H. Res. 653, to disapprove the continuation of the President's authority to waive the freedom of emigration requirements for the granting of most favored nation status to Romania. Pages 26528–26529

Committee To Sit: Committee on Interior and Insular Affairs received permission to sit Thursday, August 4 during the proceedings of the House under the 5-minute rule. Page 26532

Foreign Relations Authorization: By a voice vote, the House agreed to the conference report on H.R. 6689, Foreign Relations Authorization Act for fiscal year 1978—clearing the measure for the President.

A point of order against the conference report was overruled. Pages 26532–26537

Peace Corps: House agreed to the Senate amendment to the House amendments to S. 1235, to further amend the Peace Corps Act—clearing the measure for the President. Pages 26537–26538

Adjournment Resolutions: Read a message from the Senate wherein they request that the House return to the Senate H. Con. Res. 317, providing for an adjournment of the House from August 5 until September 7, 1977 and an adjournment of the Senate from August 6 until September 7, 1977. Page 26538

Adjournment: Adjourned at 8:48 p.m.

Committee Meetings

OLDER AMERICANS PROGRAMS

Select Committee on Aging: Held an oversight hearing on older Americans programs. Testimony was heard from Seattle Mayor Uhlman, Chairman, Task Force on Aging of the U.S. Conference of Mayors; Commissioner Alice Brophy, New York City Department for Aging; Robert C. Benedict, Commissioner on Aging, Pennsylvania Department of Public Welfare; and public witnesses.

LIVABLE CITIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on the City continued hearings on Livable Cities: How Small Grants Can Make a Difference. Testimony was heard from Nancy Hanks, Chairman, National Endowment for the Arts; and State and city officials.

Hearings continue tomorrow.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued oversight hearings on H.R. 15, Elementary and Secondary Education Act. Testimony was heard from Commissioner Ernest Boyer, U.S. Office of Education; and Peter Relic, Deputy Assistant Secretary for Education, HEW.

Hearings continue tomorrow.

REORGANIZATION PLAN NO. 1

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on Reorganization Plan No. 1 of 1977, to reorganize the Executive Office of the President. Testimony was heard from OMB Director Lance.

SELECT COMMITTEE ON INTELLIGENCE FUNDS

Committee on House Administration: Met and ordered reported favorably to the House H. Res. 729, to provide funds for the expenses and investigations to be conducted by the House Permanent Select Committee on Intelligence.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and reviewed consultant contracts.

OREGON FOREST SYSTEM LANDS

Committee on Interior and Insular Affairs: Began but did not complete markup of H.R. 7074, to provide improved authority for the administration of certain national forest system lands in Oregon, and will resume in September.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations held an executive hearing on investigation of Korean-American relations. Testimony was heard from Daniel Fefferman, former secretary-general of Freedom Leadership Foundation.

SECURITIES INVESTOR PROTECTION ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued hearings on H.R. 8311, Securities Investor Protection Act Amendments of 1977, with testimony from public witnesses.

EFFECTS OF EXPOSURE TO PBB

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the human health effects of exposure to the chemical polybrominated biphenyl (PBB). Testimony was heard from Representative LeFante; Dr. Eugene Wallen, EPA; and public witnesses.

BROADCASTING

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued panel discussion hearings on broadcasting, hearing testimony from representatives of radio and television broadcasting stations.

Hearings continue tomorrow.

NUTRITION RESEARCH

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on nutrition research, hearing testimony from Esther Peterson, Special Assistant for Consumer Affairs, Executive Office Building; Dr. David Coursin, NIH; and public witnesses.

Hearings continue tomorrow.

OFFICE OF TECHNOLOGY ASSESSMENT

Committee on Science and Technology: Subcommittee on Science, Research and Technology began hearings on the Office of Technology Assessment, with testimony from public witnesses.

Hearings continue tomorrow.

NOAA'S ATMOSPHERIC AND OCEANIC ENVIRONMENTAL RESEARCH AND DEVELOPMENT

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere continued hearings on NOAA's atmospheric and oceanic environmental research and development with testimony from public witnesses.

FDA'S BAKERY LABELING REGULATION

Committee on Small Business: Subcommittee on Special Small Business Problems held a hearing on FDA's bakery labeling regulation, hearing testimony from FDA officials.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Met in executive session for a progress report on the Korean influence investigation.

DISTRICT OF COLUMBIA CONGRESSIONAL REPRESENTATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held hearings on H.J. Res. 139, 142, 392, and 554, to provide for full congressional representation for the District of Columbia. Testimony was heard from Senator Bayh; and D.C. Delegate Fauntroy.

ALLEGED NAZI WAR CRIMINALS

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law held an oversight hearing on alleged Nazi war criminals. Testimony was heard from Victor Lowe, GAO; INS Commissioner Castillo; and John W. DeWitt, Department of State.

CONFERENCE REPORT ON CLEAN AIR ACT AMENDMENTS

Committee on Rules: Granted a rule waiving clause 2(a) of Rule XXVIII, providing that the Conference Report shall be considered as having been read and waiving all points of order against the Conference Report for failure to comply with the provisions of clause 3, Rule XXVIII, on the Conference Report on H.R. 6161, Clean Air Act Amendments of 1977. Testimony was heard from Chairman Staggers and Representatives Rogers, Broyhill, Carter, and Rousselot.

Joint Committee Meetings

APPROPRIATIONS—MILITARY CONSTRUCTION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 7589, making appropriations for construction at certain military installations for fiscal year 1978.

FARM BILL

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of S. 275, the Food and Agriculture Act.

Thursday, August 4, 1977

Senate

Chamber Action

Routine Proceedings, pages 26682–26809, 26856–26974

Bills Introduced: Sixteen bills and ten resolutions were introduced, as follows: S. 2004–2019; S. Con. Res. 42 and 43; and S. Res. 242–249.

Pages 26858, 26881–26887

Bills Reported: Reports were made as follows:

S. Res. 243, requesting $60,000 to accommodate the transfer of the functions of the Joint Committee on Defense Production to the Committee on Banking, Housing, and Urban Affairs, and to assimilate the staff of the Joint Committee (S. Rept. 95–395);

S. 262, authorizing group life insurance programs for public safety officers and assisting States and local governments to provide such insurance, with amendments (together with additional views) (S. Rept. 95–396);

S. Res. 229, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1217, to establish guidelines for regulating research of recombinant DNA (S. Rept. 95–397);

S. Res. 235, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1306, providing temporary authority to the SBA to facilitate water conservation practices and emergency actions to mitigate the impact of the recent drought (S. Rept. 95–398);

S. Con. Res. 43, revising the Congressional Budget for the Federal Government for fiscal year 1978 (together with supplemental and minority views) (S. Rept. 95–399);

S. 1731, to extend the special pay provisions for physicians and dentists in the uniformed services, with an amendment (S. Rept. 95–400);

H.R. 2563, a private relief bill (S. Rept. 95–401); and

S. Res. 246, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1731, to extend the special pay provisions for physicians and dentists in the uniformed services (without written report) (referred to Committee on the Budget); Page 26857

Bill Passed:

Clean Water: By unanimous vote of 96 yeas, Senate passed H.R. 3199, proposed Clean Water Act, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion measure, S. 1952, to which bill Senate had at first taken action on proposed amendments as follows:

Adopted:

(1) Anderson unprinted amendment No. 727, correcting an inequity in allotment of funds to certain states; Page 26729

(2) Haskell U.P. No. 728, making a Corps of Engineers permit unnecessary when a final NEPA environmental statement has been filed on a federally authorized water resource project, as amended by Haskell U.P. No. 732, making its provisions applicable only to water resource projects west of the 100th Meridian; Page 26730

(3) By 77 yeas to 17 nays, modified Nelson amendment No. 810, to regulate the use of detergents in the Great Lakes Region; Page 26730

(4) Eagleton U.P. No. 729 (to Nelson amendment No. 810), to clarify the Administrator's authority under the Toxic Substances Control Act; Page 26734

(5) Wallop U.P. No. 731, providing that nothing in the Act be construed to abrogate any State authority to operate programs for the allocation of water within its boundaries; Page 26762

(6) Burdick U.P. No. 733, to require analysis of recreation and open space potential in the waste treatment planning process, and to maximize the public recreation opportunities when they are identified; Page 26762

(7) Gravel U.P. No. 734, to assure that any waivers granted from secondary treatment requirements will not create environmental violations; Page 26763

(8) Gravel U.P. No. 735, to provide operating and maintenance funds to support demonstration projects in villages of Emmonak and Wainwright, Alaska; Page 26764

(9) Domenici U.P. No. 736, making provision for a rural setaside for systems applicable in communities having a population of 3,500 instead of 2,500; and Page 26764

(10) Anderson amendment No. 737, to the title of the bill. Page 26785

Rejected:

(1) By 45 yeas to 51 nays, Bentsen U.P. No. 726, which would have provided for increased delegation of power to the States in the field of water resources management (motion to reconsider tabled by 51 yeas to 45 nays); and Page 26710

(2) Kennedy U.P. No. 730, to provide that petitions for review of the EPA Administrator's action in issuing national standards and regulations may only be reviewed in the U.S. Court of Appeals for the District of Columbia (tabled by 59 yeas to 36 nays). Page 26754

S. 1952 was then indefinitely postponed. Page 26785

Senate insisted on its amendments, requested conference with the House and appointed as conferees Senators: Randolph, Muskie, Gravel, Burdick, Culver, Hart, Anderson, Stafford, Chafee, Wallop, McClure, Domenici, and Baker. Page 26785
Pages 26690–26785

Enrollment Correction: Senate agreed to H. Con. Res. 327, authorizing corrections to be made in the enrollment of H.R. 6161, Clean Air Act Amendments. Page 26856

Printing: Senate agreed to S. Res. 248, authorizing printing as a Senate Document a report entitled "Congressional Advisers Report to the Conference on International Economic Cooperation (The North/South Conference)". Page 26856

AMVETS: Senate passed without amendment and cleared for the President H.R. 1952, to amend the corporate name of the American Veterans of World War II to include Korea and Vietnam. Page 26967

National Family Week: Senate passed without amendment and cleared for the President H.J. Res. 372, designating the week beginning November 20, 1977, as "National Family Week". Page 26968

Private Bills: Senate passed with committee amendments and sent to the House S. 948 and S. 1003, private bills. Pages 26968–26969

Budget Act Waiver: Senate agreed to S. Res. 235, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1306, providing temporary authority to the SBA to facilitate water conservation practices and emergency actions to mitigate the impact of the recent drought. Pages 26969–26970

Subcommittee Documents: Senate agreed to S. Res. 249, authorizing release to the Securities and Exchange Commission of certain documents in the possession of Permanent Subcommittee on Investigations of Committee on Governmental Affairs. Pages 26970–26971

Conference Reports Agreed to:

Arms Control and Disarmament Agency: H.R. 6179, authorizing funds for fiscal year 1978 for the Arms Control and Disarmament Agency—cleared for the House. Page 26709

Indian Claims: S. 1377, extending time for commencing actions on behalf of Indians for settlement of monetary damages on outstanding Indian Claims—cleared for President. Pages 26794–26795

Labor-HEW Appropriations: Senate agreed to the conference report on H.R. 7555, making appropriations for the Departments of Labor and Health, Education, and Welfare for fiscal year 1978. Senate agreed to House amendments to Senate amendments Nos. 3, 12, 13, 28, 45, 66, and 72. By 34 yeas to 59 nays, Senate rejected motion to agree to the House amendment to Senate amendment No. 82. By 60 yeas to 33 nays, Senate disagreed to the House amendment to Senate amendment No. 82, requested further conference with the House and appointed as conferees Senators Magnuson, Robert C. Byrd, Proxmire, Hollings, Eagleton, Bayh, Chiles, Burdick, McClellan, Brooke, Case, Schweiker, Mathias, and Young. Pages 26796–26824

Clean Air: H.R. 6161, proposed Clean Air Act Amendments of 1977, thus clearing the measure for the President. Pages 26841–26856

Foreign Aid Appropriations: Senate began consideration of H.R. 7797, making appropriations for foreign

aid for fiscal year 1978, agreeing to amendments as follows:

(1) Committee amendments, en bloc, through line 16 on page 3; Page 26833

(2) Allen unprinted amendment No. 739, to committee amendment on page 3, line 17; Page 26837

(3) Committee amendment on page 4, line 9; Pages 26839

(4) By 50 yeas to 35 nays, committee amendment on page 4, line 10. Pages 26839

Pending at recess was committee amendment on page 4, line 14. Pages 26839 Pages 26824–26841, 26856

Messages From the House: Pages 26856–26857

Amendments Submitted for Printing: Pages 26887–26895

Confirmations and Nominations: Pages 26895–26897

Statements on Introduced Bills: Pages 26858–26881

Additional Statements: Pages 26897–26968

Federal Elections: By unanimous consent Senate agreed to correct an error in action taken on Wednesday, August 30, in connection with McClure unprinted amendments Nos. 722 and 723 to S. 926, Federal Election Campaign Act Amendments. Actually, McClure U.P. No. 703, agreed to by the Senate, calls for IRS and Federal Election Commission to promulgate rules and regulations which are mutually consistent. McClure U.P. No. 722, tabled by the Senate, would have called for IRS to submit any regulation concerning political committees to the Congress for a period of 20 legislative days for approval or rejection. Page 26761

Presidential Message: Senate received a message from the President proposing a set of actions designed to reduce the increasing flow of undocumented aliens into the U.S.—referred jointly to Committees on the Judiciary, Foreign Relations, and Human Resources—PM-104. Pages 26971–26973

Vice Presidential Appointments: Vice President appointed the following Senators to attend the North Atlantic Assembly, to be held in Paris, France, September 18–24, 1977: Senators Sparkman, Chairman, Bayh, Abourezk, Biden, Case, Javits, Pearson, and Heinz. Page 26973

Congressional Budget Process: Senate reached unanimous consent agreement concerning joint referral to Committees on the Budget and on Governmental Affairs of legislation affecting the Congressional budget process.

August Recess Resolution: Motion to reconsider H. Con. Res. 317, August Recess Resolution, was vitiated, and the resolution was ordered to be returned to the House. Page 26973

Confirmations: Senate confirmed the following nominations:

Alonzo L. McDonald, Jr., of Connecticut, to be Deputy Special Representative for Trade Negotiations, with the rank of Ambassador;

Ray V. Fitzgerald, of South Dakota, to be a member of the Board of Directors of the Commodity Credit Corporation;

Sarah Weddington, of Texas, to be General Counsel of the Department of Agriculture;

Earl E. Veron, to be U.S. district judge for the Western District of Louisiana;

John C. Krsul, to be U.S. marshal for the District of Montana;

Simon D. Freeman, of Maryland, to be a member of the Board of Directors of the Tennessee Valley Authority;

Earl Oliver, of Illinois, to be a member of the Railroad Retirement Board;

John R. Lewis, of Georgia, to be an Associate Director of the ACTION Agency;

James R. Schlesinger, of Virginia, to be Secretary of Energy;

Charles B. Curtis, of Maryland, to be a Member of the Federal Power Commission;

Georgiana H. Sheldon, of Virginia, to be a Member of the Federal Power Commission; and

Hazel R. Rollins, of the District of Columbia, to be an Assistant Administrator of the Federal Energy Administration. Page 26982

Nominations: Senate received the following nominations:

James R. Schlesinger, of Virginia, to be Secretary of Energy;

Harry H. MacLaughlin, to be U.S. District Judge for the District of Minnesota;

Carlisle E. Pratt, to be an Associate Judge of the Superior Court of the District of Columbia;

Frederick H. Weisberg, to be an Associate Judge of the Superior Court of the District of Columbia;

Four Army nominations in the rank of General; and

Sundry nominations in the Army and Marine Corps. Pages 26974–26982

Record Votes: Eight record votes were taken today. Pages 26728, 26729, 26754, 26761, 26775 26823, 26841

Recess: Senate met at 8:30 a.m. and recessed at 10:55 p.m. Page 26973

Committee Meetings

SOIL AND WATER RESOURCES

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Environment, Soil Conservation, and Forestry resumed hearings on S. 1280 and 1616, bills to preserve, protect, and enhance the Nation's soil and water resource base, receiving testimony from Senator Williams; Marion Eddy, Member-designee, Council on Environmental Quality; Ruth Keaton, Howard County, Md., and John V. N. Klein, Suffolk County, New York, representing the National Association of Counties; Ron Gahring, Williamsburg, Iowa, representing Land Improvement Contractors of America; George R. Bagley, National Association of Conservation Districts, Washington, D.C.; Dr. J. D. Esseks, Northern Illinois University, DeKalb; John C. Doyle, Jr., Environmental Policy Center, Washington, D.C.; Kenneth R. Hampton, National Wildlife Federation, Washington, D.C.; and Joseph Hinson, National Forest Products Association, Washington, D.C.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Armed Services: Committee approved the following business items:

S. 1731, extending for 1 year through September 30, 1978, the special pay provisions for physicians and dentists in the uniformed services; and

2,260 routine nominations in the Army, Navy, and Air Force.

Also, in open and closed sessions, committee received a report from Senator Scott on his recent trip to the Panama Canal Zone.

COMMITTEE BUSINESS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the following business items:

An original bill to extend through September 30, 1979, the life of the Council on Wage and Price Stability (with amendments);

S. 1724, to establish a National Neighborhood Reinvestment Corporation (with amendments) (As approved by the committee the bill would authorize $15 million in fiscal year 1979, $20 million in fiscal year 1980, and $30 million in fiscal year 1981 for the corporation, and appoints as chairman of the Corporation the Chairman of the Home Loan Bank Board);

S. 695, to prohibit a former Federal procurement officer from being employed by any government contractor for 2 years after such employee leaves government service (with amendments);

An original resolution requesting $60,000 to accommodate the transfer of the functions of the Joint Committee on Defense Production to the Committee on Banking, Housing, and Urban Affairs and to assimilate the staff of the Joint Committee; and

The nomination of Lawrence Connell, Jr., of Connecticut, to be Administrator of the National Credit Union Administration.

Prior to these actions committee held hearings on the nomination of Mr. Connell where the nominee testified and answered questions on his own behalf.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported an original bill proposing establishment of a system of liability and compensation for oil spill damage.

Committee resumed discussion of regulatory reform in the air transportation industry, but did not complete action thereon; and began consideration of S. 1185, to regulate interstate commerce with respect to parimutuel wagering on horseracing, but did not complete action thereon and will resume its consideration tomorrow.

NOMINATIONS

Committee on Energy and Natural Resources: Committee ordered favorably reported the following nominations:

James R. Schlesinger, of Virginia, to be Secretary of Energy;

Charles B. Curtis, of Maryland, and Georgiana H. Sheldon, of Virginia, each to be a Member of the Federal Power Commission; and

Hazel R. Rollins, of the District of Columbia, to be an Assistant Administrator of the Federal Energy Administration.

OIL PRICING

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation held oversight hearings on crude oil pricing, receiving testimony from John F. O'Leary, Federal Energy Administrator.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported the following bills:

H.R. 422, providing for duty-free treatment of any aircraft engine used as a temporary replacement for an aircraft engine being overhauled within the U.S. if duty was paid on such replacement engine during a previous importation (amended to provide for a rural health clinic services program);

H.R. 1904, suspending until July 1, 1980, duty on intravenous fat emulsion (amended to include provisions of H.R. 5052, providing for the suspension of duty on photographic color couplers and coupler intermediates through June 30, 1980; S. 1519, suspending until December 31, 1978, the duty on certain field glasses, opera glasses, binoculars, and other telescopes; and section 203 of H.R. 8149, which would equalize the duty treatment of cigarettes and liquor brought into the U.S. by non-resident aliens and U.S. citizens;

H.R. 2849, suspending until June 30, 1978, the rate of duty on mattress blanks of rubber latex (amended to include provisions of H.R. 5146, providing for the duty-free entry of competition bobsleds and luges, and

S. 1514, to extend the dates during which the transition rules of the Tax Reform Act of 1969 postpone the applicability of Section 4941 of the Internal Revenue Code relating to private foundation leasing of business assets);

H.R. 2850, suspending through June 30, 1978, duty on certain latex sheets (amended to include provisions of H.R. 3387, continuing until June 30, 1979, the existing suspension of duty on synthetic rutile, and H.R. 5285, pertaining to tariff treatment accorded film, strips, sheets, and plates of certain plastics or rubber);

H.R. 2982, suspending until June 30, 1980, duty on synthetic tantalum/columbium concentrate (amended to include provisions of H.R. 3790, suspending until June 30, 1980, the duty on concentrate of poppy straw used in producing codeine or morphine, and H.R. 5263, suspending until June 30, 1980, duty on certain bicycle parts);

H.R. 3093, providing permanent duty-free treatment for certain copying lathes used for making rough or finished shoe lasts and for parts for such lathes (amended to include provisions of H.R. 3946, suspending until June 30, 1980, duty on wool not finer than 46s, and H.R. 5322, providing for duty-free treatment of istle);

H.R. 3259, continuing until June 30, 1978, suspension of duty on certain horses (amended to include provisions of S. 843, to permit the free entry of Canadian petroleum (including reconstituted crude petroleum) and crude shale oil, provided that an equivalent amount of the same kind and quality of domestic crude petroleum and crude shale oil has been exported to Canada, and H.R. 4018, suspending through June 30, 1980, duty on certain doxorubicin hydrochloride antibiotics);

H.R. 3373, extending through June 30, 1980, current suspension of duty on certain classifications of yarns of silk (amended); and

H.R. 5037 and 5289, private relief bills.

Also, committee continued consideration of H.R. 7200, to improve the supplemental security income benefits program and child welfare services and social services, and S. 143, to strengthen the capability of the Government to detect, prosecute, and punish fraudulent activities under the medicare and medicaid programs, agreed to several amendments to both bills, but did not complete action thereon and will meet again tomorrow.

A press release summarizing all actions taken by the Committee today is available at the committee office in 2227 Dirksen Office Building.

OPIC

Committee on Foreign Relations: Subcommittee on Foreign Assistance resumed hearings on S. 1771, to authorize a four-year extension of the investment insurance and finance programs operated by the Overseas Private Investment Corporation, and to make certain changes in its existing programs and policies, receiving testimony from Rutherford Poats, President, OPIC; and Henry Kissinger, Washington, D.C.

Hearings were recessed subject to call.

MINIMUM WAGE

Committee on Human Resources: Subcommittee on Labor continued hearings on S. 1871, to increase the Federal minimum wage, receiving testimony from Robert Juliano, Hotel and Restaurant Employees' and Bartenders International Union, AFL-CIO, Washington, D.C.; Thomas Lennon and Richard Benefield, accompanied by Al McDermott, all representing the Hotel and Motel Association, Washington, D.C.; Thad A. Eure, Jr., accompanied by Robert Neville, both of the National Restaurant Association, Washington, D.C.; Philip Hunt, Food Service and Lodging Institute, Washington, D.C.; Steve Myers, Rockville, Md.; Hugh Durden, Fairfax, Va.; Vickie Davie, Alexandria, Va.; Sharon Gardner, Alexandria, Va.; Gene Lynch and Deborah Peterson, both of Frontlash, Inc., New York City; Duane Holman, Young Democrats of America, Washington, D.C.; and Michael O'Leary, Louisville, Ky.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the nomination of Daly T. Gilroy, to be U.S. District Judge for the District of Connecticut; and

H.R. 2563, a private relief bill.

Committee discussed S. 270, to permit awards of reasonable attorneys' fees and other expenses for public participation in Federal proceedings, but with a tie vote of 8 to 8 failed to order the measure reported.

COMPETITION IN THE ENERGY INDUSTRY

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly resumed hearings on S. 1927, to promote competition in the energy industry, receiving testimony from John MacGuire, Natrona Service, Casper, Wyoming; Shearon Harris, Carolina Power and Light, Raleigh; William Haddad, New York State Assembly, Albany; Michael Johnson, who was accompanied by associates, all of the Pennsylvania Public Utility Commissioner, Harrisburg; William T. Slick, Jr., Exxon, U.S.A., Houston; T. Kimball Brooker, Morgan Stanley and Company, New York City; and Thomas Woodruff, Washington, D.C.

Hearings were recessed subject to call.

PRESIDENTIAL ELECTION

Committee on the Judiciary: Subcommittee on the Constitution, by unanimous agreement, returned to the full committee for further consideration S.J. Res. 1, 8, and 18, proposing an amendment to the Constitution to provide for the direct popular election of the President and Vice President of the United States. On July 13, full committee agreed to vote on S.J. Res. 1 no later than September 16, 1977.

INDIAN LEGISLATION

Select Committee on Indian Affairs: Committee held hearings on the following bills:

S. 1509, to provide for the return to the U.S. of title to certain lands conveyed to certain Indian pueblos of New Mexico, receiving testimony from Senator Domenici; Raymond Butler, Acting Commissioner, Bureau of Indian Affairs, Department of the Interior; and Del Lovato, All Indian Pueblo Council, Albuquerque, N.M.; and

S. 1214, to establish standards for the placement of Indian children in foster or adoptive homes, receiving testimony from Mr. Butler; Nancy Amidei, Deputy Assistant Secretary of the Interior for Legislation; Goldie Denny, Quinault Nation, Taholah, Washington; Dr. Marlene Echohawk, Oklahoma City; Virginia Bausch, American Academy of Child Psychiatry, Washington, D.C.; Bertram Hirsch, Association on American Indian Affairs, New York City; Calvin Isaac, representing the National Tribal Chairmen's Association, Philadelphia, Mississippi; Ramona Bennet, Puyallup Tribe, Takoma, Washington; Bobby George, Navajo Tribe, Window Rock, Arizona; Gloria York, Choctaw Tribe (Mississippi Band), Philadelphia, Mississippi; Faye LaPointe, Takoma, Washington; Dena Uvilla, ACLU, Washington, D.C.; Dr. George Lee, Holbrook, Arizona; Harold Brown, Church of the Latter Day Saints, Salt Lake City; and Donald Reeves, Friends Committee on National Legislation, Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 54 public bills, H.R. 8753–8806; 4 private bills, H.R. 8807–8810; and 10 resolutions, H.J. Res. 574 and 575, H. Con. Res. 327–329, and H. Res. 738–742 were introduced. Pages 27161–27163

Bills Reported: Reports were filed as follows:

Conference report on H.R. 7933, Defense Appropriation Act of 1978 (H. Rept. 95–565);

H.R. 5503, Defense Officer Personnel Management Act of 1977 (H. Rept. 95–566);

H.R. 7132, to establish an arbitration board to settle disputes between organizations of supervisors and other managerial personnel and the United States Postal Service, amended (H. Rept. 95–567);

H. Con. Res. 277, expressing the sense of the Congress that the United States Postal Service should not reduce the frequency of mail delivery service (H. Rept. 95–568);

H.R. 8655, to increase the temporary debt limit (H. Rept. 95–569);

H.R. 2719, to authorize the Secretary of the Interior to contract with the Middle Rio Grande Conservancy District of New Mexico for the payment of operation and maintenance charges on certain Pueblo Indian lands, amended (H. Rept. 95–570);

H. Res. 738, providing for the consideration of H.R. 5383, to amend the Age Discrimination in Employment Act of 1967 to provide that all Federal employees described in Section 15 of such Act shall be covered under the provisions of such Act regardless of their age (H. Rept. 95–571); and

H.R. 8065, Human Resources Development Act of 1977 (H. Rept. 95–572). Page 27161

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 7933, making appropriations for the Department of Defense for the fiscal year ending September 30, 1978. Page 26982

River Basin Plans: House passed S. 2001, authorizing additional appropriations for prosecution of projects in certain comprehensive river basin plans for flood control, water conservation, recreation, hydroelectric power, and other purposes—clearing the measure for the President. Page 26983

National Energy Policy: House continued consideration of H.R. 8444, to establish a comprehensive national energy policy; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Friday, August 5.

By a yea-and-nay vote of 378 yeas to 3 nays, Roll No. 502, the House agreed to a motion to resolve itself into the Committee of the Whole.

Agreed to:

An amendment that extends the period that residential insulation tax credits will be available from 1982 through 1984;

Three technical amendments en bloc;

An amendment that strikes the definition of new-new oil for purposes of the crude oil equalization tax (agreed to by a division vote of 44 ayes to 20 noes); and

An amendment that provides that the crude oil equalization tax rate will be based upon the difference in ceiling prices for individual crudes.

Rejected:

An amendment that sought to increase the gasoline tax by 4 cents by 1979, with the revenues going into an Energy Conservation and Conversion Trust Fund (rejected by a recorded vote of 52 ayes to 370 noes, Roll No. 504);

An amendment in the nature of a substitute that sought to increase the gasoline tax by 5 cents beginning January 1, 1979, with half of the revenues going to mass transportation and the remaining half to highway repair (rejected by a recorded vote of 82 ayes to 339 noes, Roll No. 503). Agreed to a motion to limit debate on the amendment by a division vote of 37 ayes to 20 noes;

An amendment that sought to increase the present 7 cents per gallon on general aviation fuel for noncommercial uses to 11 cents per gallon;

An amendment that sought to provide a plowback investment credit for oil and gas producers, allowing them to recover a portion of their crude oil equalization taxes if they make additional investments in exploration activities (rejected by a recorded vote of 198 ayes to 223 noes, Roll No. 505); and

An amendment that sought to provide transfer of crude oil equalization taxes to the Federal Old-Age and Survivors Trust Fund (rejected by a recorded vote of 190 ayes to 226 noes with 1 voting "present", Roll No. 506).

Objection was heard to an amendment that sought to give the same tax credit to persons selecting to insulate their residences as a "do-it-yourself" job rather than through a contractor. Pages 26983–27065

Late Reports: Committee on the Budget received permission to file a report on the Second Concurrent Resolution on the Budget for fiscal year 1978; the Committee on International Relations received permission to file a report on H.R. 8638, to provide for more efficient and effective control over the proliferation of nuclear explosive capability; and the Committee on Government Operations received permission to file sundry reports; all by midnight Friday, August 5. Page 27066

Meeting Hour: By unanimous consent, the House will meet at 9 a.m. on Friday, August 5. Page 27066

Clean Air Act: By a voice vote, the House agreed to the conference report on H.R. 6161, to amend the Clean Air Act; clearing the measure for Senate action.

Subsequently, agreed to H. Con. Res. 327, authorizing certain corrections in the enrollment of the measure.

H. Res. 733, a rule providing for the consideration of the measure was adopted earlier by a voice vote.

Pages 27066–27079

International Trade Commission Authorization: By a voice vote, the House agreed to the conference report on H.R. 6370, International Trade Commission Authorization for fiscal year 1978; clearing the measure for Senate action. Pages 27079–27081

NSF Authorization: House agreed to the conference report on H.R. 4991, National Science Foundation Authorization for fiscal year 1978; clearing the measure for Senate action. Pages 27081–27084

Drought Relief: The Committee on Interior and Insular Affairs was discharged from the further consideration of S. 1935, to amend Public Law 95-18, providing for emergency drought relief measures; and the bill was considered and passed with an amendment that gives the Secretary discretion to waive all or any portion of the repayment of loans made, upon agreement of a recipient to undertake a program of water conservation. Pages 27084–27085

Arms Control and Disarmament: House agreed to the conference report on H.R. 6179, to amend the Arms Control and Disarmament Act to authorize for fiscal year 1978; clearing the measure for the President.

Pages 27085–27088

Presidential Message—Aliens: Read a message from the President proposing actions to reduce the increasing flow of undocumented aliens in this country, and to regulate the presence of the millions already here—referred to the Committee of the Whole House on the State of the Union and ordered printed (H. Doc. 95-202). Pages 27088–27090

Referrals: Four Senate-passed measures were referred to the appropriate House committee. Page 27160

Adjournment: Adjourned at 9:04 p.m.

Committee Meetings

COMMITTEE BUSINESS

Select Committee on Assassinations: Subcommittee on the Assassination of John F. Kennedy met for consideration of committee business.

LIVABLE CITIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on the City continued hearings on Livable Cities: How Small Grants Can Make a Difference. Testimony was heard from public witnesses.

ELEMENTARY AND SECONDARY EDUCATION ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued oversight hearings on H.R. 15, Elementary and Secondary Education Act, with testimony from officials of Office of Education.

MONTANA WILDERNESS STUDY ACT

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on and approved for full committee action S. 393 amended, Montana Wilderness Study Act of 1977. Testimony was heard from Senator Melcher; and John R. McGuire, Chief, Forest Service, USDA.

BOUNDARY WATERS CANOE AREA

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs held a hearing on H.R. 2820 and 5968, relating to the Boundary Waters Canoe Area in Minnesota. Testimony was heard from Representatives Oberstar, Fraser, Vento, and Blouin; and John McGuire, Chief, Forest Service, USDA.

Hearings were adjourned subject to call of the Chair.

DOLLARS, DIPLOMACY AND DEVELOPMENT

Committee on International Relations: Subcommittee on International Development continued hearings on Dollars, Diplomacy and Development: Rethinking U.S. Policies Toward Developing Countries. Testimony was heard from A.I.D. Administrator Gilligan.

BROADCASTING

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued panel discussion hearings on broadcasting. Testimony was heard from Phillip Rubin, Corporation of Public Broadcasting; and representatives of various broadcasting stations and media associations.

Hearings continue tomorrow.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations—Investigations of Korean-America Relations met in executive session on committee business.

ADDITIONAL INDOCHINA REFUGEES

Committee on the Judiciary: Subcommittee on Immigration, Citizenship, and International Law held an oversight hearing on admission of additional 15,000 Indochina refugees. Testimony was heard from Attorney General Griffin Bell; Richard Holbrooke, Assistant Secretary of State for Asian Affairs; and Dan Levine, Deputy Assistant Secretary for Legislation (Designate), HEW.

DISCRIMINATION IN EMPLOYMENT ACT AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of general debate; forty minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Education and Labor, and twenty minutes to be equally divided and controlled by the chairman and ranking minority member of the Select Committee on Aging; making the committee substitute in order as an original bill for the purpose of amendment, waiving all points of order against the amendment for failure to comply with clause 7 of Rule XVI; making it in order to consider an amendment to the committee amendment in the nature of a substitute printed in the Congressional Record of August 4 by Representative Spellman if offered by a member of the Committee on Post Office and Civil Service, and waiving all points of order against said amendment for failure to comply with the provisions of clause 7 of Rule XVI and providing for a motion to recommit with or without instructions, on H.R. 5383, Age Discrimination in Employment Act Amendments of 1977. Testimony was heard from Representatives Hawkins, Weiss, Sarasin, Erlenborn, and Findley. Statements for the record were submitted by Representatives Hawkins, Findley, and Wampler.

NUTRITION RESEARCH

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on nutrition research with testimony from university schools of public health representatives.

OFFICE OF TECHNOLOGY ASSESSMENT

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued review hearings on the Office of Technology Assessment, hearing testimony from Dr. Daniel DeSimone, Acting Director, Office of Technology Assessment.

DISPOSAL OF NUCLEAR ENERGY—OCEAN POLLUTION

Committee on Science and Technology: Subcommittee on the Environment and the Atmosphere met and approved for full committee action the following bills:

H.R. 6181, technical amendments, to provide for a study of certain consequences of the decommissioning, disposal, and decontamination of elements involved in the utilization of nuclear energy; and

A clean bill in lieu of H.R. 7878, Ocean Pollution Environmental Research, Development, and Monitoring Act.

AVAILABILITY OF EQUITY CAPITAL

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight held a hearing on H.R. 567 and 4960, to increase the availability of equity capital for businesses owned by the "economically or socially disadvantaged". Testimony was heard from Representative Mitchell and SBA Administrator Weaver.

Joint Committee Meeting

FARM BILL

Conferees continued in an evening session to resolve differences between the Senate- and House-passed versions of S. 275, the Food and Agriculture Act.

Friday, August 5, 1977

Senate

Chamber Action

Routine Proceedings, pages 27560–27712

Bills Introduced: Thirty-five bills and seven resolutions were introduced, as follows: S. 2020–2054; and S. Res. 250–256. Pages 27456–27457, 27524–27543

Bills Reported: Reports were made as follows:

S. Res. 152, expressing the sense of the Senate that the President bring to the attention of the Government of Canada the adverse effect on the United States broadcasting industry of certain provisions of the Canadian tax code, with amendments, (S. Rept. 95-402);

S. 1626, to exclude the Librarian of Congress from accruing annual and sick leave, with an amendment (S. Rept. 95-403);

S. 972, authorizing the Small Business Administration to make grants to support the development and operation of Small Business Development Centers, with an amendment (S. Rept. 95-404);

Special Report of Committee on Banking, Housing, and Urban Affairs pursuant to H. Con. Res. 133, 94th Congress, 1st session, on the conduct of monetary policy (S. Rept. 95-405);

S. 1526, to establish an Associate Administrator for Women's Business Enterprise within the Small Business Administration, with an amendment (S. Rept. 95-406);

S. Res. 250, waiving section 303(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of proposed bill providing statutory authority authorizing the payment of interest on reserve balances held at Federal Reserve banks and the lowering of certain reserve requirements in order to prevent continued attrition of bank membership in the Federal Reserve System, without written report, referred to Committee on the Budget. Pages 27455–27456

Bills Passed:

Debt Collection Practices: Senate passed with committee amendment and returned to the House H.R. 5294, to amend the Consumer Protection Act so as to prohibit abusive practices by independent debt collectors. Pages 27383–27387

Indians: Senate passed with committee amendments and sent to the House S. 1560, to restore to the Confederated Tribes of the Siletz Indians of Oregon the status of a federally-recognized Indian tribe. Pages 27387–27390

International Communications: Senate passed with committee amendment and sent to the House S. 1866, making the State of Hawaii a "domestic point" for purposes of international communications. Pages 27391–27393

Senate Committee Staff: Senate agreed to S. Res. 239, to provide severance pay for certain committee staff members displaced as a result of adoption of Committee System Reorganization Amendments of 1977. Pages 27390–27391

Banking Practices: Senate passed and sent to the House S. 71, giving banking agencies increased supervisory authority to reduce unsafe or unsound practices, after agreeing to three amendments as follows:

(1) Proxmire (for McIntyre) unprinted amendment No. 741, to reorganize the National Credit Union Administration; Page 27395

(2) Proxmire U.P. No. 742, providing for an appeal of an adverse finding to a U.S. Court of Appeals; and Page 27397

(3) Brooke U.P. No. 743, to regulate standby letters of credit. Page 27397

Pages 27393–27412

August Recess Period: Senate agreed to H. Con. Res. 330, providing that when Senate adjourns on Friday, August 5 (or on Saturday August 6, 1977), it stand adjourned until 12 noon on Wednesday, September 7. Page 27453

Abolishment of Joint Committee on Atomic Energy: Senate agreed to S. Res. 252, providing transitional accommodations needed in anticipation of abolishment of the Joint Committee on Atomic Energy. Pages 27439–27440

Flood, Drought and Erosion: Senate passed with committee amendments S. 1462, to authorize the Secretary of Agriculture to undertake emergency measures to safeguard lives and property from floods, drought, and erosion whenever fire or any other natural occurrence has caused a sudden impairment of a watershed. Page 27673

Small Business Development Center: Senate passed with committee amendment S. 972, proposed Small Business Development Center Act of 1977. Pages 27674–27676

Private Bill: Senate passed without amendment and cleared for the President H.R. 2563, a private bill. Page 27412

Women's Business Enterprise: Senate passed and sent to the House S. 1526, to establish an Associate Administrator for Women's Business Enterprise within the Small Business Administration. Pages 27430–27431

Foreign Aid Appropriations: By 40 yeas to 27 nays, Senate passed H.R. 7797, making appropriations for foreign aid for fiscal year 1978, taking action on numerous committee amendments, some with modifications, and taking action in connection with other amendments as follows:

(1) Agreed to Heinz unprinted amendment No. 740, barring obligation of funds for any government which aids or abets international terrorism; Page 27382

(2) By 49 yeas to 32 nays, agreed to Harry F. Byrd, Jr., U.P. No. 744, reducing from $950 million to $800 million for International Development Association (motion to table rejected by 33 yeas to 49 nays); Page 27415

(3) By 47 yeas to 29 nays, agreed to committee amendment on page 14, line 6, dealing with the barring of funds for obligation to assist Uganda, Cambodia, Laos, or Vietnam; Page 27422

(4) Agreed to DeConcini U.P. No. 746, stating sense of the Congress in opposition to financial technical assistance to any country that persists in gross violations of fundamental human rights; Page 27434

(5) By 28 yeas to 45 nays, rejected motion to table committee amendment on page 28, line 6. Page 27431

(6) Agreed to Clark U.P. No. 747, as amended, to authorize the President to waive prohibition against obligation of funds to assist Mozambique or Angola (motion to table rejected by 34 yeas to 40 nays); Page 27435

(7) Agreed to Allen U.P. No. 748 (to Clark U.P. No. 747), requiring concurrence of both Houses of the Congress in such Presidential waiver; Page 27438

(8) Agreed to Glenn U.P. No. 750, to provide that Export-Import Bank nuclear export financing would be denied to any non-nuclear state which detonated a nuclear device after date of enactment of this bill; Page 27444

(9) Agreed to Kennedy amendment No. 818, appropriating $13 million for Romanian relief and rehabilitation; Page 27445

(10) Agreed to Schweiker amendment No. 705, stating the sense of the Senate that Secretary of State report to the Congress on adequacy of insurance provided by diplomatic missions to the U.S. to cover loss or injury arising from wrongful acts of employees of such missions in the U.S.; and Page 27449

(11) By 11 yeas to 56 nays, rejected Helms U.P. No. 751, barring any funds for any activities which would have an adverse effect on industry and employment in the U.S. Page 27450

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Inouye, Proxmire, Chiles, Johnston, Leahy, DeConcini, Schweiker, Brooke, Hatfield, and Mathias.

Pages 27372–27377, 27377–27383, 27412–27454

Senate Delegation to the Middle East: Senate agreed to S. Res. 256, authorizing the Vice President to appoint a special Senate delegation to visit certain countries in the Middle East. Page 27673

Drought Disaster Relief: Senate passed S. 1306, providing temporary authority to the SBA to facilitate water conservation practices and emergency actions to mitigate the impact of the recent drought (passed on Thursday, August 4). Page 26969

Conference Reports Agreed to:

NSF Authorizations: H.R. 4991, authorizing funds for the National Science Foundation for fiscal year 1978—cleared for the President. Pages 27369–27372

International Trade Commission: H.R. 6370, to authorize funds for activities of the International Trade Commission for fiscal year 1978—cleared for the President. Page 27373

Military Construction Appropriations: H.R. 7589, making appropriations for construction at certain military installations. Senate agreed to the House amendment to Senate amendment No. 5—cleared for the President. Pages 27429–27430

Drought Assistance: Senate agreed to the House amendment to S. 1935, providing temporary authorities to the Secretary of the Interior to facilitate emergency actions to mitigate the impacts of the 1976–1977 drought, thus clearing the measure for the President. Page 27418

Safe Drinking Water: Senate agreed to the House amendment with amendments (Robert C. Byrd unprinted amendments No. 745) to S. 1528, authorizing funds for fiscal year 1978 for programs administered under the Safe Drinking Water Act, thus clearing the measure for further action of the House. Pages 27418–27420

Joint Committee on Atomic Energy: Senate agreed to the House amendments to S. 1153, to abolish the Joint Committee on Atomic Energy, and to reassign certain of its functions and authorities, thus clearing the measure for the President. Page 27440

Joint Referral: Senate reached unanimous consent agreement with regard to conditions under which S. 897, Nuclear Nonproliferation Act, and amendment No. 745 thereto, be jointly referred to Committees on Governmental Affairs, Foreign Relations, and Energy and Natural Resources. Page 27673

Unanimous Consent Calendar: One measure was transferred in the Calendar to Measures Cleared to be Considered by Unanimous Consent. Page 27674

Messages From the House: Page 27454

Executive Communications: Pages 27454–27455

Amendments Submitted for Printing: Pages 27543–27549

Confirmations and Nominations: Pages 27713–27714
Statements on Introduced Bills: Pages 27457–27542
Additional Statements: Pages 2755–27660

Unanimous Consent Agreement—Coal Conversion: By unanimous consent it was agreed that when Senate proceeds to consider (on Wednesday, September 7) S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations, debate thereon be limited to 2 hours; 4 hours on an amendment to be offered by Senator Kennedy; 1 hour on any other amendment in the first degree; and 30 minutes on amendments in the second degree. Page 27393

Vice Presidential Appointment: Vice President appointed Senator Stafford to the 64th Fall Conference of the Interparliamentary Union, to be held in Sofia, Bulgaria, September 20–30, 1977. Page 27676

Senate Authorizations: During the forthcoming August recess period until 12 noon on September 7, the Secretary of the Senate is authorized to receive and refer messages from the President and House of Representatives, and the Vice President, President pro tempore, Acting President pro tempore or Deputy President pro tempore are authorized to sign duly enrolled bills and joint resolutions. Also, all committees are authorized to report bills and resolutions between the hours of 9 a.m. and 3 p.m. on Thursday, August 18, and Monday, August 29.

Also, authority was granted for all nominations currently being considered by the Senate or received by the Senate to be considered as remaining in status quo during the adjournment of the Senate from August 5 or 6, 1977, until September 7, 1977. Page 27673

Change of Legislative Day: During proceedings today Senate adjourned briefly thereby changing the legislative day. Page 27676

Confirmations: Senate confirmed the following nominations:

Lawrence Connell, Jr., of Connecticut, to be Administrator of the National Credit Union Administration;

T. F. Gilroy Daly to be U.S. district judge for the District of Connecticut;

George V. Grant, to be U.S. marshal for the Southern District of New York;

Roland Ray Mora, of California, to be Deputy Assistant Secretary of Labor for Veterans' Employment;

William H. Shaheen, to be U.S. attorney for the district of New Hampshire;

Two Army in the Rank of General; two Navy in the rank of Admiral; and sundry nominations in the Army, Navy, and Air Force. Pages 27713–27714

Nominations: Senate received the following nominations:

Charles M. Adkins, Jr., to be U.S. Marshal for the Southern District of West Virginia;

Edward D. Schaeffer, to be U.S. Marshal for the Eastern District of Pennsylvania; and

Frank Jones, of Virginia, to be an Assistant Director of the Community Services Administration.

Page 27713

Record Votes: Seven record votes were taken today. Pages 27422, 27429, 27434, 27438, 27452, 27453

Adjournment: Senate met at 10 a.m. and in accordance with H. Con. Res. 317, as amended, adjourned at 9:35 p.m. Page 27713

Committee Meetings

INTERSTATE HORSERACING

Committee on Commerce, Science, and Transportation: Committee met to consider further S. 1185, to regulate interstate commerce with respect to parimutuel wagering on horseracing, but did not complete action thereon and recessed subject to call.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported the following measures:

H.R. 5675, to allow the Treasury Department to earn interest on deposits left in banks overnight or longer and to pay service costs to banks under present authority;

S. 901, to eliminate dual Treasury and Labor Department jurisdiction over the administration of the Employee Retirement Income Security Act (as modified by the committee, the IRS would be provided with exclusive jurisdiction under ERISA over all plan qualification requirements and funding requirements, together with the authority to impose civil sanctions for violations of such requirements. ERISA standards for non-qualified plans would also be administered by the IRS. The Department of Labor would be granted exclusive jurisdiction over fiduciary standards and prohibited transactions, except in the case of Employee Stock Ownership Plans, which would be exclusively administered by IRS); and

S. Res. 76, expressing the sense of the Senate that the President should take actions to remove trade restrictions imposed by the European Communities on dried prunes and walnuts (modified by the Committee to include prunes and other processed fruits and vegetables).

Also, committee agreed to add the substance of S. 1774, removing the Federal excise tax on that portion of a person's telephone bill which represents a State or local retail sales or excise tax imposed on the telephone company in certain cases as modified as an amendment to H.R. 3373, dealing with duty-free treatment accorded some silk yarns, which bill was ordered reported by the Committee on August 4.

Committee continued consideration of H.R. 7200, to improve the supplemental security income benefits program and child welfare services and social services, and S. 143, to strengthen the capability of the government to detect, prosecute, and punish fraudulent activities under the medicare and medicaid programs, agreed to several additional amendments to both bills, but did not complete action thereon and recessed subject to call.

A press release summarizing all actions taken by the committee today is available at the committee office in 2227 Dirksen Office Building.

MINIMUM WAGE

Committee on Human Resources: Subcommittee on Labor concluded hearings on S. 1871, to increase the Federal minimum wage, after receiving testimony from Manuel Morales, Jr., Chamber of Commerce of Puerto Rico, San Juan; John C. Datt, American Farm Bureau Federation, Washington, D.C.; and Chauncey L. Denton, National Cotton Council, Washington, D.C.

HUMAN EXPERIMENTATION

Committee on Human Resources: Subcommittee on Health and Scientific Research held a closed hearing on human experimentation and drug testing by the CIA, where the scheduled witnesses failed to appear.

Subcommittee will meet again on Friday, September 9.

NOMINATION

Committee on the Judiciary: Committee held hearings on the nomination of John H. Shenefield, of Virginia, to be an Assistant Attorney General, where testimony was received from Jack Blum, Washington, D.C.; and Mark Green, Public Citizens Congress Watch, Washington, D.C. The nominee, who was introduced to the committee by Senator Scott, testified and answered questions on his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 114 public bills, H.R. 8811–8924; 9 private bills, H.R. 8925–8933; and 28 resolutions, H.J. Res. 576–583, H. Con. Res. 330–341, and H. Res. 743–750, were introduced. Pages 27280–27286

Bills Reported: Reports were filed as follows:

Report of the Committee on Merchant Marine and Fisheries entitled "Allocation of Budget Totals to Subcommittees" (H. Rept. 95–573);

Report of the Select Committee on Ethics entitled "Legislative Branch Disclosure Act of 1977" (H. Rept. 95–574);

Report of the Committee on Government Operations entitled "Federal Trade Commission Regional Office Operations" (H. Rept. 95–575);

Report of the Committee on Government Operations entitled "Effectiveness of the Export Promotion Policies and Programs of the Departments of Commerce and State" (H. Rept. 95–576);

H. Res. 743, providing for the consideration of H.R. 3, to strengthen the capability of the Government to detect, prosecute, and punish fraudulent activities under the medicare and medicaid programs (H. Rept. 95–577);

H. Res. 724, to express the House of Representatives deep concern over the disregard of basic human rights in Cambodia, amended (H. Rept. 95–578);

H.R. 4341, to amend title 38, United States Code, to eliminate the requirement for inspections of the mobile home manufacturing process by the Administrator of Veterans' Affairs, amended (H. Rept. 95–579);

H.R. 8698, to deny entitlement to veteran's benefits to certain persons who could otherwise become so entitled solely by virtue of the administrative upgrading under temporarily revised standards of less than honorable discharges for service during the Vietnam era (H. Rept. 95–580);

H.R. 3813, to amend the Act of October 2, 1968, "An Act to establish a Redwood National Park in the State of California," amended (H. Rept. 95–581);

H. Con. Res. 341, Second Budget Resolution for fiscal year 1978 (H. Rept. 95–582);

Report of the Committee on Government Operations entitled "Major Reforms Needed in the Community Service Administration" (H. Rept. 95–583);

H.R. 8588, to reorganize the executive branch of the Government and increase its economy and efficiency by establishing Offices of Inspector General within the Departments of Agriculture, Commerce, Housing and Urban Development, the Interior, Labor, and Transportation, and within the Community Services Administration, the Energy Research and Development Administration, the Environmental Protection Agency, the Federal Energy Administration, the General Services Administration, the National Aeronautics and Space Administration, the Small Business Administration, and the Veterans' Administration (H. Rept. 95–584);

H.R. 8175, to amend the Veterans' Administration Physician and Dentist Pay Comparability Act of 1975, approved October 22, 1975, as amended, in order to extend certain provisions thereof, amended (H. Rept. 95–585);

H.R. 8701, to amend title 38, United States Code, to increase the rates of vocational rehabilitation, educational assistance, and special training allowance paid to eligible veterans and persons, to make improvements in the educational assistance programs (H. Rept. 95–586); and

H.R. 8638, to provide for more efficient and effective control over the proliferation of nuclear explosive capability, amended (H. Rept. 95–587). Page 27280

Committee Funds: By a yea-and-nay vote of 342 yeas to 10 nays, Roll No. 507, the House agreed to H. Res. 729, to provide funds for the expenses of investigations and studies to be conducted by the House Permanent Committee on Intelligence. Pages 27181–27182

Payroll Deductions for Charity: House agreed to H. Res. 12, to permit all employees of the House of Representatives to contribute, through payroll withholdings, to charitable organizations in coordination with the Combined Federal Campaign and other fund-raising in the executive branch of the Federal Government. Pages 27183–27184

Joint Committee on Energy: House passed with amendment S. 1153, to abolish the Joint Committee on Atomic Energy and to reassign certain functions and authorities thereof—returning the measure to the Senate. Pages 27184–27187

National Energy Policy: By a yea-and-nay vote of 244 yeas to 177 nays, Roll No. 513, the House passed H.R. 8444, to establish a comprehensive national energy policy.

Rejected a motion to recommit the bill to the Ad Hoc Committee on Energy with instructions to report it back forthwith containing an amendment that sought to delete the crude oil equalization tax (rejected by a yea-and-nay vote of 203 yeas to 219 nays, Roll No. 512).

By a yea-and-nay vote of 239 yeas to 180 nays, Roll No. 511, on a demand for a separate vote in the House agreed to an amendment that strikes the Federal van pooling program. The amendment was previously agreed to in the Committee of the Whole on August 3, by a recorded vote of 232 ayes to 184 noes, with 1 voting "present," Roll No. 501.

Agreed To:

A committee amendment to give cogeneration facilities of industry the same treatment as cogeneration facilities for the purpose of the tax on business use of oil and gas;

A committee amendment that deletes an exemption from the oil and gas users tax provided new plants that are exempted from the coal conversion program (agreed to by a recorded vote of 221 ayes to 198 noes with 2 voting "present," Roll No. 509);

A committee amendment that deletes the requirement that utility credits against the tax on business use of oil and gas to be passed through to consumers in the form of lower rates over the useful life of the asset for which the credit is claimed, allowing State regulatory agencies to decide how the benefit is to be passed through; and

A series of committee amendments to the table of contents.

Rejected an amendment to substitute a reduction in personal income tax rates and an increase in earned income credit for the tax rebates under the crude oil equalization tax program (rejected by a recorded vote of 175 ayes to 232 noes, Roll No. 508); and

Rejected an amendment in the nature of a substitute to the text of the bill (text of H.R. 8555), that sought to deregulate some oil and natural gas prices, and establish mass transit and synthetic development trust funds (rejected by a recorded vote of 147 ayes to 273 noes, Roll No. 510).

The Clerk was authorized to correct punctuation, spelling, cross-references, designation of titles, sections, table of contents, and other provisions in the engrossment of the bill. Pages 27187–27245

Late Reports: Committee on Veterans' Affairs received permission to file reports on the following bills by midnight tonight: H.R. 4341, to amend title 38, United States Code, to eliminate the requirement for inspections of the mobile home manufacturing process by the Administrator of Veterans' Affairs; H.R. 8175, to amend the Veterans' Administration Physician and Dentist Pay Comparability Act of 1975, approved October 22, 1975, as amended, in order to extend certain provisions thereof; H.R. 8698, to deny entitlement to veteran's benefits to certain persons who would otherwise become so entitled solely by virtue of the administrative upgrading under temporarily revised standards of less than honorable discharges for service during the Vietnam era; and H.R. 8701, to amend title 38, United States Code, to increase the rates of vocational rehabilitation, educational assistance, and special training allowance paid to eligible veterans and persons, to make improvements in the educational assistance programs;

Committee on Interior and Insular Affairs received permission to file a report by midnight tonight on H.R. 3813, to amend the Act of October 2, 1968, "An Act to establish a Redwood National Park in the State of California";

Ad Hoc Committee on the Outer Continental Shelf received permission to file a report by September 1, 1977, on H.R. 1614, to establish a policy for the management of oil and natural gas in the Outer Continental Shelf, to protect the marine and coastal environment, and to amend the Outer Continental Shelf Lands Act; and

Committee on Merchant Marine and Fisheries received permission to file reports by 6 p.m., August 9, on H.R. 1037, Energy Transportation and Security Act; and H.R. 3350, Deep Seabed Mining Act. Page 27245

Military Construction Appropriations: By a voice vote, the House agreed to the conference report on H.R. 7589, making appropriations for Military Construction for the Department of Defense for the fiscal year ending September 30, 1978—clearing the measure for Senate action.

House receded from its disagreement to the Senate amendment numbered 5, and concurred therein with amendment. Pages 27245–27246

North Atlantic Assembly: The Speaker appointed as members of the United States Group of the North Atlantic Assembly to be held in Paris, France, September 18 to 24, the following Members on the part of the House: Representatives Phillip Burton (chairman), Hamilton (vice chairman), Rodino, Brooks, Annunzio, Rose, Ireland, Oakar, Bob Wilson, Broomfield, Findley, and Edwards of Alabama. Page 27247

National Historical Publications and Records Commission: The Speaker appointed Representative Preyer as a member of the National Historical Publications and Records Commission. Page 27247

Commission on Administrative Review: The Speaker appointed Ms. Victoria Schuck, South Hadley, Massachusetts, as a member from private life of the Commission on Administrative Review, to fill the existing vacancy thereon. Page 27247

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of September 6. Page 27247

Senate Adjournment: House agreed to H. Con. Res. 330, relating to the adjournment of the Senate until September 7, 1977. Page 27247

Unanimous Consent Requests: Agreed to the following unanimous consent requests:

Revise and Extend: That notwithstanding the adjournment of the House until Wednesday, September 7, all Members of the House shall have the privilege to extend and revise their own remarks in the Congressional Record on more than one subject; but this order shall not apply to any subject matter which may have occurred or to any speech delivered subsequent to said adjournment;

Resignations—Appointments: That notwithstanding the adjournment of the House until Wednesday, September 7, the Speaker be authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House; and

Receive and Sign: That notwithstanding any adjournment of the House until Wednesday, September 7, the Clerk be authorized to receive messages from the Senate and that the Speaker be authorized to sign enrolled bills and joint resolutions duly passed by the two Houses. Page 27247

Referrals: Four Senate-passed measures were referred to the appropriate House committees. Page 27280

Adjournment: Adjourned at 4 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Minuteman III rescission, hearing testimony from Secretary of Defense Brown.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met in executive session on committee business.

BROADCASTING

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued panel discussion hearings on broadcasting. Testimony was heard from Representative Heftel; and representatives of various broadcasting stations and media associations.

MEDICARE-MEDICAID ANTITRUST AND ABUSE AMENDMENTS

Committee on Rules: Granted a modified rule providing two hours of general debate; one hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means, and one hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on Interstate and Foreign Commerce; after the disposition of the amendment jointly recommended by the Committee on Ways and Means and by the Committee on Interstate and Foreign Commerce beginning on page 2, line 1 through page 66, line 21 of the reported bill, it shall be in order to consider the second amendment recommended by the Committee on Ways and Means beginning on page 66, line 22 through page 70, line 5 of the reported bill and to consider the second amendment recommended by the Committee on Interstate and Foreign Commerce beginning on page 70, line 6 through page 72, line 16 of the reported bill as a substitute therefor; after the disposition of said second amendment it shall be in order to consider the third amendment recommended by the Committee on Ways and Means beginning on page 72, line 17 and printed in italic through page 113, line 12 of the reported bill, and to consider the third amendment recommended by the Committee on Interstate and Foreign Commerce printed in H. Rept. 95–393, Part II beginning on page 21 through page 36 as a substitute therefor; after the disposition of said third amendment it shall be in order to consider the fourth amendment recommended by the Committee on Interstate and Foreign Commerce now printed on page 113, line 13 through page 116, line 23 of the reported bill, providing that no amendments to the bill or to the amendments made in order by this resolution shall be in order except germane amendments printed in the Congressional Record at least 2 (legislative) days prior to consideration thereof, except that it shall be in order to debate said bill and amendments by the offering of pro forma amendments and providing for a motion to recommit with or without instructions, on H.R. 3, Medicare-Medicaid Antifraud and Abuse Amendments. Testimony was heard from Chairman Ullman and Representatives

Rostenkowski, Duncan of Tenn., Crane, Rogers and Carter. Statements for the record were submitted by Representatives Rostenkowski, Rogers, Carter and Duncan of Tenn.

Joint Committee Meetings

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the employment-unemployment situation for July, receiving testimony from Julius Shiskin, Commissioner of Labor Statistics, Department of Labor, and Professor Richard Ruggles, Yale University, New Haven.

Hearings were recessed subject to call.

FARM BILL

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 275, the Food and Agriculture Act.

Wednesday, September 7, 1977

Senate

Chamber Action

Routine Proceedings, pages 27882–27995

Bills Introduced: Nine bills were introduced, as follows: S. 2058–2066. Pages 27936

Bills Reported: Reports were made as follows:

On August 18

S. 2055, proposed Consumer Financial Services Act of 1977 (S. Rept. 95-407);

S. 2056, to extend through September 30, 1979, the life of the Council on Wage and Price Stability (S. Rept. 95-408);

S. 2057, to establish a comprehensive national energy conservation policy (S. Rept. 95-409);

S. 1724, to establish a National Neighborhood Reinvestment Corporation, with an amendment, (S. Rept. 95-410);

S. 274, to prohibit union organization and membership in the armed forces with an amendment (S. Rept. 95-411);

S. Res. 257, to waive Section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2057, (without written report—referred to Committee on the Budget).

On August 29

H.R. 1862, authorizing a 6.6 percent cost-of-living increase effective October 1, 1977, for recipients of VA disability compensation with an amendment, (S. Rept. 95-412);

On September 7

S. 695, to prohibit a former Federal procurement officer from being employed by any government contractor for 2 years after such employee leaves government service, with an amendment (S. Rept. 95-413). Pages 27934–27936

Bills Passed:

Education Programs: Senate passed without amendment and sent to the House S. 1752, extending programs under the Elementary and Secondary Education Act through fiscal year 1978. Page 27987

Enrollment Correction: Senate agreed to H. Con. Res. 342, authorizing corrections in the enrollment of S. 1153, to abolish the Joint Committee on Atomic Energy, and to reassign certain of its functions and authorities. Page 27989

Bill Held at Desk: H.R. 8444, proposed Energy Tax Act of 1977, was received and ordered to be held at the desk pending further disposition. Page 27989

Bill Placed on Calendar: Committee on Finance was discharged from the further consideration of H.R. 5146, relating to duty free entry of bobsleds and luges, and the bill was placed on the Senate Calendar. Page 27936

Messages From the House: Page 27935

Amendments Submitted for Printing: Pages 27946–27949

Nominations: Pages 27995–28008

Executive Communications: Pages 27935–27936

Statements on Introduced Bills: Pages 27936–27945

Additional Statements: Pages 27949–27985

Coal Utilization: Senate began consideration of S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations, taking action on amendments proposed thereto as follows:

Adopted:

(1) Haskell unprinted amendments No. 752, of a technical and clarifying nature; Page 27904

(2) Haskell U.P. No. 753, to authorize a one-year study of non-boiler uses of natural gas and petroleum by major fuel-burning installations; Page 27906

(3) Haskell U.P. No. 754, to clarify the basis of public health exemptions from the requirement to use coal to permit the use of natural gas; Page 27907

(4) Haskell U.P. No. 755, to include oil shale in the definition of coal or other fuels; Page 27907

(5) Ford U.P. No. 756, to authorize financial assistance to area-wide councils of local governments; Page 27908

(6) Ford U.P. No. 757, to authorize financial assistance to companies which intend to construct coal cleaning facilities; Page 27908

(7) By 60 yeas to 21 nays, Durkin amendment No. 770, authorizing an additional $100 million for rehabilitation of branch rail lines to transport coal and coal products; Page 27909

(8) Randolph U.P. No. 758, calling for a national coal policy study; Page 27914

(9) Randolph U.P. No. 759, to provide that assistance be based on increases of eight percent or more in the coal and coal related industries in a given area; Page 27915

(10) Bartlett U.P. No. 760, en bloc, of a technical and clarifying nature; Page 27919

(11) Robert C. Byrd U.P. No. 762, to direct the Office of Rail Public Counsel to exercise its authority in rail matters when a decision by a Federal transportation agency is inconsistent with the national energy policy; Page 27924

(12) Javits amendment No. 757, increasing from $5 billion to $10 billion funds which may be guaranteed for loans to install air pollution control devices and certain auxiliary facilities for existing power plants and major fuel burning installations; Page 27925

(13) Javits amendment No. 758, increasing from $1 billion to $2 billion for direct loans to existing power plants and major fuel-burning installations for air pollution control devices and certain auxiliary facilities; and Page 27926

(14) Domenici amendment No. 763, to provide assistance to regions impacted by expanded uranium production as well as expanded coal production (agreed to with an understanding). Page 27927

Rejected:

(1) By 12 yeas to 71 nays, Heinz amendment No. 636, advancing from January 1, 1990 to January 1, 1985 the effective date for prohibition on the use of natural gas by any existing electric power plant; Page 27916

(2) By 14 yeas to 71 nays, Heinz amendment No. 637, to prohibit existing power plants and major fuel-burning installations with the capability of using coal from using natural gas or petroleum after January 1, 1982. Page 27920

Congressional Budget: Senate began consideration of S. Con. Res. 43, revising the Congressional Budget for the Federal Government for fiscal year 1978.

By unanimous consent it was agreed that time for debate on this measure be limited to 6 hours; 2 hours on an amendment to be offered by Senator Talmadge; 1 hour each on amendments by Senators Hatch, Roth, and Hayakawa; 30 minutes on any other amendment; and 20 minutes on amendments in the second degree. Page 27986

Consumer Controversies Report: Time was extended until September 21, for Committee on the Judiciary to report S. 957, to provide financial assistance to the States to maintain systems which will fairly and expeditiously resolve controversies involving consumers. Page 27989

I.P.U. Conference: Senators Sparkman and Stafford were appointed as Chairman and Vice Chairman, respectively, of the Senate delegation to attend the Interparliamentary Union Conference to be held in Sofia, Bulgaria, from September 21–30, 1977. Page 27985

Presidential Messages: During its recent recess Senate received messages from the President as follows:

PM-105—Transmitting his proposed revision of the welfare system—referred jointly to Committees on Finance, Human Resources, and Agriculture, Nutrition, and Forestry; Pages 27930–27933

PM-106—Transmitting Sixth Annual Report on the administration of the Railroad Safety Act—referred to Committee on Commerce, Science, and Tarnsportation; Page 27933

PM-107—Transmitting the Eleventh Annual Report of the National Endowment for the Humanities covering fiscal year 1976—referred to Committee on Human Resources; Page 27933

PM-108—Transmitting report on the Nation's progress in space and aeronautics during 1976—referred to Committee on Commerce, Science, and Transportation; Page 27933

PM-109—Transmitting Twenty-Sixth Annual Report of the National Science Foundation covering fiscal year 1976—referred to Committee on Commerce, Science, and Transportation; Pages 27933–27936

PM-110—Reporting one new deferral of budget authority in the amount of $11.3 million for the Intense Neutron Source Facility of the Energy Research and Development Administration; and reporting a revision to a previously transmitted budget authority deferral for the antirecession financial assistance fund in the Office of the Secretary of the Treasury—referred jointly to Committees on Appropriations, the Budget, Energy and Natural Resources, and Finance. Page 27934

PM-111—Transmitting Seventh Annual Report on Hazardous Materials Control—referred to Committee on Commerce, Science, and Transportation; and Page 27934

PM-112—Transmitting report describing efforts of the U.S. during the past 60 days in connection with negotiation of the settlement of the Cyprus problem—referred to Committee on Foreign Relations. Page 27934

Nominations: Senate received nominations as follows:

On August 15

Maurice D. Bean, of California, to be Ambassador to Burma;

Mari-Luci Jaramillo, of New Mexico, to be Ambassador to Honduras;

William B. Schwartz, Jr., of Georgia, to be Ambassador to the Bahamas;

George C. Pimentel, of California, to be Deputy Director of the National Science Foundation;

Floyd J. Rutherford, of New York, to be an Assistant Director of the National Science Foundation; and

Sundry nominations in the Army, Navy, and Coast Guard. Pages 27995–27996

On August 16

Alvin B. Rubin, of Louisiana, to be U.S. Circuit Judge for the Fifth Circuit;

Eugene H. Nickerson, to be U.S. District Judge for the Eastern District of New York;

Charles P. Sifton, to be U.S. District Judge for the Eastern District of New York;

Richard J. Dunn, to be U.S. Marshal for the District of Nevada;

Franklin Payne, to be U.S. Marshal for the Eastern District of Missouri;

Paul J. Puckett, to be U.S. Marshal for the Western District of Virginia;

Howard J. Turner, Jr., to be U.S. Marshal for the Western District of Pennsylvania; and

Numerous nominations in the Air Force. Pages 27996–28006

On August 22

Raul H. Castro, of Arizona, to be Ambassador to Argentina;

Frank H. Perez, of Virginia, to serve with the rank of Minister during the tenure of his assignment as the State Department SALT Representative at Geneva, Switzerland. Page 28006

On August 25

The following-named persons to be the Representative and Alternate Representatives of the U.S. to the Twenty-first Session of the General Conference of the International Atomic Energy Agency: Representative: Robert W. Fri, of Maryland; and Alternate Representatives: Richard T. Kennedy, District of Columbia; Louis V. Nosenzo, of Virginia; Joseph S. Nye, Jr., of Massachusetts; Nelson F. Sievering, Jr., of Maryland; Gerard C. Smith, of the District of Columbia; Galen L. Stone, of the District of Columbia; and Robert D. Thorne, of California;

Gilbert S. Merritt, of Tennessee, to be U.S. Circuit Judge for the Sixth Circuit;

Edward H. Johnstone, to be U.S. District Judge for the Western District of Kentucky;

Three nominations in the National Oceanic and Atmospheric Administration; and

One nomination in the Air Force in the rank of general. Page 28006

On August 26

Paul H. Boeker, of Ohio, to be Ambassador to Bolivia. Page 28006

On August 29

Procter R. Hug, Jr., of Nevada, to be U.S. Circuit Judge for the Ninth Circuit;

Thomas Tang, of Arizona, to be U.S. Circuit Judge for the Ninth Circuit;

Ronald E. Angel, to be U.S. Marshal for the Northern District of Georgia; and

308 sundry nominations in the Army. Pages 28006–28008

On August 31

John B. Slaughter, of Washington, to be an Assistant Director of the National Science Foundation;

Charles N. Van Doren, of the District of Columbia, to be an Assistant Director of the U.S. Arms Control and Disarmament Agency; and

Two Air Force nominations in the rank of General. Pages 28008

On September 2

Marvin B. Durning, of Washington, to be an Assistant Administrator of the Environmental Protection Agency;

David G. Hawkins, of the District of Columbia, to be an Assistant Administrator of the Environmental Protection Agency; and

Steven D. Jellinek, of Maryland, to be Assistant Administrator for Toxic Substances of the Environmental Protection Agency. Pages 28008

On September 7

Frank J. Devine, of the District of Columbia, to be Ambassador to El Salvador. Pages 28008

Record Votes: Three record votes were taken today. Pages 27913, 27919, 27923

Adjournment: Senate met at 12 noon and adjourned at 6:45 p.m. Page 27995

Committee Meetings

COMMITTEE BUSINESS

Committee on the Budget: Committee ordered favorably reported the following resolutions:

S. Res. 240, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 5027, to improve the quality of veterans' hospital care;

S. Res. 246, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1731, to extend the special pay provisions for physicians and dentists in the uniformed services; and

S. Res. 257, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2057, to establish a comprehensive national energy conservation policy.

Also, committee agreed to report without recommendation S. Res. 254, disapproving the deferral of budget authority for the Intense Neutron Source Facility project.

REDWOOD NATIONAL PARK

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation held hearings on S. 1976, to add certain lands to the Redwood National Park, California, receiving testimony from Senators Cranston and Hayakawa; Representative Clausen; Huey D. Johnson, State Secretary of California, Sacramento; Meca Wawona, Forestry Network Associates, Capella, California; John F. Henning, California Labor Federation AFL-CIO, San Francisco, who was accompanied by several of his associates; John Callaghan, California Forest Protective Association, Sacramento; John M. Collier, Southern Forest Products Association, New Orleans; Byron Justus, Cresant City, California; Patrick Dorsey, Board of Supervisors, Humboldt County Officials, Eureka, California; Jack C. Feigal, Eureka Chamber of Commerce, California; Maynard E. Arnot, Humboldt Land Title Company, Bridgeville, California; Marcia Foulda, Humboldt County Board of Realtors, Eureka; Stephen J. Lau, Emerald Creek Committee, Arcata, California; John R. Winzler, Eureka; John M. Miles, Natural Resources Management, Inc., Eureka; Dr. Gerald Partain and Dr. Rudolph Becking, Humboldt State University, Arcata; and Dr. Barney Dowdle and Dr. David Wooldbridge, University of Washington, Seattle.

Hearings were recessed subject to call.

ELECTRIC UTILITY RATES

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation held hearings on Part E—Electric Utility Rate Reform—of S. 1469, the proposed National Energy Policy Act, receiving testimony from Dr. Jay B. Kennedy, Electricity Consumers Resource Council, Washington, D.C.; Martin H. Rogol, Washington, D.C.; Dr. Ernst Habicht, Environmental Defense Fund, New York City; Elliott Taubman, National Consumer Law Center, Boston; Alex Radin, American Public Power Association, Washington, D.C.; Robert D. Partridge, National Rural Electric Cooperative Association, Washington, D.C.; Alexander J. Kolinski, representing the National Association of Regulatory Utility Commissioners, Washington, D.C.; and Dr. John C. Pickett, Arkansas Public Service Commission, Little Rock.

Hearings continue tomorrow.

MEDICARE/MEDICAID CASES

Special Committee on Aging: Committee began hearings on political influence and the extent to which it affects the regulatory process or the prosecution of alleged medicare-medicaid fraud cases. Witnesses heard were Morris B. Abram, New York City and Barry Tabachnick, Huntington Beach, California.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 8934–8958; 3 private bills, H.R. 8959–8961; and 2 resolutions, H.J. Res. 584, and H. Con. Res. 342 were introduced. Pages 28017, 28054

Bills Reported: Reports were filed as follows:

H.R. 3350, to promote the orderly development of hard mineral resources in the deep seabed, pending adoption of an international regime relating thereto; filed on August 9 (H. Rept. 95–588);

H.R. 1037, to require that a percentage of United States oil imports be carried on United States-flag vessels, amended; filed on August 26 (H. Rept. 95–589);

H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977, amended, filed on August 29 (H. Rept. 95–590);

Report entitled "Allocation of Budget Totals Under Third Concurrent Resolution Revised for Fiscal Year 1977 and Under First Concurrent Budget Resolution for Fiscal Year 1978", Committee on Interstate and Foreign Commerce (H. Rept. 95–591);

Report entitled "Opium Production, Narcotics Financing and Trafficking in Southeast Asia" (H. Rept. 95–592);

H.R. 5054, to eliminate the requirement of apportionment of appointments in the departmental service in the District of Columbia (H. Rept. 95–593); and

H.R. 8342, to provide for the application of local withholding taxes to Federal employees who are residents of such locality (H. Rept. 95–594). Pages 28053–28054

Member Sworn: Representative Livingston presented himself in the Well of the House and was administered the Oath of Office by the Speaker. Page 28009

Presidential Messages: Read the following messages from the President:

Railroad safety: Message transmitting to Congress the sixth annual report on the administration of the Railroad Safety Act of 1970—referred to the Committee on Interstate and Foreign Commerce. Page 28012

Endowment for the humanities: Message transmitting to Congress the eleventh annual report of the National Endowment for the Humanities for fiscal year 1976—referred to the Committee on Education and Labor.

Page 28012

Welfare reform: Message asking Congress to abolish our existing welfare system, and to replace it with a job-oriented program for those able to work and a simplified, uniform, equitable cash assistance program for those in need who are unable to work by virtue of disability, age, or family circumstance—referred to the Committees on Ways and Means, Education and Labor, and Agriculture, and ordered printed (H. Doc. 95-205).

Pages 28012-28015

Space and aeronautics: Message transmitting to Congress a report entitled "Aeronautics and Space Report of the President, 1976 Activities"—referred to the Committee on Science and Technology. Page 28015

National Science Foundation: Message transmitting to Congress the twenty-sixth annual report of the National Science Foundation for fiscal year 1976—referred to the Committee on Science and Technology.

Page 28016

Impoundment control: Message reporting one new deferral of budget authority amounting to $11.3 million for the Energy Research and Development Administration's Intense Neutron Source Facility—referred to the Committee on Appropriations and ordered printed (H. Doc. 95-205). Page 28016

Hazardous materials control: Message transmitting to Congress the seventh annual report on Hazardous Materials Control—referred to the Committees on Interstate and Foreign Commerce, Merchant Marine and Fisheries, and Public Works and Transportation. Page 28016

Atomic Energy: Agreed to H. Con. Res. 342, to correct technical errors in the enrollment of S. 1153, to abolish the Joint Committee on Atomic Energy and to reassign certain functions and authorities thereof.

Pages 28017-28018

Late Report: Conferees received permission to file a conference report by midnight tonight on S. 275, Agricultural Act of 1977. Page 28017

Second Concurrent Resolution on the Budget: House concluded all general debate on H. Con. Res. 341, revising the congressional budget for the United States Government for the fiscal year 1978. Proceedings under the five-minute rule will occur on Thursday, September 8. Pages 28017-28037

Presidential Message—Cyprus Problem: Read a message from the President describing efforts made over the past 60 days to bring about a negotiated settlement of the Cyprus problem—referred to the Committee on International Relations and ordered printed (H. Doc. 95-207). Page 28016

Referrals: Five Senate-passed bills were referred to the appropriate House committees. Pages 28048-28049

Adjournment: Adjourned at 3:26 p.m.

Committee Meetings

FIFRA AMENDMENTS

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research met for markup of amendments to the Federal Insecticide, Fungicide and Rodenticide Act, and will resume tomorrow.

NOW ACCOUNTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance held a hearing on NOW accounts. Testimony was heard from FDIC Chairman LeMaistre and public witnesses.

FLOOD INSURANCE

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on flood insurance with testimony from public witnesses.

Hearings continue tomorrow.

LANCE INQUIRY

Committee on Banking, Finance and Urban Affairs: On Tuesday, Sept. 6, the Subcommittee on Financial Institutions Supervision, Regulation and Insurance held a hearing on supervisory problems revealed by the Comptroller's "inquiry into certain matters relating to T. Bertram Lance and various financial institutions". Testimony was heard from representatives of the comptroller of the currency's office and bank officials.

SECOND BUDGET RESOLUTION

Committee on the Budget: Met for consideration of an amendment to H. Con. Res. 341, second budget resolution for fiscal year 1978.

LABOR LAW REFORM ACT

Committee on Education and Labor: Subcommittee on Labor-Management Relaitons held a hearing on H.R. 8410, Labor Law Reform Act of 1977. Testimony was heard from former Secretaries of Labor Wirtz and Dunlop; a panel of law professors; and a panel representing Associated General Contractors of America; National Association of Home Manufacturers; and Associated Builders and Contractors, Inc.

Hearings continue tomorrow.

ECONOMIC OPPORTUNITY AND COMMUNITY SERVICES AMENDMENTS

Committee on Education and Labor: Subcommittee on Economic Opportunity met and approved for full committee action H.R. 7577 amended, Economic Opportunity and Community Services Amendments of 1977.

CONCORDE NOISE MONITORING

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held a hearing on Concorde noise monitoring. Testimony was heard from Henry Eschwege, GAO; and Charles Elkins, EPA.

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 7074 amended, to provide improved authority for the administration of certain National Forest System lands in Oregon;

H.R. 6348 amended, to convey to the Ely Indian Colony the beneficial interest in certain Federal land; and

S. 667, to declare certain federally owned land held in trust by the United States for the Te-Moak Bands of Western Shoshone Indians.

U.S. POLICY TOWARDS RHODESIA

Committee on International Relations: Subcommittee on Africa held a hearing on U.S. policy towards Rhodesia. Testimony was heard from UN Ambassador Andrew Young; and Richard Moose, Assistant Secretary for African Affairs, Department of State.

CORPORATE BUSINESS PRACTICES

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on corporate business practices and U.S. foreign policy. Testimony was heard from Representative Eckhardt; and Paul H. Boeker, Deputy Assistant Secretary for Economic and Business Affairs, Department of State.

UNDERDEVELOPMENT IN AFRICA

Committee on International Relations: Subcommittee on Africa held a hearing on underdevelopment in Africa. Testimony was heard from public witnesses.

Hearings continue tomorrow.

PUBLIC BROADCASTING

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held a panel discussion hearing on public broadcasting with testimony from industry witnesses.

Hearings continue tomorrow.

SECURITIES PROTECTION ACT AMENDMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance met and approved for full committee action H.R. 8331, as amended, Securities Protection Act Amendments of 1977.

RURAL HEALTH CLINIC SERVICES

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment met and approved for full committee action H.R. 8543, as amended, to amend titles XVIII and XIX of the Social Security Act to provide payment for rural health clinic services.

COMMITTEE BUSINESS

Select Committee on Narcotics Abuse and Control: Met for consideration of committee business.

EARLY RETIREMENT FOR CERTAIN EMPLOYEES OF BIA AND IHS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 4153, to allow early retirement for certain employees of the Bureau of Indian Affairs and the Indian Health Service. Testimony was heard from representatives of Departments of Interior, HEW; and Civil Service Commission.

DNA RECOMBINANT MOLECULE RESEARCH

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on the science policy implications of the DNA recombinant molecule research issue. Testimony was heard from Dr. Marc Lappe, Chief, Office of Health, Law and Values, State of California Department of Health, and public witnesses.

Hearings continue tomorrow.

ROBINSON-PATMAN ACT

Committee on Small Business: Subcommittee on Antitrust, Consumers and Employment held a hearing on recent proposals to amend the Robinson-Patman Act. Testimony was heard from representatives of Small Business Administration; Federal Trade Commission, and public witnesses.

Hearings continue tomorrow.

REVENUE MEASURES

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures held a hearing on pending revenue bills. Testimony was heard from Representatives Andrews of North Dakota; Mikva, Jones of Oklahoma, Duncan of Tennessee, Pickle and Corman; Representatives of Departments of Treasury and Interior; and public witnesses.

Hearings continue Friday, Sept. 9.

FIRST SESSION OF THE NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through August 31, 1977

	Senate	*House*	*Total*
Days in session	121	119	..
Time in session	746 hrs. 18′	610 hrs. 40′	..
Congressional Record:			
Pages of proceedings	14,188	8,942	23,130
Extension of Remarks	..	..	5,334
Public bills enacted into law	29	79	108
Private bills enacted into law	1	6	7
Bills in conference	4	8	12
Bills through conference	7	34	41
Measures passed, total	441	469	910
Senate bills	129	32	..
House bills	98	220	..
Senate joint resolutions	11	6	..
House joint resolutions	11	11	..
Senate concurrent resolutions	11	8	..
House concurrent resolutions	21	25	..
Simple resolutions	160	167	..
Measures reported, total	*424	*495	919
Senate bills	189	7	..
House bills	60	314	..
Senate joint resolutions	5	..	..
House joint resolutions	2	6	..
Senate concurrent resolutions	5	1	..
House concurrent resolutions	3	19	..
Simple resolutions	160	148	..
Special reports	42	51	..
Conference reports	12	44	..
Measures pending on calendar	41	103	..
Measures introduced, total	2,436	10,607	13,043
Bills	2,057	8,933	..
Joint resolutions	79	583	..
Concurrent resolutions	43	341	..
Simple resolutions	257	750	..
Quorum calls	22	31	..
Yea-and-nay votes	346	301	..
Recorded votes	..	181	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 412 reports have been filed in the Senate, a total of 590 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through August 31, 1977

Army nominations, totaling 12,316, disposed of as follows:	
Confirmed	8,298
Unconfirmed	4,016
Navy nominations, totaling 18,546, disposed of as follows:	
Confirmed	16,988
Unconfirmed	1,558
Air Force nominations, totaling 16,275, disposed of as follows:	
Confirmed	11,419
Unconfirmed	4,856
Marine Corps nominations, totaling 3,016, disposed of as follows:	
Confirmed	3,003
Unconfirmed	13
Civilian nominations, totaling 3,709, disposed of as follows:	
Confirmed	3,559
Unconfirmed	94
Withdrawn	56

Summary

Total nominations received	52,862
Total confirmed	43,267
Total unconfirmed	10,539
Total withdrawn	56

Thursday, September 8, 1977

Senate

Chamber Action

Routine Proceedings, pages 28175–28327

Bills Introduced: Nine bills and two resolutions were introduced, as follows: S. 2067–2075; S.J. Res. 80; and S. Res. 258. Pages 28278, 28286–28288

Bills Reported: Reports were filed after the recess of the Senate:

S. Res. 240, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 5027, to improve the quality of veterans' hospital care (S. Rept. 95–414);

S. Res. 246, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1731, to extend the special pay provisions for physicians and dentists in the uniformed services (S. Rept. 95–415); and

S. Res. 257, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2057, to establish a comprehensive national energy conservation policy, (S. Rept. 95–416). Page 28277

Bills Passed:

Veterans: By 87 yeas to 2 nays, Senate passed S. 1307, to require case by case review prior to the awarding of veterans' benefits to persons discharged administratively from the military services under other than honorable conditions, after agreeing to committee amendment in the nature of a substitute which had at first been amended by adoption of:

(1) Cranston unprinted amendment No. 765, in the nature of a substitute bill; and Page 28193

(2) Cranston U.P. No. 766, to the title of the bill. Page 28206

Pages 28193–28206

United States-Canadian Relations: Senate agreed to S. Res. 152, expressing the sense of the Senate that the President bring to the attention of the Government of Canada the adverse effect on the United States broadcasting industry of certain provisions of the Canadian tax code. Pages 28206–28207

Coal Utilization: By 74 yeas to 8 nays, Senate passed H.R. 5146, providing for duty-free entry of bobsleds and luges, which had at first been amended (U.P. amendment No. 783) by incorporating the text of S. 977, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations, as amended, and the text of Part 6 (Conversion from Natural Gas and Petroleum to Coal and Other Fuel Resources) of H.R. 8444, proposed Energy Tax Act of 1977.

Prior to these actions Senate took action in connection with amendments proposed to S. 977, as follows:

Adopted:

(1) Bartlett amendment No. 824, to permit new intrastate natural gas contracts where necessary to meet electric utility requirements in the approved systems compliance plan; Page 28234

(2) Modified Johnston unprinted amendment No. 768, to define a major fuel-burning installation as one which burns 300 million Btu's per day or less, instead of 100 million Btu's, with proviso that FEA study and report to Congress on the effect of such provision; Page 28240

(3) Huddleston U.P. No. 769, calling for establishment of a Federal-State task force to evaluate existing Federal energy development programs; Page 28242

(4) Glenn U.P. No. 770, to specify that the Secretary of Energy be responsible for determinations concerning exceptions and exemptions under the Act; Page 28243

(5) Haskell (for Muskie) U.P. No. 771, to bring the Emergency Powers section of the bill into conformity with the Clean Air Act; Page 28243

(6) Haskell (for Muskie) U.P. No. 772, to clarify provisions of the bill as they relate to environmental requirements; Page 28244

(7) Domenici amendment No. 835, requiring FEA to study problems of compliance with the Act experienced by small electric utility systems; Page 28244

(8) Sasser U.P. No. 773, calling on the President to conduct a coal industry performance and competition study; Page 28245

(9) Kennedy U.P. No. 774, to clarify section authorizing permanent exemptions to permit the use of oil by new electric power plants where necessary to prevent impairment of reliable service; Page 28247

(10) Kennedy U.P. No. 775, to provide a uniform application of laws relating to energy information; Page 28247

(11) Cranston U.P. No. 777, to clarify the bill with respect to FEA consultation with state energy agencies in exemption matters; Page 28250

(12) Cranston U.P. No. 778, of a clarifying nature to Kennedy U.P. No. 775; Page 28250

(13) Haskell U.P. No. 780, to insure that existing facilities which do not have standby coal burning capability are not affected by the existing law or by the bill; Page 28253

(14) Hansen U.P. No. 781, to reinstate an inadvertently-stricken provision of the Energy Act of 1974

which limited the FEA's authority to retroactively impose rule changes on petroleum product marketers in its enforcement program; and Page 28254

(15) Jackson U.P. No. 782, to provide that Title III of the bill shall not be effective so long as Title II remains law. Page 28257

Rejected:

(1) Modified Kennedy amendment No. 838, to prohibit future acquisition by major oil and gas companies of coal and uranium resources (tabled by 62 yeas to 30 nays); Page 28208

(2) By 31 yeas to 55 nays, Glenn U.P. No. 776, to authorize certain natural gas to oil conversions during natural gas supply emergencies declared by the President; and Page 28248

(3) By 39 yeas to 44 nays, Metzenbaum U.P. No. 779, requiring the Administrator to make recommendations to the Congress when he determines that the rate of increase in the price of coal committed to contract is 10 percent or more during any 12 month period. Page 28251

Also during consideration of this bill the Chair sustained a point of order on grounds of germaneness against Hansen amendment No. 836, to strike that section of the Clean Air Act which authorizes the President to require major noncomplying industrial coal burners to utilize coal supplies that are locally and regionally available, prior to which, by 44 yeas to 47 nays, Senate rejected tabling motion. Page 28277 Pages 28206–28277

Messages From the House: Page 28277

Amendments Submitted for Printing: Page 28288

Confirmations: Page 28328

Nominations: Page 28327

Executive Communication: Page 28277

Statements on Introduced Bills: Pages 28277–28285

Additional Statements: Page 28289

Congressional Budget: Senate continued consideration of S. Con. Res. 43, revising the Congressional Budget for the Federal Government for fiscal year 1978, adopting, by 64 yeas to 27 nays, Talmadge unprinted amendment No. 764, increasing from $5.6 billion to $6.3 billion level of funding for the agricultural function. Pages 28177–28193

Unanimous Consent Agreements: By unanimous consent it was agreed that when Senate proceeds to consider S. 995, to prohibit sex discrimination on the basis of pregnancy, time for debate thereon be limited to three hours; two hours on amendments in the first degree; and 30 minutes on amendments in the second degree; and Page 28176

When Senate proceeds to consider S. 274, to prohibit union organization and membership in the armed forces, debate thereon be limited to 1 hour; 30 minutes on amendments; and 20 minutes on amendments in the second degree. Page 28326

Veterans' Medical Services: By unanimous consent the 3 hour rule was waived on the budget act waiver resolution in connection with Senate consideration of H.R. 5027, to improve the quality of veterans' hospital care. Page 28327

Confirmations: Senate confirmed the following nominations:

Robert E. Raiche, to be U.S. marshal for the District of New Hampshire;

Hugh Salter, to be U.S. marshal for the Eastern District of North Carolina;

Juan G. Blas, to be U.S. marshal for the District of Guam; and

Donald D. Forsht, to be U.S. marshal for the Southern District of Florida. Page 28328

Nominations: Senate received the following nominations:

Arthur J. Goldberg, of the District of Columbia, to be Ambassador at Large and U.S. Representative to the Conference on Security and Cooperation in Europe and Chairman of the U.S. Delegation to the CSCE;

Esteban E. Torres, of Virginia, to be U.S. Permanent Representative to the United Nations Educational, Scientific, and Cultural Organization at Paris, France, with the rank of Ambassador;

Carolyn R. Payton, of the District of Columbia, to be an Associate Director of the ACTION Agency;

Bertram R. Cottine, of the District of Columbia, to be a Member of the Occupational Safety and Health Review Commission; and

Brigadier General William E. Read, U.S. Army, to be a member of the Mississippi River Commission.

Also, Senate received the withdrawal of the nomination of Peter E. Corning, to be U.S. Attorney for the Northern District of New York. Page 28327

Record Votes: Seven record votes were taken today. Pages 28193, 28205, 28234, 28239, 28249, 28253, 28277

Recess: Senate met at 9:15 a.m. and recessed at 9:06 p.m. Page 28327

Committee Meetings

WELFARE REFORM AND HOUSING

Committee on Banking, Housing, and Urban Affairs: Committee began oversight hearings on the relationship between proposed welfare reform and current housing programs, receiving testimony from Secretary of Housing and Urban Development Patricia Roberts Harris.

Hearings continue tomorrow.

INTERNATIONAL ECONOMIC TRANSACTIONS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance held hearings on H.R. 7738, to revise the President's power to place emergency controls on international economic transactions, receiving testimony from Dr. C. Fred Bergsten, Assistant Secretary of the Treasury for International Affairs; and David J. Steinberg, U.S. Council for Open World Economy, Washington, D.C.

Hearings were recessed subject to call.

AUTO SAFETY STANDARDS

Committee on Commerce, Science and Transportation: Consumer Subcommittee began hearings to consider the automotive safety standards promulgated by the Secretary of Transportation pertaining to passive restraint devices, receiving testimony from Brock Adams, Secretary of Transportation; S. L. Terry, Vice President, Chrysler Corporation; David S. Potter, Vice President, General Motors Corporation; H. L. Misch, Vice President, Environmental and Safety Engineering, Ford Motor Company, all of Detroit; Frederick A. Stewart, Vice President, American Motors, Southfield, Michigan; Dr. Arnold Arms, Kansas City, Missouri; and Jimmie Daniel, Satellite Beach, Florida.

Hearings continue tomorrow.

ENERGY CONSERVATION

Committee on Energy and Natural Resources: Committee resumed consideration of Part D—relative to natural gas policy of S. 1469, the proposed National Energy Policy Act, but did not complete action thereon and will meet again tomorrow.

ELECTRIC UTILITY RATES

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation continued hearings on Part E—Electric Utility Rate Reform—of S. 1469, the proposed National Energy Policy Act, receiving testimony from Senator Lugar; Eugene W. Meyer, Kidder, Peabody and Company, New York City; Frederick B. Whittemore, Morgan Stanley and Company, New York City; Charles F. Luce, Consolidated Edison Company, New York City; James J. O'Connor, Commonwealth Edison Company, Chicago; Don D. Jordan, Houston Lighting and Power Company, Texas; Guy W. Nichols, New England Electric System, Westborough, Mass.; and Roger Owen, Southwestern Public Service Company, Amarillo, Texas.

Hearings continue tomorrow.

NATIONAL ENERGY TAX ACT

Committee on Finance: Committee began hearings on H.R. 8444, the proposed National Energy Tax Act, receiving testimony from Dr. Charles Masters, Chief, Office of Energy Resources, U.S. Geological Survey, Department of the Interior; Robert M. Brandon, Tax Reform Research Group; and Lee White, Consumer Federation of America, all of Washington, D.C.

Hearings continue tomorrow.

SSI AND SOCIAL SECURITY FINANCING

Committee on Finance: Committee resumed consideration of H.R. 7200, to improve the supplemental security income benefits program and child welfare services and social services, agreeing to several amendments proposed thereto, one of which would substantially increase Federal funding for welfare programs of the territories.

Also, committee resumed consideration of proposals affecting social security system financing, and agreed to modify the automatic benefits received by new retirees.

Committee will continue consideration of these matters on Friday, September 16.

UNDERGROUND NUCLEAR WEAPONS TESTS

Committee on Foreign Relations: Committee began hearings on Treaties with the Soviet Union on the Limitation of Underground Nuclear Weapon Tests and on Underground Nuclear Explosions for Peaceful Purposes (Ex. N, 94th Cong., 2d sess.), receiving testimony from Robert W. Fri, Acting Administrator, Alfred D. Starbird, Assistant Administrator for National Security, and Mahlon Gates, all of the Energy Research and Development Administration; Dr. Harold M. Agnew, Los Alamos Scientific Laboratory, New Mexico; and Dr. Roger E. Batzel, Lawrence Livermore Laboratory, California.

Hearings continue on Thursday, September 15.

LANCE NOMINATION

Committee on Governmental Affairs: Committee held hearings to receive testimony from John Heimann, Comptroller of the Currency, Department of the Treasury, concerning his report on the President's appointment of Bertram Lance as Director of the Office of Management and Budget.

Hearings continue tomorrow.

AGE DISCRIMINATION AND MINIMUM WAGE

Committee on Human Resources: Subcommittee on Labor approved for full committee consideration, with amendments, the following bills:

S. 1784, raising from 65 to 70 years the age limit in the Age Discrimination in Employment Act of 1967, effective six months after the date of enactment of the bill; and

S. 1871, to increase the Federal minimum wage under the Fair Labor Standards Act, to provide an indexing mechanism for future minimum wage rates, and to provide for a gradual phasing out of the tip credits for employees who receive tips in the course of their employment.

PANAMA CANAL HEARINGS

Committee on the Judiciary: Subcommittee on Separation of Powers began hearings on constitutional issues which may arise from the proposed Panama Canal treaties, receiving testimony from Representatives Flood and Crane; Ronald Reagan, Los Angeles, former Governor of California; and Admiral John McCain, Washington, D.C., former Commander in Chief of the Pacific Fleet.

Hearings were recessed subject to call.

INDIAN DOMESTIC ASSISTANCE

Select Committee on Indian Affairs: Committee held hearings on the proposed Federal Indian Domestic Assistance Program, receiving testimony from Andy Ebona, United Indian Planners Association, Washington, D.C.; Edward Mouss, Creek Nation, Okmulgee, Oklahoma; and Gerald Anton, Salt River Pima-Maricopa Community Council, Scottsdale, Arizona.

Hearings continue on Tuesday, October 4.

MEDICARE/MEDICAID CASES

Special Committee on Aging: Committee continued hearings on political influence and the extent to which it affects the regulatory process or the prosecution of alleged medicare-medicaid fraud cases. Witnesses heard were J. D. MacFarlane, Attorney General of Colorado, Denver; Arden Bridge, a former nursing home administrator in Colorado; and Anthony Accetta, Denver, former First Assistant State Attorney General, Colorado.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 42 public bills, H.R. 8962–9002 and 9005; 2 private bills, H.R. 9003 and 9004; and 9 resolutions, H.J. Res. 585–587, H. Con. Res. 343 and 344, and H. Res. 751–754 were introduced. Pages 28173–28175

Bills Reported: Reports were filed as follows:

H.R. 8200, to establish a uniform Law on the subject of Bankruptcies, amended (H. Rept. 95–595);

H.R. 9005, making appropriations for the District of Columbia for fiscal year 1978 (H. Rept. 95–596);

H.R. 3377, to authorize the Wichita Indian Tribe of Oklahoma and its affiliated bands and groups of Indians, to file with the Indian Claims Commission any of their claims against the United States for lands taken without adequate compensation (H. Rept. 95–597); and

H.R. 8336, to enhance the outdoor recreation opportunities for the people of the United States by expanding the National Park System, and by providing access to and within areas of the National Park System, amended (H. Rept. 95–598). Page 28173

Consumer Protection: House agreed to the Senate amendment to H.R. 5294, to amend the Consumer Credit Protection Act to prohibit abusive practices by debt collectors; clearing the measure for the President. Pages 28109–28113

Late Reports: Committee on Appropriations received permission to file a report by midnight tonight on H.R. 9005 making appropriations for the District of Columbia for fiscal year 1978; and

Conferees received permission to file a report by midnight tonight on S. 275, Agricultural Act of 1977. Pages 28113–28123

Defense Appropriations: By a yea-and-nay vote of 361 yeas to 36 nays, Roll No. 516, the House agreed to the conference report on H.R. 7933, making appropriations for the Department of Defense for fiscal year 1978.

Receded and concurred with amendment in Senate amendments numbered 20, 30, 40, 46, 47, 54, 63, 67, 71, 76, and 82.

Receded and concurred with amendment in Senate amendment numbered 41, after agreeing by a yea-and-nay vote of 202 yeas to 199 nays, Roll No. 518, to an amendment that deletes appropriations for production of the B–1 bomber. Pages 28114–28135

Budget Resolution: By a yea-and-nay vote of 199 yeas to 188 nays, Roll No. 525, agreed to H. Con. Res. 341, Revising the congressional budget for the United States Government for fiscal year 1978.

Agreed to:

A committee amendment that reduces Federal revenues by $1.8 billion and increase the deficit by $1.96 billion to conform the resolution with previous House actions on defense and energy policy;

An amendment that increases budget outlays by $700 million to provide pensions for veterans of WWI;

An amendment that increases outlays for agriculture by $200 million;

An amendment that increases the deficit by $175 million to provide for tax credits for higher education (agreed to by a recorded vote of 311 ayes to 76 nays, with 1 voting "present", Roll No. 522); and

A technical conforming amendment.

Rejected:

An amendment in the nature of a substitute that sought to balance the budget, provide for an across-the-board tax reduction. and hold budget outlays to their fiscal year 1977 level (rejected by a recorded vote of 169 ayes to 230 noes, Roll No. 520);

An amendment that sought to reduce budget outlays by $110 million to reduce commodity credits for South Korea (rejected by a recorded vote of 181 ayes to 205 noes, Roll No. 523); and

An amendment that sought to reduce budget authority for national defense by $33 million and budget outlays for international affairs by $110 million to prohibit any aid for South Korea (rejected by a recorded vote of 120 ayes to 268 noes, Roll No. 524). Pages 28135–28153

Bill Re-referred: Committee on Veterans' Affairs was discharged from the further consideration of H.R. 4066, to entitle veterans with service-connected disabilities rated as total to domestic and overseas travel on military aircraft on a space available basis; and the bill was referred to the Committee on Armed Services. Page 28153

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 28172

Adjournment: Adjourned at 6:05 p.m.

Committee Meetings

AGE STEREOTYPING

Select Committee on Aging: Held a hearing on age stereotyping and the media. Testimony was heard from representatives of Gray Panthers; CBS, ABC, NBC, and Universal Television; Nicholas Johnson, Chairman, National Citizens Committee for Broadcasting; Professor Margaret Mead; and Professor Edward Ansello, Maryland University.

FIFRA AMENDMENTS

Committee on Agriculture: Subcommittee on Department Investigations, Oversight, and Research continued markup of legislation to amend the Federal Insecticide, Fungicide and Rodenticide Act, and will resume on Monday, Sept. 12.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House bill making appropriations for the District of Columbia for fiscal year 1978.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Romanian earthquake relief.

DEFENSE AUTHORIZATION

Committee on Armed Services: Held a hearing on portions of H.R. 8390, Armed Forces authorization bill for fiscal year 1978. Testimony was heard from General Alton D. Slay, USAF, Deputy Chief of Staff for Research and Development, Department of the Air Force.

Hearings continue tomorrow.

FLOOD INSURANCE

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on flood insurance. Testimony was heard from Ruth Prokop, General Counsel, HUD; and Professor Rutherford Platt, Amherst College.

FEDERAL TAX POLICY

Committee on Banking, Finance and Urban Affairs: Subcommittee on the City met and approved printing of a report on Federal Tax Policy and Urban Development.

LABOR LAW REFORM ACT

Committee on Education and Labor: Subcommittee on Labor-Management Relations continued hearings on H.R. 8410, Labor Law Reform Act of 1977. Testimony was heard from Representative Crane; George Meany, President, AFL–CIO; and a panel representing Organization for Women; Labor Union Women; National Council of Jewish Women; and Women's Equity Action League.

Hearings continue tomorrow.

OFFICE OF HUMAN DEVELOPMENT

Committee on Education and Labor: Subcommittee on Select Education held a hearing on reorganization of the Office of Human Development. Testimony was heard from Frank Bowe, Director, American Coalition for Citizens with Disabilities; James T. Murphy, United Cerebral Palsy Association; National Association for Retarded Citizens; Epilepsy Foundation of America; National Federation of the Blind; Association of Rehabilitation Facilities; and American Foundation for the Blind, Inc. representatives.

Hearings continue Monday, September 12.

REORGANIZATION PLAN NO. 1

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on Reorganization Plan No. 1 of 1977, to reorganize the Executive Office of the President. Testimony was heard from Representatives Wolff and Gilman, and public witnesses.

AIRLINE DEREGULATION

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on effects of airline deregulation on aviation safety. Testimony was heard from representatives of CAB, FAA, Airline Pilots Association; Association of Flight Attendants; and International Association of Machinist and Aerospace Workers.

Hearings continue tomorrow.

MINERAL LEASING ACT AMENDMENTS

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on H.R. 7816, to amend the Mineral Leasing Act of 1920. Testimony was heard from representatives of United Auto Workers; Western Oil and Gas Association; and Duane Chapman, Cornell University.

PANAMA CANAL TREATY

Committee on International Relations: Held a hearing on the Panama Canal Treaty and related legislation. Testimony was heard from Ambassador Ellsworth Bunker and Sol M. Linowitz, Co-Negotiators for the Panama Canal Treaty.

Hearings continue Wednesday, September 14.

OPIC EXTENSION AND REVISION

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on H.R. 7854 and related bills, extension and revision of the Overseas Private Investment Corporation programs. Testimony was heard from J. Kenneth Fasick, Director, International Division, GAO; and Marshall T. Mays, former president, OPIC.

GREECE, TURKEY AND CYPRUS

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on recent developments regarding Greece, Turkey and Cyprus. Testimony was heard from CIA Director Stansfield Turner.

UNDERDEVELOPMENT IN AFRICA

Committee on International Relations: Subcommittee on Africa held a hearing on underdevelopment in Africa. Testimony was heard from Dr. Peter Bourne, Special Assistant to the President for Health Issues; Dr. William Faege, Director, Center for Disease Control, Atlanta, Ga.; Dr. Bernard Challenor, Associate Dean, Columbia University College of Physicians and Surgeons; and Dr. David M. French, Director, Project for Strengthening Health Care Delivery Systems in Central and West Africa, Boston University.

PEACE CORPS

Committee on International Relations: Subcommittee on International Development held a hearing on the Peace Corps: Purpose and Perspective. Testimony was heard from Sam Brown, Director, ACTION; and Carolyn Payton, Nominee, Director of Peace Corps.

PUBLIC BROADCASTING

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on public broadcasting with testimony from industry witnesses.

Hearings continue tomorrow.

MEDICAID ASSISTANCE TO PUERTO RICO

Committee on Interstate and Foreign Commerce: Subcommittee on Health and Environment held a hearing on H.R. 6745 and 3871, to provide additional Federal assistance to Puerto Rico for Medicaid. Testimony was heard from the Governor and other officials of Puerto Rico.

CHILD HEALTH ASSESSMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on health and the Environment held a hearing on H.R. 6706, Child Health Assessment Act of 1977, with testimony from public witnesses.

Hearings continue tomorrow.

BANKRUPTCY ACT

Committee on the Judiciary: Met and reconsidered its prior action on H.R. 8200, Bankruptcy Act revision, and adopted an amendment in the nature of a substitute to the bill, as amended.

BANKRUPTCY ACT AMENDMENT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights met and approved for full committee action H.R. 8457 amended, to amend the Bankruptcy Act to provide for the dischargeability of certain debts.

ETHICS AND FINANCIAL DISCLOSURE

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization began markup of Ethics and Financial Disclosure for Executive Branch Employees bill, and will resume tomorrow.

SURFACE TRANSPORTATION ASSISTANCE

Committee on Public Works and Transportation: Subcommittee on Surface Transportation began hearings on H.R. 8648 and related bills, Surface Transportation Assistance Act of 1977. Testimony was heard from Representatives Treen and Regula, and public witnesses.

Hearings continue Wednesday, Sept. 14.

DNA RECOMBINANT MOLECULE RESEARCH

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on DNA recombinant molecule research. Testimony was heard from university and hospital medical personnel; and Chief Judge Howard T. Markey, U.S. Court of Customs and Patent Appeals.

AIR TRAFFIC CONTROL

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather held a hearing on air traffic control, hearing testimony from FAA Deputy Director Quentin Taylor.

ROBINSON-PATMAN ACT

Committee on Small Business: Subcommittee on Antitrust, Consumers and Employment continued hearings on recent proposals to amend the Robinson-Patman Act. Testimony was heard from industry and educational representatives.

TECHNICAL CORRECTIONS ACT

Committee on Ways and Means: Held a hearing on H.R. 6715, to correct technical and clerical mistakes in the tax laws. Testimony was heard from Representatives Grassley and Cavanaugh; Laurence Woodworth, Treasury Department, and public witnesses.

Joint Committee Meeting

LIBRARY SERVICES AND CONSTRUCTION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 602, to extend through fiscal year 1982 programs under the Library Services and Construction Act.

Friday, September 9, 1977

Senate

Chamber Action

Routine Proceedings, pages 28416–28583

Bills Introduced: Six bills and one resolution were introduced, as follows: S. 2076–2081; and S. Res. 259.

Pages 28545, 28436–28439

Bills Reported: Reports were made as follows:

S. 785, declaring that certain land be held in trust for the Paiute and Shoshone Tribes of the Fallon Indian Reservation, Nevada, with an amendment (S. Rept. 95-417);

Conference report on S. 275, proposed Food and Agriculture Act (S. Rept. 95-418);

H.R. 2850, suspending through June 30, 1978, duty on certain latex sheets, with amendments (S. Rept. 95-419);

H.R. 2982, suspending until June 30, 1980, duty on synthetic tantalum/columbium concentrate with amendments, (S. Rept. 95-420);

H.R. 3093, providing permanent duty-free treatment for certain copying lathes used for making rough or finished shoe lasts and for parts for such lathes with amendments (S. Rept. 95-421);

H.R. 3259, continuing until June 30, 1978, suspension of duty on certain horses with amendments (S. Rept. 95-422);

H.R. 5289, a private relief bill (S. Rept. 95-423);

H.R. 5037, a private relief bill (S. Rept. 95-424);

H.R. 422, providing for duty-free treatment of any aircraft engine used as a temporary replacement for an aircraft engine being overhauled within the U.S. if duty was paid on such replacement engine during a previous importation, with an amendment (S. Rept. 95-425);

S. Res. 76, expressing the sense of the Senate that the President should take actions to remove trade restrictions imposed by the European Communities on dried prunes and walnuts, with an amendment (S. Rept. 95-426). Page 28544

Bills Passed:

Budget Act Waiver: Senate agreed to S. Res. 240, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 5027, to improve the quality of veterans' hospital care.

Pages 24417–24418

Budget Act Waiver: Senate agreed to S. Res. 257, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2057, to establish a comprehensive national energy conservation policy. Page 24417

Grand Canyon National Park: Senate passed without amendment and sent to the House S. 2076, authorizing the Secretary of the Interior to transfer franchise fees from certain Grand Canyon National Park concessions to the Grand Canyon Unified School District, Arizona.

S. 2002, a similar bill, was indefinitely postponed.

Pages 28418–28421

Librarian of Congress: Senate passed with committee amendment and sent to the House S. 1626, to exclude the Librarian of Congress from accruing annual and sick leave. Page 28421

Neighborhood Reinforcement Corporation: Senate passed with committee amendment and sent to the House S. 1724, to establish a National Neighborhood Reinforcement Corporation. Pages 28421–28425

Veterans Benefits: Senate passed with committee amendment and returned to the House H.R. 1862, authorizing a 6.6 percent cost-of-living increase for recipients of VA disability compensation effective October 1, 1977. Pages 28425–28435

Governor Alf Landon: Senate agreed to S. Res. 259, paying tribute to Governor Alf Landon on the occasion of his ninetieth birthday. Pages 28436–28439

Budget Act Waiver: Senate agreed to S. Res. 246, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 5027, to improve the quality of veterans' hospital care.

Page 28480

Military Doctors and Dentists: Senate passed with committee amendment and sent to the House S. 1731, to extend the special pay provisions for physicians and dentists in the uniformed services. Pages 28480–28482

VA Medical Services: Senate passed and returned to the House H.R. 5027, to improve the quality of veterans' hospital care, after agreeing to committee amendment in the nature of a subtsitute which had at first been amended by adoption of:

(1) Stone amendment No. 839, renaming the VA hospital in Tampa, Florida the James A. Haley Veterans' Hospital; and

(2) Thurmond U.P. No. 790, renaming the VA hospital in Bedford, Massachusetts, the Edith Nourse Rogers Memorial Veterans' Hospital.

Pages 28482–28508

Congressional Budget: By 63 yeas to 21 nays, Senate agreed to H. Con. Res. 341, revising the Congressional Budget for the Federal Government for fiscal year 1978, after striking all after the resolving clause and inserting in lieu thereof the text of Senate companion measure, S. Con. Res. 43, to which resolution Senate had at first taken action on proposed amendments as follows:

Adopted:

(1) Roth unprinted amendment No. 787, to reduce revenue levels by $175 million so as to allow for enactment of a $250 college tax credit (motion to table rejected by 25 yeas to 59 nays); and Page 28465

(2) Nunn U.P. No. 789, to increase the budget and outlays by $200 million for the SBA physical disaster loan program. Page 28475

Rejected:

(1) By 23 yeas to 63 nays, modified Roth U.P. No. 784, providing an $11.4 billion revenue reduction to accommodate a 10 percent across-the-board tax rate reduction; Page 28448

(2) By 16 yeas to 69 nays, Hayakawa U.P. No. 785, calling for an across-the-board individual income tax reduction of approximately $11.4 billion; and

Page 28456

(3) By 19 yeas to 64 nays, Hatch U.P. No. 786, calling for an across-the-board individual income tax reduction of approximately $11.4 billion, and to provide 2½ percent reduction in spending in all functions. Page 28462

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators: Muskie, Magnuson, Hollings, Cranston, Chiles, Abourezk, Bellmon, Dole, McClure, and Domenici.

Page 28480

Pages 28446–28480

Defense Appropriations: Senate agreed to the conference report on H.R. 7933, making appropriations for the defense establishment for fiscal year 1978. Senate agreed to House amendments to Senate amendments Nos. 20, 30, 40, 41, 46, 47, 54, 63, 67, 71, 76, and 82, thus clearing the measure for the President.

Pages 28439–28446

Farm Bill: By 63 yeas to 8 nays, Senate agreed to the conference report on S. 275, proposed Food and Agricultural Act, thus clearing the measure for action of the House. Pages 28521–28541

Energy Conservation Policy: Senate began consideration of S. 2057, to establish a comprehensive National Energy Conservation Policy, agreeing to the following seven proposed amendments:

(1) Church unprinted amendment No. 791, to establish a weatherization grants program for the benefit of low income families; Page 28512

(2) Johnston U.P. No. 792, calling for increased utilization of recycled materials; Page 28517

(3) Heinz U.P. No. 793, calling for a study of the energy conservation potential of bicycle transportation;

Page 28518

(4) Randolph U.P. No. 794, calling for GSA consultation with FEA in matters pertaining to demonstration of application of solar heat in federal buildings;

Page 28519

(5) Haskell U.P. No. 795, clarifying certain standards established for the loan program for solar heating and cooling; Page 28520

(6) Brooke U.P. No. 796, clarifying the applicability of the Truth in Lending Act to extension of credit by utilities under utility programs; and Page 28520

(7) Brooke U.P. No. 797, to clarify the provisions relating to unfair competition and deceptive acts.

Page 28521

Unanimous consent was reached concerning the use of an appropriate House-passed bill to serve as a vehicle to which the text of S. 2057, as amended (when advanced to third reading) and the texts of certain other related measures may be attached.

Pages 28521, 28583

Pages 28509–28521

Messages From the House: Page 28542

Amendments Submitted for Printing:

Pages 28563–28564

Nominations: Page 28584

Executive Communications: Pages 28542–28544

Statements on Introduced Bills: Pages 28545–28562

Additional Statements: Pages 28564–28582

Change of Conferee: Senator Inouye was appointed to replace Senator Robert C. Byrd as a conferee on H.R. 7555, Labor-HEW appropriations bill.

Page 28544

Unanimous Consent Agreement: By unanimous consent it was agreed that when Senate proceeds to consider S. 1750, to provide for studies of the issues relating to the use, labeling, and advertising of saccharin, debate thereon be limited to 4 hours; with 2 hours on amendments in the first degree, and 30 minutes on amendments in the second degree. Page 28582

Nominations: Senate received the following nominations:

Ronald L. Rencher, to be U.S. Attorney for the District of Utah;

Edward L. Shaheen, to be U.S. Attorney for the Western District of Louisiana;

M. Karl Shurtliff, to be U.S. Attorney for the District of Idaho;

Ralph C. Bishop, to be U.S. Marshal for the Northern District of Alabama;

William L. Brown, to be U.S. Marshal for the Eastern District of Wisconsin;

Rex O. Presley, to be U.S. Marshal for the Eastern District of Oklahoma;

Anton T. Skoro, to be U.S. Marshal for the District of Idaho;

Roy A. Smith, to be U.S. Marshal for the Southern District of Ohio;

Colonel Donald M. O'Shei, Army Corps of Engineers, to be a member of the California Debris Commission; and

Robert S. Rochlin, of Maryland, to be an Alternate Representative of the U.S. to the Twenty-first Session of the General Conference of the International Atomic Energy Agency. Page 28584

Record Votes: Six record votes were taken today.

Pages 28455, 28462, 28465, 28470, 28479, 28541

Adjournment: Senate met at 9 a.m. and adjourned at 6:30 p.m. Page 28584

Committee Meetings

APPROPRIATIONS—D.C.

Committee on Appropriations: Subcommittee approved for full committee consideration proposed appropriations for fiscal year 1978 for the District of Columbia government.

STOCKPILES

Committee on Armed Services: Subcommittee on Military Construction and Stockpiles held hearings to discuss general stockpile policy and to receive testimony on S. 1198 and S. 1810, to establish criteria and methods for determining quantity of materials to be stockpiled, having as its witnesses Representative Bennett; Ronald Royal, Assistant Director for Civil Preparedness, General Services Administration; and Simon D. Strauss, American Mining Congress, Washington, D.C.

Subcommittee recessed subject to call.

ARMED FORCES SUPPLEMENTAL

Committee on Armed Services: Subcommittee on Research and Development met in closed session to consider S. 1863, authorizing supplemental funds for fiscal year 1978 for procurement of aircraft and missiles, and research, development, test, and evaluation for the Armed Forces, but made no announcements and recessed subject to call.

WELFARE REFORM AND HOUSING

Committee on Banking, Housing, and Urban Affairs: Committee continued oversight hearings on the relationship between proposed welfare reform and current housing programs, receiving testimony from Henry Aarons, Assistant Secretary of Health, Education and Welfare for Planning and Evaluation, and Henry Schechter, AFL–CIO both of Washington, D.C.

Hearings continue on Tuesday, September 20.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee met in closed session to consider the nomination of Donald L. Tucker, of Florida, to be a member of the Civil Aeronautics Board, but made no announcements and recessed subject to call.

AUTO SAFETY STANDARDS

Committee on Commerce, Science, and Transportation: Consumer Subcommittee continued hearings to further consider the automotive safety standards promulgated by the Secretary of Transportation pertaining to passive restraint devices, receiving testimony from Senator Bentsen; Representative Shuster; Ralph W. Hoar, Jr., National Committee for Automobile Crash Protection, Washington, D.C.; Donald L. Schaffer, Allstate Insurance Company, Northbrook, Illinois; Howard Young, United Auto Workers, Detroit; Hal Fenner, Jr., Norte Vista Medical Center, Hobbs, New Mexico; Dr. William Haddon, Jr., Benjamin Kelley, and Brian O'Neill, all representing the Insurance Institute for Highway Safety, Washington, D.C.; Charles H. Pulley, American Safety Belt Council, Inc., New Rochelle, New York; R. G. Chilcott, Nationwide Insurance Companies, Columbus, Ohio; Robert P. Mallon, and Frank E. McCarthy, both of the National Automobile Dealers Association, McLean, Virginia; E. S. Brower, Allied Chemical Company, Washington, D.C.; R. M. Strickland, Talley Industries of Arizona, Inc., Mesa, Arizona; Susan Baker, on behalf of the American Public Health Association,

Washington, D.C.; and Todd Merrill, International Mobile Air Conditioner Association, Dallas.

Hearings continue on Wednesday, September 14.

DOE BRIEFING

Committee on Energy and Natural Resources: Committee met in closed session with Secretary James R. Schlesinger to discuss the proposed organization of the Department of Energy.

Committee will meet again on Monday, September 12, to resume markup of part D—natural gas pricing—of S. 1469, proposed National Energy Policy Act.

ELECTRIC UTILITY RATES

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation concluded hearings on Part E—Electric Utility Rate Reform—of S. 1469, the proposed National Energy Policy Act, after receiving testimony from Senator Moynihan; Joseph M. Farley, Alabama Power Company, Birmingham, who was introduced by Senator Allen; Sherwood Smith, Carolina Power and Light Company, Raleigh, North Carolina; William McCollam, Jr., New Orleans Public Service, Inc., who was introduced by Senator Johnston; Dr. Gerald L. Decker, DOW Chemical Company, Midland, Michigan; Herbert Rhinehart, United Technologies Research Center, East Hartford, Connecticut; Raymond J. O'Connor, Bache Halsey Stuart Shields, Inc., New York City; Heber P. Hardy, Nevada Public Service Commission, Carson City, who was introduced by Senator Cannon; and Dr. William J. Leininger, Ernst and Ernst, Washington, D.C.

NATIONAL ENERGY TAX ACT

Committee on Finance: Committee continued hearings on provisions of the proposed National Energy Tax Act, as embodied in H.R. 8444 which is being held at the Senate desk receiving testimony from Senator Tower; A. V. Jones, Jr., Independent Petroleum Association of America, Washington, D.C.; Harold D. Hoopman, Marathon Oil Company, Findlay, Ohio; John R. Grey, Standard Oil Company, San Francisco; E. L. Williamson, Louisiana Land and Exploration Company, New Orleans; Raymond Golden, Salomon Brothers, New York City; Roger Billings, Billings Energy Corporation, Provo, Utah; John Mason, El Paso Products Company, Odessa, Texas; Arthur C. Kreutzer, National LP-Gas Association, Washington, D.C.; and Thomas V. Patton, National Oil Jobbers Council, Washington, D.C.

Hearings continue on Monday, September 12.

LANCE NOMINATION

Committee on Governmental Affairs: Committee received further testimony from John Heimann, Comptroller of the Currency, Department of the Treasury, concerning his report on the President's appointment of Bertram Lance as Director of the Office of Management and Budget.

Committee will meet again on Monday, September 12.

NOMINATION

Committee on Human Resources: Committee concluded hearings on the nominations of Joseph D. Duffy, of the District of Columbia, to be Chairman of the National Endowment for the Humanities; Frank Jones, of Virginia, to be an Assistant Director of the Community Services Administration, after the nominees testified and answered questions on their own behalf. Senators Ribicoff, Randolph, and Pell introduced Mr. Duffy.

ANTITRUST ENFORCEMENT

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly held hearings on S. 1874, to allow consumers and other parties who have not dealt directly with an antitrust violator to recover their damages under the antitrust laws, receiving testimony from Judge Charles Joiner, U.S. District Judge for the Eastern District of Michigan, Detroit; Ross D. Young, Jr., and Richard Godown, on behalf of the National Association of Manufacturers, Washington, D.C.; Samuel W. Murphy, Jr., Donovan, Leisure, Newton, Lumbard and Irvine, New York City; Professor Neil Bernstein, Washington University, St. Louis, Missouri; and Richard Young, Assistant Attorney General for the State of Virginia, Richmond.

Hearings were recessed subject to call.

NOMINATION

Select Committee on Indian Affairs: Committee began hearings on the nomination of Forrest J. Gerard, of Maryland, to be an Assistant Secretary of the Interior, receiving testimony from Secretary of the Interior Cecil D. Andrus. The nominee, who was introduced to the committee by Senator Metcalf and Representative Baucus, testified and answered questions on his own behalf.

Hearings continue on Monday, September 12.

MEDICARE/MEDICAID CASES

Special Committee on Aging: Committee continued hearings on political influence and the extent to which it affects the regulatory process or the prosecution of alleged medicare-medicaid fraud cases. Witnesses heard were Gregory Ahart, Deputy Comptroller General, General Accounting Office; Thomas Morris, Inspector General, Department of Health, Education, and Welfare; and Stephen W. Lenhardt, John J. Kane Hospital, Pittsburgh.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 9006–9028; and 8 resolutions, H.J. Res. 158, H. Con. Res. 345–349, and H. Res. 755 and 756 were introduced. Pages 28415–28416

Labor-HEW Appropriations: House insisted on its amendment to the amendment of the Senate No. 82 to H.R. 7555, making appropriations for the Departments of Labor, and Health, Education, and Welfare, and related agencies, for the fiscal year ending September 30, 1978; and agreed to a further conference asked by the Senate. Appointed as conferees: Representatives Flood, Natcher, Smith of Iowa, Patten, Obey, Roybal, Stokes, Early, Mahon, Michel, Conte, O'Brien, and Cederberg. Page 28363

ERDA National Security Authorization: By a yea-and-nay vote of 348 yeas with 1 voting "present", Roll No. 526, the House agreed to H. Res. 640, providing for the consideration of H.R. 6566, to authorize appropriations for the use of the Energy Research and Development Administration in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974. Pages 28364–28365

ERDA Civilian Research and Development Authorization: By a yea-and-nay vote of 338 yeas to 15 nays, Roll No. 527, the House agreed to H. Res. 657, providing for the consideration of H.R. 6796, to authorize appropriations to the Energy Research and Development Administration in accordance with section 261 of the Atomic Energy Act of 1954, section 305 of the Energy Reorganization Act of 1974, and section 16 of the Federal Nonnuclear Energy Research and Development Act of 1974. Pages 28365–28367

Federal Banking Agency Audit: By a yea-and-nay vote of 312 yeas to 47 nays with 1 voting "present", Roll No. 528, the House agreed to H. Res. 728, providing for the consideration of H.R. 2176, to amend the Accounting and Auditing Act of 1950 to provide for the audit, by the Comptroller General, of the Federal Reserve Board, the Federal Reserve banks and their branches and check clearing, wire transfer, and security facilities, the Federal Deposit Insurance Corporation, and the Office of the Comptroller of the Currency. Pages 28367–28369

Age Discrimination: By a yea-and-nay vote of 362 yeas, Roll No. 529, the House agreed to H. Res. 738, providing for the consideration of H.R. 5383, to amend the Age Discrimination in Employment Act of 1967 to provide that all Federal employees described in section 15 of such Act shall be covered under the provisions of such Act regardless of their age. Pages 28369–28371

Earthquake Hazards: By a yea-and-nay vote of 229 yeas to 125 nays, Roll No. 532, the House passed H.R. 6683, to reduce the hazards of earthquakes.

Agreed to the committee amendment in the nature of a substitute.

Subsequently, this passage was vacated and S. 126, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

H. Res. 639, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 350 yeas to 3 nays, Roll No. 530. Pages 28374–28386

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of September 14. Page 28387

National Climate Program: By a yea-and-nay vote of 282 yeas to 60 nays, Roll No. 533, the House passed H.R. 6669, to establish a national climate program.

Agreed to sundry committee amendments.

H. Res. 641, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 348 yeas to 2 nays, Roll No. 531. Pages 28387–28394

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 28414

Adjournment: Adjourned at 2:41 p.m.

Committee Meetings

DEFENSE SUPPLEMENTAL AUTHORIZATION

Committee on Armed Services: Continued hearings on H.R. 8390, Armed Forces supplemental authorization request. Testimony was heard from Captain Walter M. Locke, USN, Project Manager for Cruise Missile Development, Department of Defense.

Hearings continue Monday, Sept. 12.

COMMITTEE BUSINESS

Committee on Assassinations: Met for consideration of committee business.

LABOR LAW REFORM ACT

Committee on Education and Labor: Subcommittee on Labor-Management Relations continued hearings on H.R. 8410, Labor Law Reform Act of 1977. Testimony was heard from public witnesses.

REHABILITATION ACT

Committee on Education and Labor: Subcommittee on Select Education held a hearing on implementation of section 504, Rehabilitation Act of 1973. Among those testifying were Thomas Carroll, National Center for Law and the Handicapped, South Bend, Indiana; Wayne Stanton, Administrator, Indian Welfare Department; William Anderson, Governor's Committee for

the Employment of the Handicapped, Vermont; and other representatives of the handicapped.

Hearings continue Tuesday, Sept. 13.

AIRLINE DEREGULATION

Committee on Government Operations: Subcommittee on Government Activities and Transportation continued hearings on effects of airline deregulation on aviation safety. Testimony was heard from representatives of Southwest, Western and United Airlines; Commutor Airline Association of America, and Aviation Consumer Action Project.

CONCORDE NOISE MONITORING

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources continued hearings on Concorde noise monitoring. Testimony was heard from Charles Foster and David Jewell, Department of Transportation.

FEDERAL HYDROELECTRIC POWER

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on H.J. Res. 394, to authorize the Secretary of Interior to continue to provide limited benefits from the federal hydroelectric power program to residents of the City of Needles, California and vicinity, and the Fort Mojave Indian Tribe after expiration of contract on December 31, 1977. Testimony was heard from Keith Higginson, Commissioner of Reclamation; Huey O'Dell, Mayor of Needles, California; and public witnesses.

PUBLIC BROADCASTING

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued panel discussion hearings on public broadcasting with testimony from industry and other public witnesses.

PASSIVE RESTRAINTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on the recent ruling of the Secretary of Transportation mandating that passive restraints be installed in automobiles beginning with the 1982 model year. Testimony was heard from Secretary of Transportation Brock Adams; representatives of auto manufacturers and other public witnesses.

Hearings continue Monday, Sept. 12.

CHILD HEALTH ASSESSMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 6706, Child Health Assessment Act of 1977. Testimony was heard from HEW Secretary Califano, and public witnesses.

FINANCIAL DISCLOSURE

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 1, 9, 6954 and related bills, to require candidates for Federal office, Members of Congress, and officers and employees of the U.S. to file statements with the Comptroller General with respect to their income and financial transactions. Testimony was heard from Representatives Kastenmeier, Preyer, and Wiggins; Alan Campbell, Chairman, Civil Service Commission; Robert F. Keller, Deputy Comptroller General, GAO; and representatives of American Bar Association. Statements for the record were submitted by Representatives Railsback, Fascell, Myers of Pa., and Archer.

ENFORCEMENT OF ANTITRUST LAWS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.R. 8359, to restore effective enforcement of the antitrust laws. Testimony was heard from John Shenefield, Acting Assistant Attorney General for Antitrust of the U.S.; and a panel of Attorney General of West Virginia, Assistant Attorney General from Colorado, Assistant Attorney General, Arizona, and Attorney General, State of Washington.

ETHICS IN GOVERNMENT ACT

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization met and approved for full committee action a clean bill in lieu of H.R. 6954, Ethics in Government Act of 1977.

PHOTOVOLTAICS

Committee on Science and Technology: Subcommittee on Advanced Energy Technology and Energy Conservation R.D. & D. held a hearing on photovoltaics. Testimony was heard from Dr. H. H. Marvin, ERDA, and public witnesses.

MISCELLANEOUS REVENUE

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures continued hearings on pending revenue bills. Testimony was heard from David Hales, Deputy Assistant Secretary for Fish, Wildlife and Parks, Department of Interior; and public witnesses.

Monday, September 12, 1977

Senate

Chamber Action

Routine Proceedings, pages 28633–28729

Bills Introduced: Four bills and one resolution were introduced, as follows: S. 2082–2085; and S. Res. 260. Pages 28652–28653, 28670

Bill Reported: Report was made as follows:

S. 2083, to establish a uniform and comprehensive legal regime governing liability and compensation for damages and cleanup costs caused by oil pollution (referred to Committee on Environment and Public Works) (S. Rept. 95-427). Page 28670

Bill Passed:

Lou Brock: Senate agreed to S. Res. 260, recognizing and commending Lou Brock of the St. Louis Cardinals for establishing a new major league record for stolen bases. Pages 28652–28653

Energy Conservation Policy: Senate continued consideration of S. 2057, to establish a comprehensive National Energy Conservation Policy, taking action on proposed amendments as follows:

Adopted:

(1) Johnston unprinted amendment No. 798, to require the Secretary of Transportation, instead of the FEA Administrator, to prescribe passive restraint devices in Federal vehicles in consultation with the Administrator of the GSA; Page 28637

(2) McIntyre U.P. No. 799, to make it clear that the solar energy programs of the Department of HUD should include passive solar energy as well as active solar collectors; Page 28637

(3) Johnston U.P. No. 800, to provide for Congressional review of the total loans purchased by Government Mortage Association (GNMA); Page 28638

(4) Modified Brooke amendment No. 843, making it mandatory, rather than voluntary, that FEA develop standards for the materials to be used and for the installation of residential energy conservation measures; Page 28642

(5) Brooke amendment No. 846, to provide that the FEA consult with the FTC in evaluating potential anticompetitive and consumer protection impacts of privately developed standards; Page 28643

(6) Jackson U.P. No. 801, authorizing $65 million for the next two fiscal years to assist local governments in planning and implementing energy conservation in buildings other than schools and hospitals; Page 28644

(7) Bumpers U.P. No. 802, to provide that interest rates charged on loans for energy saving installations may not exceed the national mortgage rate nor the interest limits in the various States; Page 28652

(8) Brooke U.P. No. 805, of a perfecting nature to section calling for promulgation of rules to implement residential energy conservation plans; Page 28661

(9) Brooke U.P. No. 806, establishing a HUD loan insurance program for energy conserving improvements and installation of solar energy systems and utility meters in multi-family housing; Page 28661

(10) Brooke U.P. No. 807, to require the development of energy performance standards; Page 28662

(11) Brooke U.P. No. 808, to provide for a residential housing incentives study; and Page 28663

(12) Brooke U.P. No. 809, to strike Section 111, making certain amendments to the National Housing Act. Page 28665

Rejected:

(1) By 25 yeas to 56 nays, Percy amendment No. 841, to institute a system of parking for all Federal employees; Page 28647

(2) Riegle U.P. No. 803, to strike from the bill section establishing minimum mileage standards for automobiles (Metzenbaum amendment) (tabled by 55 yeas to 27 nays); and Page 28653

(3) Riegle U.P. No. 804, making minimum mileage standards section inapplicable during any period in which a "gas guzzler" tax is in effect (tabled by 52 yeas to 28 nays). Page 28660

Unanimous consent agreement was reached concerning the use of an appropriate House-passed bill to serve as a vehicle to which will be attached energy bills to be considered by the Senate subsequent to S. 2057. Page 28647
Pages 28634, 28637–28667

Bill Referred: H.R. 6669, National Climate Program, was referred to Committee on Commerce, Science, and Transportation.

Message From the House: Page 28667

Amendments Submitted for Printing: Page 28700

Nominations: Page 28729

Executive Communications: Pages 28667–28668

Statements on Introduced Bills: Pages 28670–28699

Additional Statements: Pages 28701–28727

Vice Presidential Appointments: Vice President appointed Senators Bayh (in lieu of Senator Sparkman) as Chairman, and Culver as a delegate to the North Atlantic Assembly, to be held in Paris, France, September 18–24, 1977. Page 28728

Nomination: Senate received the nomination of Charles D. Ferris, of Massachusetts, to be a Member of the Federal Communications Commission. Page 28729

Record Votes: Three record votes were taken today. Pages 28652, 28659, 28661

Adjournment: Senate met at 12:30 p.m. and adjourned at 6:32 p.m. Page 28729

Committee Meetings

FEDERAL INSURANCE ACT

Committee on Banking, Housing, and Urban Affairs, Committee began hearings on S. 1710, to create a Fed-

eral insurance guaranty program and a Federal chartering alternative for insurance companies, receiving testimony from Harold M. Williams, Chairman, Securities and Exchange Commission; John Robert Hunter, Jr., Deputy Federal Insurance Administrator, Department of Housing and Urban Development; and Joseph Sims, Deputy Assistant Attorney General, Antitrust Division, Department of Justice.

Hearings continue tomorrow.

ENERGY CONSERVATION

Committee on Energy and Natural Resources: Committee resumed consideration of Part D—relative to natural gas policy—of S. 1469, the proposed National Energy Policy Act, but did not complete action thereon and will meet again tomorrow.

NATIONAL ENERGY TAX ACT

Committee on Finance: Committee continued hearings on provisions of the proposed National Energy Tax Act, as embodied in H.R. 8444, which is being held at the Senate desk, receiving testimony from Representative Glickman; Arthur D. Lewis, National Association of Motor Bus Owners, Washington, D.C.; Peter Picknelly, Peter Pan Bus Lines, Inc., Springfield, Mass.; Larry Stanton, Continental Trailways, Dallas; John E. Adkins, Greyhound Corporation, Phoenix; R. G. Daniel, Atlantic Richfield, Los Angeles; Shelden H. Butt, Solar Energy Industries Association, East Alton, Ill.; Carl Bruechert, on behalf of the Mechanical Contractors Association of America, Inc., Atlanta; Eugene J. Wingerter, Nation Solid Wastes Management Association, Washington, D.C.; Robert Rex, Republic Geothermal, Inc., San Jose, Calif.; Domenic J. Falcone, Geothermal Resources International, Marina Del Ray; Stanley W. Schroeder, Gas Appliance Manufacturers Association, Arlington, Va.; Bernard H. Falk, National Electrical Manufacturers Association, Washington, D.C.; James Dole Davidson, National Taxpayers Union, Washington, D.C.; and Dr. Carol Otte, Union Oil Company of California, Los Angeles.

Hearings continue tomorrow.

LANCE APPOINTMENT

Committee on Governmental Affairs: Committee resumed hearings to receive further testimony on a report prepared by Comptroller of the Currency Heimann concerning information available on the appointment of T. Bertram Lance at the time he was nominated to be Director of the Office of Management and Budget. Testimony was received from Robert Bloom, First Deputy Comptroller of the Currency, Department of the Treasury.

Hearings continue tomorrow.

DISPLACED HOMEMAKERS

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor began hearings on S. 418, to establish Multipurpose Service Centers for displaced homemakers, receiving testimony from Senator Bayh; Mary King, Deputy Director, ACTION; Representative Susan Catania, Illinois State House of Representatives, Springfield; Senator Jo Ann Maxey, Nebraska State Legislature, Lincoln; Marian Thompson, University of Wisconsin, Madison; and Richard Batterton, Maryland Department of Human Resources, Annapolis.

Hearings continue tomorrow.

NOMINATION

Select Committee on Indian Affairs: Committee resumed hearings on the nomination of Forrest J. Gerard, of Maryland, to be an Assistant Secretary of the Interior, receiving testimony from Earl Old Person, Blackfeet Tribe, Browning, Montana; Mel Tonasket, National Congress of American Indians, Omak, Washington; and Joe De La Cruz, National Tribal Chairman's Association, Taholah, Washington. The nominee also testified and answered questions on his own behalf.

Committee will meet again tomorrow to consider this nomination and other committee business.

House of Representatives

Chamber Action

Bills Introduced: 42 public bills, H.R. 9029–9070; 6 private bills, H.R. 9071–9076; and 11 resolutions, H.J. Res. 589–592, H. Con. Res. 350–353, and H. Res. 757–759 were introduced. Pages 28919–28921

Reports Filed: Reports were filed as follows:

Conference report on S. 275, Food and Agriculture Act of 1977 (H. Rept. 95–599); and

H. Res. 687, providing for district office space for Members of the House of Representatives (H. Rept. 95–600). Page 28919

Agriculture: House agreed to H. Res. 757, to provide for the printing of conference report to accompany the bill, S. 275, Food and Agriculture Act of 1977. Pages 28799–28800

Budget: House disagreed to the amendment of the Senate to H. Con. Res. 341, Second Concurrent Resolution on the Budget for Fiscal Year 1978; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Giaimo, Ashley, Stokes, Holtzman, Derrick, Lehman, Simon, Fisher, Mattox, Latta, Conable, Holt, and Rousselot. Page 28801

Late Report: Conferees received permission to file a conference report by midnight tonight on H. Con. Res. 341, Second Concurrent Resolution on the Budget for Fiscal Year 1978. Page 28801

Suspensions: House voted to suspend the rules and pass the following:

Nuclear regulatory commission: H.R. 3455, amended, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended (passed by a yea-and-nay vote of 396 yeas to 2 nays with 1 voting "present", Roll No. 535). Agreed to amend the title;

Subsequently, this passage was vacated, and S. 1131, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill; Pages 28800–28801, 28878–28879

Wilderness: H.R. 3454, amended, Endangered American Wilderness Act of 1977 (passed by a yea-and-nay vote of 380 yeas to 18 nays, Roll No. 536); Pages 28809–28819, 28879

Veterans' benefits: H.R. 8698, to deny entitlement to veterans' benefits to certain persons who would otherwise become so entitled solely by virtue of the administrative upgrading under temporarily revised standards of less than honorable discharges for service during the Vietnam era (passed by a yea-and-nay vote of 321 yeas to 75 nays with 1 voting "present", Roll No. 537).

Subsequently, this passage was vacated, and S. 1307, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill; Pages 28819–28826, 28880–28881

Veterans' benefits: H.R. 8701, GI Bill Improvements Act of 1977 (passed by a yea-and-nay vote of 397 yeas, Roll No. 538); Pages 28826–28839, 28881

VA dentists and physicians: H.R. 8175, amended, to amend the Veterans' Administrative Physician and Dentist Pay Comparability Act of 1975, in order to extend certain provisions thereof (passed by a yea-and-nay vote of 397 yeas to 1 nay, Roll No. 539); Pages 28839–28841, 28882

VA mobile home loans: H.R. 4341, amended, to eliminate the requirement for inspections of the mobile home manufacturing process by the Administrator of Veterans' Affairs (passed by a yea-and-nay vote of 394 yeas to 1 nay, Roll No. 540); Pages 28841–28843, 28882–28883

Oilspill damage: H.R. 6803, amended, Comprehensive Oil Pollution Liability and Compensation Act (passed by a yea-and-nay vote of 332 yeas to 59 nays, Roll No. 541); Pages 28843–28861, 28883

Marine mammals: H.R. 4740, amended, to increase the appropriations authorization for fiscal year 1978 and authorize appropriations for fiscal year 1978 to carry out the Marine Mammal Protection Act of 1972. Agreed to amend the title.

Subsequently, this passage was vacated, and S. 1522, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill; Pages 28861–28862

Military survivor benefits: H.R. 3702, to make certain changes in the Retired Serviceman's Family Protection Plan and the Survivor Benefit Plan as authorized by chapter 73 of that title (passed by a yea-and-nay vote of 391 yeas, Roll No. 542); Pages 28862–28865, 28884

Interstate highways: H. Con. Res. 282, making apportionment of funds for the National System of Interstate and Defense Highways; Pages 28865–28866

Federal Reserve: H.R. 8094, amended, to promote the accountability of the Federal Reserve System; Pages 28867–28870

Renal disease program: H.R. 8423, amended, to amend titles II and XVIII of the Social Security Act to make improvements in the end stage renal disease program presently authorized under section 226 of that Act. Agreed to amend the title; and Pages 28870–28876

Education programs: S. 1752, Education Amendments of 1977—clearing the measure for the President. Pages 28876–28878

Referrals: Three Senate-passed measures were referred to the appropriate House committee. Page 28918

Adjournment: Adjourned at 5:52 p.m.

Committee Meetings

FIFRA AMENDMENTS

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research continued markup of amendments to the Federal Insecticide, Fungicide and Rodenticide Act, and will resume tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Bureau of Indian Affairs fiscal year 1978 supplemental.

DEFENSE SUPPLEMENTAL AUTHORIZATION

Committee on Armed Services: Continued hearings on H.R. 8390, Armed Forces supplemental authorization request for fiscal year 1978. Testimony was heard from representatives of North American Aircraft Group; and U.S. Air Force, Wright-Patterson AFB, Ohio.

Hearings continue Thursday, Sept. 15.

OFFICE OF HUMAN DEVELOPMENT

Committee on Education and Labor: Subcommittee on Select Education concluded hearings on reorganization of the Office of Human Development. Testimony was heard from Arabella Martinez, Assistant Secretary for Human Development, HEW; Frederick Weintraub, Director, Governmental Relations Council for Exceptional Children; Reston, Va.; Merle Springer, Deputy Commissioner for Financial and Social Programs, Texas Department of Public Welfare; and Gregory L. Coler, Associate Commissioner, New York State Department of Social Services.

FAMILY CONTRIBUTION SCHEDULE

Committee on Education and Labor: Subcommittee on Postsecondary Education held a hearing on HEW's proposed Family Contribution Schedule; and the proposed definition of independent student. Testimony was heard from Leo Kornfeld, Office of Education; and public witnesses.

EDUCATIONAL PROFICIENCY STANDARDS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held a hearing on H.R. 6088, to amend the Elementary and Secondary Education Act to require State educational agencies to establish basic standards of educational proficiency. Testimony was heard from Admiral H. G. Rickover, Deputy Commander for Nuclear Power, Naval Sea Systems Command; and Dr. Philip Shriber, Miami University of Ohio.

Hearings continue Thursday, Sept. 15.

NUCLEAR POWER COSTS

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources began hearings on nuclear power costs. Testimony was heard from Monte Canfield, GAO; Robert Fri, Administrator, ERDA; Commissioner Gene Varanini, California State Energy Commission; and public witnesses.

Hearings continue tomorrow.

CUSTOMS OPENING OF INTERNATIONAL MAIL

Committee on Government Operations: Subcommittee on Government Information and Individual Rights continued hearings on opening of international mail by the Customs Service. Testimony was heard from Robert H. Mundheim, Treasury Department; and Robert E. Chasen, Commissioner of Customs.

Hearings continue Thursday, Sept. 15.

ALASKA NATIVE CLAIMS SETTLEMENT ACT

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands held an oversight hearing on implementation of the Alaska Native Claims Settlement Act. Testimony was heard from Assistant Secretary of Interior Guy Martin.

BOUNDARY WATERS CANOE AREA

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs held a hearing on H.R. 2820 and 8722, to add certain lands to the Boundary Waters Canoe Area, to redesignate such area as the Boundary Waters Wilderness Area, to withdraw certain authorities for timber harvesting and vehicle use within such area, and to increase the payments made to counties respecting such area. Testimony was heard from public witnesses.

Hearings continue tomorrow.

ISRAELI SETTLEMENTS IN OCCUPIED TERRITORIES

Committee on International Relations: Subcommittees on International Organizations and on Europe and the Middle East held a joint hearing on Israeli settlements in occupied territories. Testimony was heard from public witnesses.

OVERSEAS PRIVATE INVESTMENT CORPORATION

Committee on International Relations: Subcommittee on International Economic Policy and Trade began but did not complete markup of H.R. 7854, to extend and revise the Overseas Private Investment Corporation.

MARITIME COMMUNICATIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held a hearing on Maritime communications. Testimony was heard from representatives of Departments of Commerce and Transportation; Federal Communications Commission; Office of Telecommunications Policy; and public witnesses.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment began markup of H.R. 8121, Hospital Cost Containment Act of 1977, and will resume on Thursday, Sept. 15.

PASSIVE RESTRAINTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued hearings on automobile passive restraints. Testimony was heard from Representatives Dingell, Waxman, Bonior, Collins of Texas, and Shuster; Esther Peterson, Special Assistant to the President for Consumer Affairs, Ralph Nader and other public witnesses.

FINANCIAL DISCLOSURE

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations concluded hearings on H.R. 1, 9, 6954 and companion measures related to financial disclosure. Testimony was heard from Representative Eckhardt; Joseph F. Spaniol, Jr., Assistant Director, Administrative Office of the U.S. Courts; Thomas Henderson, Department of Justice; Fred Wertheimer, Common Cause; and Irving Pollach, Commissioner, SEC.

ANTARCTIC CONSERVATION ACT

Committee on Interior and Insular Affairs: Subcommittee on Fisheries and Wildlife Conservation and the Environment and Science and Technology Subcommittee on Environment and the Atmosphere held a joint hearing on H.R. 7749, Antarctic Conservation Act of 1977. Testimony was heard from representatives of National Science Foundation; Council on Environmental Quality, Departments of State, Commerce and Interior, and public witnesses.

CENSUS REFORM ACT

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on H.R. 8871, Census Reform Act. Witnesses heard were Manuel Plotkin, Director, Bureau of Census; Courtney Slater, Department of Commerce; and representatives of the Conference of Mayors.

JAPANESE-AMERICAN CIVIL SERVICE RETIREMENT CREDIT

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 6412, relating to Japanese-American civil service retirement credit. Testimony was heard from Representatives Mineta, Danielson, Simon, Leggett, and Hughes.

RESTRICTIONS ON IMPORTS OF AGRICULTURE PRODUCTS

Committee on Ways and Means: Subcommittee on Trade held a hearing on H. Res. 238 and 320, restrictions on imports of agriculture products. Testimony was heard from James Starkey, Assistant Special Trade Representative; Representative McFall; and Vernon L. Sorenson, Assistant Administrator, International Trade Policy, USDA; Sharon E. Ahmad, Director, Office of International Trade, State Department, and industry witnesses.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Subcommittee on Social Security began markup of Social Security financing legislation, and will resume tomorrow.

Joint Committee Meetings

LABOR-HEW APPROPRIATIONS

Conferees met to resolve the differences between the Senate- and House-passed versions of amendment No. 82 (abortion) to H.R. 7555, making appropriations for the Departments of Labor and HEW for fiscal year 1978, but did not reach final agreement thereon and recessed subject to call.

CONGRESSIONAL BUDGET

Conferees met to resolve the differences between the Senate- and House-passed versions of H. Con. Res. 341, revising the Congressional Budget for the Federal Government for fiscal year 1978, but did not complete action thereon and will meet again tomorrow.

Tuesday, September 13, 1977

Senate

Chamber Action

Routine Proceedings, pages 29031–29141

Bills Introduced: Three bills were introduced, as follows: S. 2086–2088. Page 29126

Bills Reported: Reports were made as follows:

Conference report on H. Con. Res. 341, revising the Congressional Budget for the Federal Government for fiscal year 1978 (S. Rept. 95-428). Page 29125

Bill Passed:

Energy Conservation Policy: By 78 yeas to 40 nays, Senate agreed to motion to advance to third reading S. 2057, to establish a comprehensive National Energy Conservation Policy, subsequent to which, in accordance with a previous order, H.R. 5037, a private bill, was then passed after attaching thereto unprinted amendments No. 830, embodying the text of S. 2057, as amended; the text of S. 701, as passed by the Senate on July 20; and Parts 1, 2, 3, and 7 of H.R. 8444, proposed National Energy Tax Act. Prior to this action Senate took action on additional amendments proposed to S. 2057, as follows:

Adopted:

(1) Hathaway amendment No. 852, to redefine "recycled" wool; Page 29035

(2) Bumpers unprinted amendment No. 810, adding authority to grant injunctive relief to insure compliance with auto fuel economy laws; Page 29038

(3) Kennedy U.P. No. 811, as amended, to expand the existing industrial energy reporting system; Page 29038

(4) Johnston U.P. No. 812 (to U.P. No. 811), to require FEA to conduct a study of the use of second law principles throughout the energy conservation program; Page 29040

(5) Thurmond U.P. No. 813, to require fuel efficiency disclosure on vehicles of 8,500 pounds gross vehicle weight or less; Page 29041

(6) Moynihan U.P. No. 815, to require a report on energy conservation in apartment buildings; Page 29045

(7) Percy U.P. No. 819, to require FTC to initiate a proceeding to prescribe rules requiring disclosure of fuel economy ratings for new automobiles; Page 29053

(8) Bayh U.P. No. 820, to establish within the FEA an Office of Minority Economic Research and Development; Page 29054

(9) Metzenbaum U.P. No. 821, requiring an EPA report on the accuracy of fuel economy estimates for new autos; Page 29055

(10) Griffin U.P. No. 823, making it a State's responsibility to identify lending institutions which offer loans for the purchase of residential energy conservation measures; Page 29060

(11) Griffin U.P. No. 825, making section 513 (Minimum Mileage Standards) inapplicable to low volume domestic auto manufacturers; Page 29068

(12) Dole U.P. No. 826, to require the Federal Government to consider all of the elements of life-cycle cost analysis in the design of Federal buildings whether solar or otherwise; Page 29068

(13) Hansen U.P. No. 828, to prohibit issuance of any order or rule prohibiting any major fuel burning stationary source from using fuels other than locally or regionally available coal or coal derivatives (motion to table rejected by 39 yeas to 43 nays); and Page 29075

(14) Johnston U.P. No. 829, of a technical nature. Page 29080

Rejected:

(1) By 7 yeas to 83 nays, Weicker U.P. No. 814, to establish a gasoline rationing program which would prohibit the use of private autos for at least one day per week; Page 29041

(2) Weicker U.P. No. 816, calling for the closing of gasoline pumps from 6 p.m. on Saturdays until 5 a.m. on the following Monday; Page 29045

(3) By 19 yeas to 69 nays, modified Weicker U.P. No. 817, to establish an energy stamp program to provide assistance to low-income and fixed-income households; Page 29047

(4) By 15 yeas to 73 nays, Bumpers U.P. No. 824, setting forth a program for mandatory rationing of gasoline; Page 29060

(5) By 35 yeas to 48 nays, Morgan amendment No. 853, to delete provision requiring the utility, if requested by the homeowner, to arrange for installation of insulation; and Page 29068

(6) By 12 yeas to 69 nays, Allen U.P. No. 827, to allow TVA to provide interest-free loans for installation of attic insulation for their customers who have all electric homes. Page 29072

Pages 29034–29116

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees.

Also, H.R. 6803, Comprehensive Oil Pollution Liability and Compensation Act, was jointly referred to Committees on Commerce, Science, and Transportation, and Environment and Public Works.

Pages 29122, 29125

Bill Held at Desk: H.R. 8701, veterans' benefits, was received and ordered to be held at the desk. Page 29119

Messages From the House: Page 29122

Amendments Submitted for Printing:

Pages 29126–29128

Nominations: Page 29141

Statements on Introduced Bills: Pages 29126–29127

Additional Statements: Pages 29128–29141

Timber Sales: Senate laid down for further consideration tomorrow S. 1360, to establish an Advisory Committee on Timber Sales Procedure to study Forest Service timber sales methods. Page 29141

Nominations: Senate received the following nominations:

John F. O'Leary, of New Mexico, to be Deputy Secretary of Energy;

Dale D. Myers, of California, to be Under Secretary of Energy;

Alvin L. Alm, of the District of Columbia, to be an Assistant Secretary of Energy for Policy and Evaluation;

Harry E. Bergold, Jr., of Florida, to be an Assistant Secretary of Energy for International Affairs;

Robert D. Thorne, of California, to be an Assistant Secretary of Energy for Energy Technology;

John M. Deutch, of Massachusetts, to be Director of the Office of Energy Research;

David J. Bardin, of New Jersey, to be Administrator of the Economic Regulatory Administration;

The following-named persons to be Members of the Federal Energy Regulatory Commission: Charles B. Curtis, of Maryland; George R. Hall, of Virginia; and Georgiana H. Sheldon, of Virginia. Page 29141

Record Votes: Seven record votes were taken today.

Pages 29052, 29066, 27071, 29074, 29077, 29080

Adjournment: Senate met at 1:15 p.m. and adjourned at 10:32 p.m. Page 29141

Committee Meetings

RURAL ENERGY

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Rural Development held hearings to receive a progress report on efforts made by the Department of Agriculture in meeting rural energy needs from John C. White, Deputy Secretary of Agriculture.

Hearings were recessed subject to call.

FEDERAL INSURANCE ACT

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 1710, to create a Federal insurance guaranty program and a Federal chartering alternative for insurance companies, receiving testimony from Wesley Kinder, Los Angeles, representing National Association of Insurance Commissioners; James Stone, Insurance Commissioner, Commonwealth of Massachusetts, Boston; Richard L. Mathias, Director of Insurance, State of Illinois, Chicago; T. Lawrence Jones, American Insurance Association, Washington, D.C.; Andre Maisonpierre, Alliance of American Insurers, Washington, D.C.; and Arthur C. Mertz, National Association of Independent Insurers, Washington, D.C.

Hearings continue tomorrow.

NATURAL GAS

Committee on Energy and Natural Resources: Committee agreed to report without recommendation an original bill proposing regulations for pricing of natural gas (Part D of S. 1469, the proposed National Energy Policy Act).

Committee will meet again tomorrow to begin consideration of Part E—Electric Utility Rate Reform of S. 1469.

NUCLEAR PROLIFERATION POLICY

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development began hearings on S. 897 and S. 1432, to strengthen U.S. policies on nuclear nonproliferation, and to reorganize certain nuclear export functions, receiving testimony from Robert W. Fri, Acting Director, Energy Research and Development Administration; Joseph S. Nye, Deputy to the Under Secretary of State for Security Assistance; and Spurgeon Keeney, Deputy Director, Arms Control and Disarmament Agency.

Hearings continue tomorrow.

NATIONAL ENERGY TAX ACT

Committee on Finance: Committee continued hearings on provisions of the proposed National Energy Tax Act, (as embodied in H.R. 8444, which is being held at the Senate desk) receiving testimony from former Vice President Nelson A. Rockefeller, New York City; Andrew J. Biemiller and Daniel J. Mundy, both of the AFL-CIO, Washington, D.C.; Dr. Richard Lesher, Dr. Jack Carlson, Chris Farrand, and Robert Statham, all of the Chamber of Commerce of the United States, Washington, D.C.; Eugene F. Rinta, Council of State Chambers of Commerce, Washington, D.C.; W. J. Taylor, Illinois Central Gulf Railroad, Chicago; Prime F. Osborn, The Family Lines System, Jacksonville, Fla.; William H. Dempsey, Association of American Railroads, Washington, D.C.; A. F. Grospiron, Chemical and Atomic Workers International Union, Denver; Jack Morris, Crown Central Petroleum Corporation, Baltimore; Robert V. Sellers, Cities Service Company, Tulsa; Jack D. Pester, Pester Refining Company, El Dorado, Kansas; Frank Wood, Jr., Abilene, Texas, accompanied by Robert E. Plett, American Petroleum Refiners Association, Washington, D.C.; Elmer L. Winkler, Indianapolis, accompanied by Edwin J. Dryer, Washington, D.C., representing the Independent Refiners Association of America; Richard W. Matson, Los Angeles, accompanied by Joseph A. Helyer, Washington, D.C., representing the Independent Refiners Association; William P. Boswell, Mt. Airy Refining Company, Houston; and Harry A. Logan, United Refining Company, Warren, Pa.

Hearings continue tomorrow.

NOMINATIONS

Committee on Foreign Relations: Committee approved the following nominations:

Marshall D. Shulman, of Connecticut, for the rank of Ambassador during the tenure of his service as Special Adviser to the Secretary of State for Soviet Affairs;

Maurice D. Bean, of California, to be Ambassador to Burma;

Paul H. Boeker, of Ohio, to be Ambassador to Bolivia;

John R. Burke, of Wisconsin, to be Ambassador to Guyana;

Raul H. Castro, of Arizona, to be Ambassador to Argentina;

Mari-Luci Jaramillo, of New Mexico, to be Ambassador to Honduras;

Lowell B. Laingen, of Minnesota, to be Ambassador to the Republic of Malta;

Edward Marks, of California, to be Ambassador to Guinea-Bissau and to the Republic of Cape Verde;

Frank H. Perez, of Virginia, to serve with the rank of Minister during the tenure of his assignment as the State Department SALT Representative at Geneva, Switzerland;

William B. Schwartz, Jr., of Georgia, to be Ambassador to the Bahamas:

Charles N. Van Doren, of the District of Columbia, to be Assistant Director of the U.S. Arms Control and Disarmament Agency:

William P. Dixon, of Virginia, to be U.S. Alternate Executive Director of the International Bank for Reconstruction and Development;

Mary Frances Cahill Leyland, of New York, to be an Assistant Director of the ACTION Agency; and

Irene Tinker, of Maryland, to be an Assistant Director of the ACTION Agency.

Prior to this action, committee held hearings on these nominations where all the nominees testified and answered questions on their own behalf. Senator Javits and James Khatami, student, Foreign Affairs Information Project, Columbia University, New York City, testified with regard to the nomination of Mr. Shulman; Senator Percy introduced Mr. Boeker; Senators Goldwater and DeConcini, and Representatives Rhodes and Udall testified with regard to the nomination of Mr. Castro; Senator Domenici introduced Ms. Jaramillo, and Senator Talmadge, Representative Fowler and Lars Hydle, American Foreign Service Association, Washington, D.C., testified with regard to the nomination of Mr. Schwartz.

LANCE APPOINTMENT

Committee on Governmental Affairs: Committee continued hearings to receive further testimony on a report prepared by Comptroller of the Currency Heimann concerning information available on the appointment of T. Bertram Lance at the time he was nominated to be Director of the Office of Management and Budget. Testimony was received from Donald L. Tarleton, Regional Administrator, Office of the Comptroller of the Currency, Department of the Treasury, Atlanta, Georgia.

Hearings continue tomorrow.

BIA AND IHS RETIREMENT

Committee on Governmental Affairs: Subcommittee on Civil Service and General Services concluded hearings on S. 666, to provide early retirement benefits for non-Indian employees of the Bureau of Indian Affairs and the Indian Health Service, after receiving testimony from Richard Hite, Deputy Assistant Secretary of Interior; Jule Sugarman, Commissioner, Civil Service Commission; Dr. Emery Johnson, Director of the Indian Health Service, Department of Health, Education, and Welfare; Clifford I. Gould, Deputy Director, General Accounting Office; Donald Fosdick, National Council of Bureau of Indian Affairs and Indian Health Service Locals, Washington, D.C.; and James Pierce, National Federation of Federal Employees, Washington, D.C.

Also, Subcommittee began hearings on S. 1133, S. 386, and S. 865, bills to repeal the apportionment requirements for employment with the civil service system, receiving testimony from Senators Burdick, Brooke, and Mathias; Representative Harris; Jule Sugarman, Vice Chairman and Commissioner, Civil Service Commission; and Clifford Gould, Deputy Director of the General Accounting Office.

Subcommittee will meet again tomorrow.

FEDERAL REPORTS AUTHORSHIP DISCLOSURE

Committee on Governmental Affairs: Subcommittee on Reports, Accounting and Management began hearings on S. 619, to require the disclosure of information relating to reports prepared for executive agencies by experts or consultants, receiving testimony from Ernest F. Fitzgerald, Deputy for Productivity Management, Office of Assistant Secretary for Financial Management, Department of the Air Force; Kenneth T. Blaylock, and Frederick Small, both of the American Federation of Government Employees, Washington, D.C.

Hearings continue on Thursday, September 15.

DISPLACED HOMEMAKERS

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor continued hearings on S. 418, to establish Multipurpose Service Centers for displaced homemakers, receiving testimony from Laurie Shields, Oakland, representing the Alliance for Displaced Homemakers and National Organization for Women; Mandy Goetze, New Directions for Women, accompanied by Diana McLaughlin and Vera Bagwell, all of Baltimore; and Michigan State Senator William B. Fitzgerald, Lansing.

Hearings were adjourned subject to call.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee discussed several pending business items but made no announcements and will meet again tomorrow.

INDIAN LANDS, AND NOMINATION

Select Committee on Indian Affairs: Committee ordered favorably reported with amendments the following bills:

S. 1509, to provide for the return to the U.S. of title to certain lands conveyed to certain Indian pueblos of New Mexico;

S. 1582, to authorize the Secretary of the Interior to supply water to the Ak Chin Indian Community in settlement of the community's claim against the United States. (One amendment would provide that if a permanent settlement is reached within 2 years after the date of enactment of the legislation, the tribe would waive legal fee claims.)

Also, committee ordered favorably reported the nomination of Forrest J. Gerard, of Maryland, to be an Assistant Secretary of the Interior.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Subcommittee on Special Investigations met in closed session, but made no announcements and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 9077–9086; 3 private bills, H.R. 9087–9089; and 3 resolutions, H. Con. Res. 354 and 355, and H. Res. 760, were introduced.

Page 29026

Report Filed: One report was filed as follows: Conference report on H. Con. Res. 341, Second Concurrent Resolution on the Budget for fiscal year 1978 (H. Rept. 95–601).

Page 29026

Speaker pro tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today.

Page 28963

Budget Resolution: It was made in order to consider the conference report on H. Con. Res. 341, Second Concurrent Resolution on the Budget for fiscal year 1978, anytime on Thursday, September 15.

Page 28964

ERDA—National Security Authorization: House completed all general debate on H.R. 6566, ERDA Authorization for National Security Programs for fiscal year 1978. Proceedings under the 5-minute rule will begin on Thursday, September 15.

Pages 28964–28971

ERDA—Civilian R. & D. Authorization: House completed all general debate on H.R. 6796, ERDA Authorization for Civilian Research and Development for fiscal year 1978. Proceedings under the 5-minute rule will begin on Thursday, September 15.

Pages 28971–29001

Age Discrimination: House completed all general debate on H.R. 5383, Age Discrimination in Employment Act Amendments of 1977. Proceedings under the 5-minute rule will begin on Thursday, September 15.

Pages 29002–29015

Late Report: Conferees received permission to file a report by midnight tonight on H. Con. Res. 341, Second Concurrent Resolution on the Budget for fiscal year 1978.

Page 29015

Adjournment: Adjourned at 3:10 p.m.

Committee Meetings

FIFRA AMENDMENTS

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research continued markup of amendments to the Federal Insecticide, Fungicide and Rodenticide Act, and will resume tomorrow.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on reprogrammings and 1978 supplementals.

TREASURY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government held a hearing on IRS supplemental for fiscal year 1978; and GSA rescission.

REHABILITATION ACT

Committee on Education and Labor: Subcommittee on Select Education continued hearings on Sec. 504, Rehabilitation Act of 1973. Testimony was heard from a panel of representatives of educational institutions; and a panel representing the handicapped.

Hearings continue Friday, Sept. 16.

NUCLEAR POWER COSTS

Committee on Government Operations: Subcommittee on Energy and Natural Resources continued hearings on nuclear power costs relating to nuclear decommissioning. Testimony was heard from officials of Nuclear Regulatory Commission; General Accounting Office; and public witnesses.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Accounts met and acted on committee business.

BOUNDARY WATERS CANOE AREA

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs continued hearings on H.R. 2820 and 8722, to add certain lands to the Boundary Waters Canoe Area, to redesignate such area as the Boundary Waters Wilderness Area, to withdraw certain authorities for timber harvesting and vehicle use within such area, and to increase the payments made to counties respecting such area. Testimony was heard from public witnesses.

GEORGE C. MARSHALL STATUE

Committee on International Relations: Subcommittee on International Operations held a hearing on H.R. 7619, to authorize the Secretary of State to accept a statue or bust of George C. Marshall. Testimony was heard from Representative Charles Wilson of Texas; and George C. Marshall Research Foundation Members Ellsworth Bunker, Gen. J. Lawton Collins, Paul H. Nitze, and Dr. Forrest C. Pogue.

Following the hearing, the subcommittee considered and agreed to introduce a clean bill in lieu of H.R. 7619 (title above).

UNDERDEVELOPMENT IN AFRICA

Committee on International Relations: Subcommittee on Africa continued hearings on underdevelopment in Africa. Testimony was heard from Sylvester Kwackye, Director of Communication, Family Planning Program

of Ghana; and Dr. J. Alfred Cannon, Charles Drew Postgraduate Medical School, Los Angeles, Calif.

Hearings continue Thursday, Sept. 15.

RURAL HEALTH CLINICS

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House H.R. 8422, to amend title XVIII of the Social Security Act to provide payment for rural health clinic services.

FINANCIAL DISCLOSURE

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations began markup of H.R. 1, 9, 6954, and companion measures relating to financial disclosure, and will resume tomorrow.

INTERNATIONAL SAFE CONTAINER ACT

Committee on Merchant Marine and Fisheries: Subcommittees on Coast Guard and Navigation and on Merchant Marine held a joint hearing on H.R. 8159, International Safe Container Act. Testimony was heard from U.S. Coast Guard and public witnesses.

UNIFORMED SERVICES SPECIAL PAY PROVISIONS

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate; and after passage, take S. 1731 from the Speaker's table and amend with the provisions of H.R. 8011 as passed by the House, extending for 1 year the special pay provisions for physicians and dentists in the uniformed services and reinstating the special pay provisions for optometrists and veterinarians in the uniformed services. Testimony was heard from Representatives Nichols and Mitchell of Maryland.

TEMPORARY DEBT LIMIT INCREASE

Committee on Rules: Granted a modified rule providing one hour of general debate; waiving all points of order against the consideration of the bill for failure to comply with the provisions of clause 5, Rule XXI and providing that no amendments shall be in order except amendments offered by direction of the Committee on Ways and Means and germane amendments printed in the Record at least two legislative days prior to consideration thereof, and said amendments shall not be subject to amendment but may be debated by the offering of pro forma amendments, on H.R. 8655, increasing the temporary debt limit. Testimony was heard from Chairman Ullman and Representative Conable, who also submitted a statement for the record.

NAVIGATION DEVELOPMENT ACT

Committee on Rules: Held a hearing but took no action on H.R. 8309, Navigation Development Act. Further consideration at the call of the Chair. Testimony was heard from Representatives Roberts and Ullman. A statement for the record was submitted by Representative Conable.

ENVIRONMENTAL MONITORING

Committee on Science and Technology: Subcommittee on Environment and Atmosphere began hearings on environmental monitoring. Testimony was heard from Dr. James Reisa, Council on Environmental Quality; Dr. James Liverman, ERDA; and a panel from Environmental Protection Agency.

Hearings continue tomorrow.

IRS AUDIT OF LARGE CORPORATIONS

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the IRS program to audit large corporations. Testimony was heard from GAO and public witnesses.

Hearings continue tomorrow.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Subcommittee on Social Security continued markup of Social Security financing legislation, and will resume tomorrow.

Joint Committee Meeting

CONGRESSIONAL BUDGET

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H. Con. Res. 341, revising the Congressional Budget for the Federal Government for fiscal year 1978. As agreed to by the conferees, the revised figures for fiscal year 1978 would be $458.25 billion for total outlays; $500.1 billion for new budget authority; $397.0 billion for total revenues; and $775.450 billion for the public debt.

Wednesday, September 14, 1977

Senate

Chamber Action

Routine Proceedings, pages 29219–29301

Bills Introduced: Nine bills and one resolution were introduced, as follows: S. 2089–2097; and S. Con. Res. 44. Pages 29266, 29285

Bill Reported: Report was made as follows:

S. 2089, creating a new position of Associate Attorney General in the Department of Justice (S. Rept. 95–429). Page 29266

Bills Passed:

Timber Sales: Senate passed and sent to the House S. 1360, to amend the National Forest Management Act with regard to methods used in bidding for timber sales, after agreeing, by 60 yeas to 29 nays, to committee amendment in the nature of a substitute which had at first been amended by adoption of Melcher amendment No. 529, also in the nature of a substitute bill, giving the Secretary of Agriculture full discretion to determine the appropriate method of bidding for timber sales.

By 8 yeas to 83 nays, Senate rejected Gravel unprinted amendment No. 831 (to amendment No. 529), to provide that on National Forest lands in Alaska, public timber will be appraised by the residual value method, with certain provisos. Page 29221–29253

Budget Act Waiver: Senate agreed to S. Res. 229, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1217, to establish guidelines for regulating research of recombinant DNA. Page 29301

Message From the House: Page 29265

Amendments Submitted for Printing: Pages 22285–29289

Nominations: Page 29302

Executive Communications: Pages 29265–29266

Statements on Introduced Bills: Pages 29266–29285

Additional Statements: Page 29289

Saccharin Study: Senate laid down for further consideration tomorrow S. 1750, proposing studies of the issues relating to the use, labeling, and advertising of saccharin. Pages 29253–29265

Natural Gas: By unanimous consent it was agreed that on Tuesday, September 20, Senate will take up a natural gas pricing bill. Page 29220

Nominations: Senate received the following nominations:

George W. Landau, of Maryland, to be Ambassador to Chile;

Robert J. Del Tufo, to be U.S. Attorney for the District of New Jersey; and

One Army nomination in the rank of General; two Navy in the rank of Admiral; and sundry nominations in the Air Force. Page 29301

Record Votes: Two record votes were taken today. Pages 29245, 29252–29253

Adjournment: Senate met at 1:45 p.m. and adjourned at 6:55 p.m. Page 29301

Committee Meetings

FEDERAL INSURANCE ACT

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on S. 1710, to create a Federal insurance guaranty program and a Federal chartering alternative for insurance companies, receiving testimony from Robert L. Dillard, Jr., representing the American Council of Life Insurance, and the Health Insurance Association of America, Washington, D.C.; Marvin L. Pearce, representing the Professional Insurance Agents, Washington, D.C.; Edward J. Kremer, representing the Independent Insurance Agents of America, Washington, D.C.; H. James Douds, representing the National Association of Life Underwriters, Washington, D.C.; Jean Heistand, Bloomington, Illinois, representing the State Farm Insurance Company, and Dr. Dennis Reinmuth, Southfield, Michigan, representing the League Insurance Group.

Hearings were adjourned subject to call.

OIL SUPPLY TRANSPORTATION

Committee on Commerce, Science, and Transportation: Committee began hearings on S. 1868, to expedite issuance of Federal permits and development of a transportation system to move Alaskan crude oil to Northern Tier and other inland States, receiving testimony from Senator Bayh; Representative Ruppe; John F. O'Leary, Administrator, Federal Energy Administration; Guy Richard Martin, Assistant Secretary of the Interior for Land and Water Resources; Michael Curran, Northern Tier Pipeline Company, Billings, Montana; L. M. Cook, Atlantic-Richfield Company, Los Angeles; and Frederick G. Garibaldi, The Standard Oil Company of Ohio, Washington, D.C.

Hearings were recessed subject to call.

AUTO SAFETY STANDARDS

Committee on Commerce, Science, and Transportation: Consumer Subcommittee resumed hearings on automotive safety standards pertaining to passive restraint devices promulgated by the Secretary of Transportation, receiving testimony from Dr. Lawrence Goldmuntz, Economics and Science Planning, Washington, D.C.; Ralph Nader, Center for Study of Responsive Law, Washington, D.C.; Jerry C. Connors, American Automobile Association, Falls Church, Va.; Leslie Cheek, American Insurance Association, Washington, D.C.; Donald L. Jordan, Alliance of American Insurers, Washington, D.C.; and V. J. Adduci, Motor Vehicle Manufacturers Association, Washington, D.C.

Hearings continue on Wednesday, September 21.

ELECTRIC UTILITY RATES

Committee on Energy and Natural Resources: Committee began consideration of Part E—Electric Utility Rate Reforms—of S. 1469, the proposed National Energy Policy Act, but did not complete action thereon and will meet again tomorrow.

NUCLEAR PROLIFERATION POLICY

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development concluded hearings on S. 897 and S. 1432, to strengthen U.S. policies on nuclear nonproliferation, and to reorganize certain nuclear export functions, after receiving testimony from Dr. Joseph Hendrie, Chairman, accom-

panied by Peter Bradford, Victor Gilinsky, and Richard T. Kennedy, Commissioners, all of the Nuclear Regulatory Commission; Dr. Gerald Tape, Associated Universities, Inc., Washington, D.C.; and George J. Stathakis, Atomic Industrial Forum, Washington, D.C.

NATIONAL ENERGY TAX

Committee on Finance: Committee continued hearings on provisions of the proposed National Energy Tax Act (as embodied in H.R. 8444, which is being held at the Senate desk), receiving testimony from David L. Boren, Governor of Oklahoma, on behalf of the Midwestern and Southern Governors' Conferences; Louis J. Lambert, Louisiana Public Service Commission, New Orleans; William McCollam, Jr., National Electric Reliability Council, New Orleans; William A. L. Sibley, Jr., J. P. Stevens & Co., Inc., Charlotte; Richard J. Bauer, Independent Zinc Alloyers Association, Washington, D.C.; Edward Donley, Allentown, Pa., accompanied by Larry L. Sapier, Midland, Mich., both representing Manufacturing Chemists Association; Marshall Hahn, Washington, D.C., on behalf of the American Paper Institute and the National Forest Products Association; Charles J. Carey, National Canners Association, Washington, D.C.; Robert W. Hodson, Tri/Valley Growers, San Francisco; Timothy P. Wilson, Maine State Community Services, Augusta, accompanied by Charles Isenberg, Independent Connecticut Petroleum Association, New Haven; and Edgar B. Speer, American Iron and Steel Institute, Pittsburgh.

Hearings continue tomorrow.

NUCLEAR NONPROLIFERATION

Committee on Foreign Relations: Subcommittee on Arms Control, Oceans and International Environment approved for full committee consideration with amendments S. 897, to strengthen U.S. policies on nuclear nonproliferation and to reorganize certain nuclear export functions.

Full committee is scheduled to consider this legislation on Tuesday, September 20.

INTERNATIONAL TERRORISM

Committee on Foreign Relations: Subcommittee on Foreign Assistance held hearings to receive testimony on issues pertaining to international terrorism. Witnesses heard were Senator Heinz; John E. Karkashian, Acting Director, Office for Combatting Terrorism, Department of State; Brian Jenkins, Rand Corporation, Santa Monica, California; J. J. O'Donnell, Airline Pilots Association, Washington, D.C.; and Richard B. Lillich, University of Virginia Law School, Charlottesville, Virginia.

Hearings were recessed subject to call.

LANCE APPOINTMENT

Committee on Governmental Affairs: Committee continued hearings to receive additional testimony on a report prepared by Comptroller of the Currency Heimann concerning information available on the appointment of T. Bertram Lance at the time he was nominated to be Director of the Office of Management and Budget. Testimony was received from John P. Sherry, Regional Counsel, Robert B. Serino, Director, Enforcement and Compliance Division, and H. Joseph Selby, First Deputy Comptroller for Operations, all of the Office of Comptroller of the Currency, Department of the Treasury; Richard Ramsby and Thomas Huhn, Special Agents, Federal Bureau of Investigation, Department of Justice; Robert H. McKnight, and Glenna Stone, both Assistant U.S. Attorneys for the Northern District of Georgia; and Jeffrey B. Bogart and John W. Stokes, Atlanta.

Hearings continue tomorrow.

FEDERAL EMPLOYEES HEALTH BENEFITS

Committee on Governmental Affairs: Subcommittee on Civil Service and General Services held hearings on H.R. 2931, to establish uniformity in benefits and coverage under the Federal employees' health benefits program, receiving testimony from Thomas Tinsley, Director, Bureau of Retirement, Insurance and Occupational Health, Civil Service Commission; Dr. Verne Webster, United Chiropractors of North America, Washington, D.C.; Malcolm McIntyre, Aetna Life and Casualty Co., New Haven, Conn.; Dr. Paul Parrott, Mayfield, Ky., representing the American Chiropractic Association; Herbert Anderson, Des Moines, Iowa, representing the Association of Insurance Commissioners; and Edward J. Birrane, Maryland State Insurance Commissioner, Baltimore.

Hearings were adjourned subject to call.

MINIMUM WAGE

Committee on Human Resources: Committee ordered favorably reported with amendments S. 1871, to increase the Federal minimum wage under the Fair Labor Standards Act, to provide an indexing mechanism for future minimum wage rates, and to provide for a gradual phasing out of the tip credits for employees who receive tips in the course of their employment. As approved by the committee, the minimum wage would be increased to $2.65 per hour effective January 1, 1978; the indexing mechanism for future minimum wage rates would take effect at 52 percent of straight time average hourly earning in manufacturing effective January 1, 1979, and at 53 percent of such rate effective January 1, 1980; and effective January 1, 1983, where employees receive tips as part of wages, the employer will be required to pay up to 80 percent of the minimum wage.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 1585, proposing recommendations for the protection of children against sexual exploitation, with amendments, one of which provides minimum mandatory sentences for violation of this legislation;

S. 1005 and 1654, private immigration bills;

An original bill (S. 2089) creating a new position of Associate Attorney General in the Department of Justice; and

The following nominations:

James W. Moorman, of California, and John H. Shenefield, of Virginia, each to be an Assistant Attorney General;

Jose Antonio Canales, to be U.S. Attorney for the Southern District of Texas;

Hubert H. Bryant, to be U.S. Attorney for the Northern District of Oklahoma;

Bernal D. Cantwell, to be U.S. Marshal for the District of Kansas; and

Carl W. Gardner, to be U.S. marshal for the Northern District of Oklahoma.

Committee indefinitely postponed the following 24 private immigration bills: S. 44, 144, 226, 278, 279, 332, 557, 611, 767, 815, 996, 1796, 1797, 1798, 1799, 1800, 1801, 1802, 1803, 1804, 1805, 1806, 1807, and 1619.

Committee discussed S. 957, to provide financial assistance to the States to maintain systems which will fairly and expeditiously resolve controversies involving consumers; S. 1682, to implement treaties with Mexico and Canada on the execution of penal sentences; and S.J. Res. 1, 8, 18, proposing an amendment to the Constitution to provide for the direct popular election of the President and Vice President of the United States.

Committee will meet again tomorrow to vote on the above listed resolutions and consider other committee business.

EXPLOSIVE MATERIALS

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures began hearings on S. 2013, to require the additional labeling of explosive materials for the purpose of identification and detection, receiving testimony from A. Atley Peterson, Assistant Director, Technical and Scientific Services Bureau of Alcohol, Tobacco, and Firearms, Department of the Treasury; and Dr. Robert Moler, Aerospace Corporation, Washington, D.C.

Hearings were recessed subject to call.

JUDICIAL TENURE

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery resumed hearings on S. 1423, to establish a Council on Judicial Tenure in the judicial branch of the Government, receiving testimony from Senator Nunn; Griffin B. Bell, Attorney General of the United States, Department of Justice; Joseph D. Tydings, Washington, D.C.; Roman L. Hruska, Omaha, Nebraska; John A. Sutro, San Francisco, accompanied by J. Michael McWilliams, Baltimore, representing the American Bar Association; and Professor John Mackenzie, New York University School of Journalism, New York City.

Hearings were recessed subject to call.

COMMITTEE FUNDS AND GRATUITY

Committee on Rules and Administration: Committee ordered favorably reported the following resolutions:

S. Res. 243, requesting $60,000 to accommodate the transfer of the functions of the Joint Committee on Defense Production to the Committee on Banking, Housing, and Urban Affairs, and to assimilate the staff of the Joint Committee; and

An original resolution authorizing the payment of a gratuity to the survivor of a deceased Senate employee.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee met in closed session, made no announcements, and will meet again in closed session on Friday, September 23.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 9090–9111; 4 private bills, H.R. 9112–9115; and 5 resolutions, H.J. Res. 593, H. Con. Res. 356 and 357, and H. Res. 761 and 762 were introduced. Pages 29217–29218

Subcommittee To Sit: Subcommittee on Education and Training of the Committee on Veterans' Affairs received permission to sit during proceedings of the House under the 5-minute rule on Thursday, September 15. Page 29172

Minimum Wage: House completed all general debate on H.R. 3744, Fair Labor Standards Amendments of 1977. Proceedings under the 5-minute rule will begin on Thursday, September 15. Pages 29172–29189

Victims of Crime: House completed all general debate on H.R. 7010, Victims of Crime Act of 1977. Proceedings under the 5-minute rule are scheduled to begin on Friday, September 16. Pages 29189–29200

Federal Banking Agency Audit: House completed all general debate on H.R. 2176, Federal Banking Agency Audit Act. Proceedings under the 5-minute rule are scheduled to begin on Friday, September 16. Pages 29201–29206

Adjournment: Adjourned at 3:18 p.m.

Committee Meetings

FIFRA AMENDMENTS

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research continued markup of amendments to the Federal Insecticide, Fungicide and Rodenticide Act, and will resume tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on fiscal year 1978 supplemental for Federal Energy Administration.

ENERGY AND THE CITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on The City began hearings on energy and the city with testimony from public witnesses.

Hearings continue tomorrow.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions, Supervision, Regulation and Insurance held a hearing on H.R. 9086, Safe Banking Act. Testimony was heard from officials of FDIC.

DEVELOPMENT BANK POLICIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance held a hearing on development bank policies. Testimony was heard from officials of Departments of State and Treasury; World Bank; and International Development Bank.

NUCLEAR POWER COSTS

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources continued hearings on nuclear power costs. Testimony was heard from representatives of Iowa State Commerce Commission; Federal Power Commission; Connecticut Public Control Authority; and public witnesses.

REORGANIZATION PLAN NO. 1

Committee on Government Operations: Subcommittee on Legislation and National Security began markup of H. Res. 688, to disapprove Reorganization Plan No. 1 of 1977, and will resume tomorrow.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and reviewed consultant contracts.

MONTANA WILDERNESS STUDY ACT—SILETZ INDIANS

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 7259 amended, to restore the Confederated Tribes of Siletz Indians of Oregon as a federally recognized sovereign Indian tribe, to restore the Confederated Tribes of Siletz Indians of Oregon and its members those Federal services and benefits furnished to federally recognized American Indian tribes and their members; and

S. 393, Montana Wilderness Study Act of 1977.

PANAMA CANAL TREATIES

Committee on International Relations: Continued hearings on the Panama Canal Treaties and related legislation with testimony from former Secretaries of State Rusk and Kissinger.

Hearings continue tomorrow.

ERDA FINANCIAL ASSISTANCE TO LIMIT RADIATION EXPOSURE

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power met and approved for full committee action S. 266 as amended, to authorize appropriations to ERDA for financial assistance to limit radiation exposure from uranium mill tailings used for construction.

CONGRESSIONAL REPRESENTATION FOR DISTRICT OF COLUMBIA

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on H.J. Res. 139, 392, and 554, to provide congressional representation for the District of Columbia. Testimony was heard from Representatives Buchanan and Thornton; an official of Mayor Washington's office read his statement as he was unable to attend; Clarence Mitchell, NAACP; and a public witness. A statement for the record was submitted by Senator Mathias.

FINANCIAL DISCLOSURE

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 1, Financial Disclosure Act, and will resume tomorrow.

PORTS AND WATERWAYS SAFETY ACT AMENDMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on legislation to amend the Ports and Waterways Safety Act of 1972. Testimony was heard from representatives of industry; labor; U.S. Coast Guard; National Transportation Safety Board; and public witnesses.

Hearings continue tomorrow.

SURFACE TRANSPORTATION ASSISTANCE ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on H.R. 8648, Surface Transportation Assistance Act, with testimony from public witnesses.

Hearings continue tomorrow.

NUCLEAR ANTIPROLIFERATION ACT

Committee on Rules: Held a hearing but postponed action on H.R. 8638, Nuclear Antiproliferation Act of 1977. Testimony was heard from Representatives Bingham, McCormack, and Findley.

SELECT COMMITTEE ON ASSASSINATIONS PROCEDURES

Committee on Rules: Held a hearing and ordered reported favorably to the House H. Res. 760, to authorize the Select Committee on Assassinations or any Subcommittee thereof to make applications to courts; and to bring and defend lawsuits arising out of subpenas, orders immunizing witnesses and compelling them to testify, testimony or the production of evidence, and the failure to testify or produce evidence. Testimony was heard from Chairman Stokes.

ENVIRONMENTAL MONITORING

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere continued hearings on environmental monitoring with testimony from Edward Epstein, NOAA; and public witnesses.

Hearings continue tomorrow.

SMALL BUSINESS ENERGY CONSERVATION AND COMMERCIALIZATION AMENDMENTS

Committee on Small Business: Subcommittee on Energy, Environment, Safety and Research held a hearing on H.R. 3981 and 3984, Small Business Energy Conservation and Commercialization Amendments. Testimony was heard from SBA Administrator A. Vernon Weaver; and Dr. Eric H. Willis, Assistant Administrator, ERDA.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session on committee business.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Subcommittee on Social Security continued markup of Social Security financing legislation, and will resume on Friday, Sept. 16.

IRS AUDIT OF LARGE CORPORATIONS

Committee on Ways and Means: Subcommittee on Oversight continued hearings on IRS program to audit large corporations. Testimony was heard from representatives of IRS; Ernst & Ernst; and Touche Ross & Co.

Thursday, September 15, 1977

Senate

Chamber Action

Routine Proceedings, pages 29337–29423

Bills Introduced: Seven bills were introduced, as follows: S. 2098–2104. Pages 29397–29398

Bills Reported: Reports were made as follows:

S. 1654 and 1005, private relief bills (S. Repts. 95–430 and 431 respectively);

H.R. 1904, suspending until July 1, 1980 duty on intravenous fat emulsion, and incorporating the texts of certain other House-passed bills, with amendments (S. Rept. 95–432);

H.R. 2849, suspending until June 30, 1978, the rate of duty on mattress blanks of rubber latex, and incorporating the texts of certain other House-passed bills, with amendments (S. Rept. 95–433);

H.R. 3373, extending through June 30, 1980, current suspension of duty on certain classifications of yarns of silk, with amendments (S. Rept. 95–434);

S. 1682, to implement treaties between the United States, Mexico, and Canada (Ex. D and H respectively, 95th Cong., 1st sess.) calling for the transfer of offenders to or from foreign nations, with an amendment (S. Rept. 95–435);

S. 2104, to establish a comprehensive natural gas policy (together with additional views) (S. Rept. 95–436); and

S. Res. 245, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1682 (without written report) (referred to Committee on the Budget). Page 29397

Bills Passed

Saccharin Study: By 87 yeas to 7 nays, Senate passed S. 1750, proposing studies of the issues relating to the use, labeling, and advertising of saccharin, after taking action on amendments proposed thereto as follows:

Adopted:

(1) Kennedy unprinted amendment No. 834, to extend for 6 months the Panel on the Protection of Human Subjects; Page 29356

(2) All amendments of the Committee on Human Resources through line 2, page 9; Page 29371

(3) By 55 yeas to 39 nays, Committee on Commerce, Science, and Transportation amendment deleting Human Resources Committee amendment requiring health warning messages on any medium of electronic communications when advertising products containing saccharin; Page 29381

(4) By 59 yeas to 37 nays, Cannon amendment No. 834 to delete Human Resources Committee amendment

requiring health warnings to be printed in advertisement in written communications; and Page 29389

(5) Cranston amendment No. 855, to allow the Secretary of HEW to prescribe appropriate alternative methods for communicating to consumers the health warning on saccharin. Page 29390

Rejected:

(1) Kennedy U.P. No. 835, to empower the Secretary of HEW to require a warning on the effects of saccharin in all electronic media if he considered it necessary to protect the health of the American people (tabled by 52 yeas to 42 nays); Page 29377

(2) Kennedy U.P. No. 836, a modified version of the above described Kennedy U.P. No. 835 (tabled by 52 yeas to 42 nays); and Page 29379

(3) By 18 yeas to 76 nays, Nelson amendment No. 858, in the nature of a substitute, to allow sale of saccharin as an over-the-counter drug, but to prohibit its use as an additive in food products.

Also during consideration of this bill today Senate, by 24 yeas to 70 nays, failed to agree to a recommittal motion. Page 29992

Pages 29351–29366, 29371–29381, 29389–29396

Tariff—latex sheets: Senate passed with committee amendments and returned to the House H.R. 2850, to suspend through June 30, 1978, the duty on certain latex sheets; Page 29382

Tariff—copying lathes: Senate passed with committee amendments and returned to the House H.R. 3093, to provide permanent duty-free treatment for certain copying lathes used for making rough or finished shoe lasts and for parts of such lathes;

Pages 29382–29383

Tariff—horses: Senate passed with committee amendments and returned to the House H.R. 3259, to continue until June 30, 1978, suspension of duty on certain horses. Pages 29383–29384

Congressional Budget: Senate agreed to the conference report on H. Con. Res. 341, revising the Congressional Budget for the Federal Government for fiscal year 1978. By 68 yeas to 21 nays, Senate agreed to the House amendment to the Senate amendment, thus concluding action on this measure. Pages 29366–29371

Federal Election Commission: Senate agreed to the House amendments with an amendment (Robert C. Byrd unprinted amendment No. 837) to S. 1435, authorizing funds for the Federal Election Commission for fiscal year 1978. Senate amendment would authorize $7.81 million for such purposes. Page 29384

Unanimous Consent Calendar: Two measures were transferred in the calendar to Measures Cleared to be Considered by Unanimous Consent. Page 29384

Message From the House: Page 29397

Amendments Submitted for Printing:

Pages 29400–29401

Confirmations: Page 29423

Nominations: Page 29423

Executive Communications: Page 29397

Statements on Introduced Bills: Pages 29398–29400

Additional Statements: Pages 29401–29421

Sex Discrimination: Senate considered briefly S. 995, to prohibit discrimination based on pregnancy or related medical conditions. Pages 29384–29389

Presidential Message: Senate received a message from the President transmitting amendments to Reorganization Plan No. 1 of 1977, transmitted to the Senate on July 15, 1977, calling for the reorganization of the Executive Office of the President (PM-113)—referred to Committee on Governmental Affairs. Page 29396

Unanimous-Consent Agreement: By unanimous consent it was agreed that when Senate proceeds to consider S. 262, authorizing group life insurance programs for public safety officers, and assisting States and local governments to provide such insurance, debate thereon be limited to 2 hours, with 1 hour on amendments, and 30 minutes on amendments in the second degree.

Page 29422

Confirmations: Senate confirmed the following nominations:

Joseph D. Duffey, of the District of Columbia, to be Chairman of the National Endowment for the Humanities;

Lowell B. Laingen, of Minnesota, to be Ambassador to the Republic of Malta;

John R. Burke, of Wisconsin, to be Ambassador to Guyana;

Marshall D. Shulman, of Connecticut, for the rank of Ambassador during the tenure of his service as Special Adviser to the Secretary of State for Soviet Affairs;

Edward Marks, of California, to be Ambassador to Guinea-Bissau and to the Republic of Cape Verde;

Maurice D. Bean, of California, to be Ambassador to Burma;

Mari-Luci Jaramillo, of New Mexico, to be Ambassador to Honduras;

William B. Schwartz, Jr., of Georgia, to be Ambassador to the Bahamas;

Raul H. Castro, of Arizona, to be Ambassador to Argentina;

Frank H. Perez, of Virginia, to serve with the rank of Minister during the tenure of his assignment as the State Department SALT Representative at Geneva, Switzerland;

Paul H. Boeker, of Ohio, to be Ambassador to Bolivia;

William P. Dixon, of Virginia, to be U.S. Alternate Executive Director of the International Bank for Reconstruction and Development;

Charles N. Van Doren, of the District of Columbia, to be Assistant Director of the U.S. Arms Control and Disarmament Agency;

Forrest J. Gerard, of Maryland, to be an Assistant Secretary of the Interior;

Mary Frances Cahill Leyland, of New York, to be an Assistant Director of the ACTION Agency;

Irene Tinker, of Maryland, to be an Assistant Director of the ACTION Agency;

John H. Shenefield of Virginia, to be an Assistant Attorney General;

Jose A. Canales, to be U.S. Attorney for the Southern District of Texas;

Hubert H. Bryant, to be U.S. Attorney for the Northern District of Oklahoma;

Bernal D. Cantwell, to be U.S. Marshal for the District of Kansas;

Carl W. Gardner, to be U.S. Marshal for the Northern District of Oklahoma;

Frank Jones, of Virginia, to be an Assistant Director of the Community Services Administration; and

Procter R. Hug, Jr., of Nevada, to be U.S. Circuit Judge for the Ninth Circuit; and

James M. Moorman, of California, to be an Assistant Attorney General. Page 29423

Nomination: Senate received the nomination of Rafael E. Juarez, to be U.S. Marshal for the District of Colorado. Page 29423

Record Votes: Eight record votes were taken today.

Pages 29371, 29379, 29381 29390 29392 29393, 29395

Recess: Senate met at 9:45 a.m. and recessed at 7:13 p.m. Page 29423

Committee Meetings

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Committee approved for reporting (when received from the House), H.R. 9005, making appropriations for fiscal year 1978 for the District of Columbia.

COMMITTEE BUSINESS

Committee on Banking, Housing and Urban Affairs: Committee ordered favorably reported the following business items:

An original bill exempting small business firms with sales of less than $5 million from the current backlog of cases being handled by the Renegotiation Board;

An original bill to continue authority of the Renegotiation Board on a standby basis, to be activated only when the President determines that a national emergency exists, subject to veto by either house of the Congress; and

H.R. 7738, to revise the President's power to place emergency controls on international economic transactions (amended).

INTERSTATE HORSERACING AND NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported S. 1185, to regulate interstate commerce with respect to parimutuel wagering on horseracing, and

Eleven nominations in the Coast Guard and three nominations in the National Oceanic and Atmospheric Administration.

ENERGY CONSERVATION

Committee on Commerce, Science and Transportation: Consumer Subcommittee began hearings to examine the adequacy of consumer protection, information and education programs, directed at assisting consumers in the purchase and use of energy conserving products, receiving testimony from Michael Pertschuk, Chairman, Federal Trade Commission; Gino Baroni, Assistant Secretary of Housing and Urban Development for Voluntary Associations and Consumer Protection; Philip S. Stern, Investigator-Engineer, Boulder District Attorney Office, Boulder, Colo.; and William H. Tankersley, Council of Better Business Bureaus, Inc., Washington. D.C.

Hearings continue tomorrow.

NUCLEAR NONPROLIFERATION

Committee on Energy and Natural Resources: Committee approved for reporting those sections over which it has jurisdiction (sections 102, 103, 104, 105, 202, 501, 502, and 503) of S. 897, to strengthen U.S. policy on nuclear nonproliferation, and to reorganize certain export functions.

Also, committee continued consideration of Part E—Electric Utility Rate Reform—of S. 1469, the proposed National Energy Policy Act, but did not complete action thereon and will meet again on Monday, September 19.

NATIONAL ENERGY TAX

Committee on Finance: Committee concluded hearings on provisions of the proposed National Energy Tax Act (as embodied in H.R. 8444, which is being held at the Senate desk), after receiving testimony from Secretary of Energy James R. Schlesinger.

Committee will begin mark up of this proposed legislation on Monday, September 19.

CONFIDENTIALITY OF RECORDS

Committee on Finance: Subcommittee on Health held hearings on the confidentiality of medical records provisions embodied in H.R. 3, Medicare and Medicaid Anti-Fraud and Abuse Amendments (pending on the House calendar) receiving testimony from C. Grant Spaeth, Deputy Assistant Secretary for Legislation (Health), who was accompanied by several of his asso-

ciates, all of the Department of Health, Education, and Welfare; Major General Benjamin R. Baker, Deputy Assistant Secretary of Defense for Health Resources and Programs, who was accompanied by Lieutenant Colonel Bruce Chase, Medical Corps, Department of the Army; Dr. Robert B. Hunter, American Medical Association, Washington, D.C.; Dr. Loren Kerr, United Mine Workers of America, Washington, D.C.; and Dr. Leon Gordin, on behalf of the Society for Epidemiologic Research and the Association of American Medical Colleges, Baltimore.

Hearings were recessed subject to call.

UNDERGROUND NUCLEAR WEAPONS TESTING

Committee on Foreign Relations: Committee resumed hearings on Treaties with the Soviet Union on the Limitation of Underground Nuclear Weapon Tests and on Underground Nuclear Explosions for Peaceful Purposes (Ex. N, 94th Cong., 2d sess.), receiving testimony from Herbert Scoville, Jr., Arms Control Association, Washington, D.C.; Fred C. Ikle, Washington, D.C.; Wolfgang H. K. Panofsky, Stanford Linear Accelerator Center, Stanford, California; Franklin A. Long, Cornell University, Ithaca, New York; George Rathjens, Federation of American Scientists, Washington, D.C.

Hearings were adjourned subject to call.

LANCE APPOINTMENT

Committee on Governmental Affairs: Committee received testimony from T. Bertram Lance, Director of the Office of Management and Budget, on his personal financial arrangements and his appointment as OMB Director.

Hearings continue tomorrow.

FEDERAL REPORTS AUTHORSHIP DISCLOSURE

Committee on Governmental Affairs: Subcommittee on Reports, Accounting and Management concluded hearings on S. 619, to require the disclosure of information relating to reports prepared for executive agencies by experts or consultants, after receiving testimony from Elmer B. Staats, Comptroller General, General Accounting Office; James T. McIntyre, Deputy Director and Lester Fettig, Administrator, Office of Federal Procurement Policy, both of the Office of Management and Budget; and Daniel Guttman and Barry Willner, Washington, D.C.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 1682, to implement treaties between the United States and Mexico and Canada (Ex. D and H, 95 Cong., 1st sess., respectively) calling for the transfer of offenders to or from foreign nations (amended);

S.J. Res. 1, proposing an amendment to the Constitution to provide for the direct popular election of the President and Vice President of the United States;

H.R. 5742, authorizing funds for fiscal years 1978–1980 for carrying out the drug abuse law enforcement and regulatory responsibilities of the Department of Justice under the Controlled Substances Act (amended to provide funding for fiscal years 1978 and 1979); and

The following nominations: Procter R. Hug, Jr., of Nevada, to be U.S. Circuit Judge for the Ninth Circuit;

Alvin B. Rubin, of Louisiana, to be U.S. Circuit Judge for the Fifth Circuit;

Harry H. MacLaughlin, to be U.S. District Judge for the District of Minnesota;

Charles M. Adkins, Jr., to be U.S. Marshal for the Southern District of West Virginia;

Richard J. Dunn, to be U.S. Marshal for the District of Nevada;

William J. Evins, to be U.S. Marshal for the Middle District of Tennessee;

James I. Hartigan, to be U.S. Marshal for the District of Massachusetts;

Bennie A. Martinez, to be U.S. Marshal for the District of New Mexico:

Paul J. Puckett, to be U.S. Marshal for the Western District of Virginia; and

Howard J. Turner, Jr., to be U.S. Marshal for the Western District of Pennsylvania.

Prior to these actions, committee held hearings on the nominations of Messrs. Hug, Rubin, and MacLaughlin, where the nominees testified and answered questions on their own behalf. Mr. Hug was introduced by Senator Cannon. Mr. Rubin by Senators Long and Johnston, and Mr. MacLaughlin by Senator Anderson.

FREEDOM OF INFORMATION

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure began oversight hearings on the implementation of the Freedom of Information Act, receiving testimony from Gerald P. Norton, Deputy General Counsel, Federal Trade Commission; Michael James, Deputy General Counsel, Environmental Protection Agency; Sherwin Gardner, Deputy Commissioner, and Stuart Papge, Office of the Chief Counsel, both of the Food and Drug Administration, Department of Health, Education, and Welfare; Lois Schiffer, Center for Law and Social Policy, Washington, D.C.; and Charles Stewart, Machinery and Allied Products Institute, Washington, D.C.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 33 public bills, H.R. 9116–9148; 4 private bills, H.R. 9149–9152; and 4 resolutions, H. Con. Res. 358 and 359, and H. Res. 763 and 764, were introduced. Pages 29523–29524

Bills Reported: Reports were filed as follows:

H. Res. 763, providing for the consideration of H.R. 8011, to extend for one year the special pay provisions for physicians and dentists in the uniformed services and to reinstate the special pay provisions for optometrists and veterinarians in the uniformed services (H. Rept. 95–602);

H. Res. 764, providing for the consideration of H.R. 8655, to increase the temporary debt limit (H. Rept. 95–603);

Report entitled "Women in Business" (H. Rept. 95–604); and

H.R. 7744, River and Harbor Work By Contract, amended (H. Rept. 95–605). Page 29523

Subcommittee To Sit: Subcommittee on Immigration, Citizenship, and International Law of the Committee on the Judiciary received permission to sit during proceedings of the House on Friday, September 16, under the 5-minute rule. Page 29424

Budget Resolution: By a yea-and-nay vote of 215 yeas to 187 nays, Roll No. 545, the House agreed to a motion to recede and concur in the amendment of the Senate to H. Con. Res. 341, Second Concurrent Resolution on the Budget for fiscal year 1978; with an amendment; clearing the measure for further Senate action.

Pages 29424–29430

Presidential Message—Reorganization Plan No. 1: Read a message from the President transmitting to Congress amendments to Reorganization Plan No. 1 of 1977—referred to the Committee on Government Operations and ordered printed (H. Doc. 95–222).

Page 29430

Minimum Wage: By a yea-and-nay vote of 309 yeas to 96 nays, Roll No. 555, the House passed H.R. 3744, to increase the minimum wage rate, to provide for an automatic adjustment in such wage rate, and to repeal the credit against the minimum wage which is based on tips received by tipped employees.

Rejected a motion to recommit the bill to the Committee on Education and Labor.

Agreed To:

An amendment that strikes out minimum wage indexing language, and establishes the minimum wage at $2.65 for 1978, $2.85 for 1979, and $3.05 for 1980 (agreed to by a recorded vote of 223 ayes to 193 noes, Roll No. 546);

An amendment that establishes a National Commission on Fair Labor Standards to study minimum wage (agreed to by a recorded vote of 301 ayes to 118 noes, Roll No. 547);

An amendment to the previous amendment that includes handicapped and aged individuals as individuals to be included in the study;

An amendment that retains the present tip credit of 50 percent for employees in the hotel, motel, and restaurant business (agreed to by a recorded vote of 264 ayes to 161 noes, Roll No. 549);

A conforming amendment and two clarifying amendments;

An amendment that retains current minimum wage exemptions and overtime provisions for seasonal, recreational, and theme park employees (agreed to by a recorded vote of 241 ayes to 183 noes, Roll No. 550);

An amendment that excludes full time baby sitters from the bill (agreed to by a division vote of 52 ayes to 38 noes);

An amendment that permits waiver of the minimum wage between June 1 and September 15 for children under 12 in hand-harvested agriculture, under certain protective conditions (agreed to by a recorded vote of 282 ayes to 132 noes, Roll No. 552);

An amendment to the previous amendment that extends the date from September 15 to October 15;

An amendment that seeks to index the current $250,000 exemption for small businesses to the Consumer Price Index, with increases at $25,000 increments; as amended by

A substitute to the previous amendment that raises the small business exemption from $250,000 to $500,000 (agreed to by a recorded vote of 221 ayes to 183 noes, Roll No. 554);

Rejected an amendment to the previous amendment that sought to raise the small business exemption from $250,000 to $500,000, and would include all small businesses (rejected by a recorded vote of 118 ayes to 289 noes, Roll No. 553); and

Agreed to an amendment to the Committee amendment to the title of the bill.

Rejected:

An amendment that sought to restate language providing for indexing the minimum wage for the next 5 years (rejected by a recorded vote of 189 ayes to 227 noes, Roll No. 548), earlier, a point of order was overruled against the amendment;

An amendment that sought to place a $1.35 ceiling on tip credit;

An amendment that would permit employers to pay a sub-minimum wage (85 percent of the minimum wage) to youths under age 19 for the first 6 months of employment (rejected by a recorded vote of 210 ayes to 211 noes, Roll No. 551);

An amendment to the previous amendment that would exempt youths under age 18 or age 21 for full-time students for the first 6 months of employment;

An amendment that sought to extend the small business exemption for businesses who employ less than 10 people and gross not more than $250,000 per year; and

An amendment that sought to repeal sections 6 and 7 of the Fair Labor Standards Act of 1938 (minimum wage). Page 29430–29484

Foreign Assistance: House disagreed to the amendments of the Senate to H.R. 7797, making appropriations for Foreign Assistance and related programs for fiscal year 1978; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Long of Maryland, Obey, Koch, Charles Wilson of Texas, Yates, Burke of California, Roybal, Stokes, Mahon, Young of Florida, Conte, Smith of Nebraska, and Cederberg. Page 29484

Late Report: Committee on Public Works and Transportation received permission to file a report by midnight tonight on H.R. 7744, River and Harbor Work by Contract. Page 29485

Adjournment: Adjourned at 7:54 p.m.

Committee Meetings

OLDER AMERICANS PROGRAMS

Select Committee on Aging: Held an oversight hearing on older Americans programs. Testimony was heard from representatives of National Council of Senior Citizens; National Retired Teachers Association/American Association of Retired Persons; Wisconsin Board on Aging; Green Thumb, Inc.; and Lawrence Frankel Foundation.

FIFRA AMENDMENTS

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research met and approved for full committee action H.R. 8681 as amended by an amendment in the nature of a substitute, to amend the Federal Insecticide, Fungicide, and Rodenticide Act, as amended.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on 1978 supplemental for Federal Energy Administration.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held an executive hearing on fiscal year 1978 budget amendment; B-1 rescission; and Minuteman III recission.

INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on EPA suuplemental for fiscal year 1978.

STATE-JUSTICE-COMMERCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on State, Justice, Commerce held a hearing on fiscal year 1978 supplementals for Departments of Justice and Commerce and Small Business Administration.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on 1978 supplemental and 1977 rescission.

REVIEW OF STRATEGIC FORCES

Committee on Armed Services: Continued review of U.S. strategic forces with testimony from Paul H. Nitze, former Deputy Secretary of Defense and former member U.S. SALT Delegation.

ETHICAL STANDARDS

Committee on Armed Services: Subcommittee on Investigations held a hearing on H.R. 6954, to preserve and promote ethical standards throughout the executive branch. Testimony was heard from Robert L. Gilliat, Assistant General Counsel, Department of Defense.

GOLD STAR LAPEL BUTTON

Committee on Armed Services: Subcommittee on Military Personnel held a hearing on H.R. 6966, to provide a more equitable standard for awarding the gold star lapel button, with testimony from Representative Hanley.

SURVIVOR BENEFITS FOR RESERVISTS

Committee on Armed Services: Subcommittee on Military Compensation held a hearing on H.R. 97 and similar bills providing survivor benefits for Reservists who have completed 20 years of creditable service but not yet reached age 60. Testimony was heard from Rear Admiral Richard G. Altmann (Ret.), Office of Assistant Secretary of Defense.

Hearings continue Tuesday, Sept. 20.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met in executive session on committee business.

ENERGY AND THE CITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on The City continued hearings on energy and the city. Testimony was heard from a panel of city officials; a panel on potential energy resources for cities; Gerald Leighton, ERDA; and public witnesses.

Hearings continue tomorrow.

FEDERAL FINANCING BANK RECEIPTS AND DISBURSEMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on H.R. 7918, to require that the receipts and disbursements of the Federal Financing Bank be included in the Federal budget. Testimony was heard from Bowman Cutter, OMB; and Roger Altman, Treasury Department.

EDUCATIONAL PROFICIENCY STANDARDS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 6088, to require State educational agencies to establish basic standards of educational proficiency. Testimony was heard from Mary Berry, Office of Education, and public witnesses.

LABOR LAW REFORM ACT

Committee on Education and Labor: Subcommittee on Labor-Management Relations continued hearings on H.R. 8410, Labor Law Reform Act, with testimony from public witnesses.

CUSTOMS OPENING OF INTERNATIONAL MAIL

Committee on Government Operations: Subcommittee on Government Information and Individual Rights continued hearings on opening of international mail by the Customs Service. Testimony was heard from Representative Whalen and public witnesses.

REORGANIZATION PLAN NO. 1

Committee on Government Operations: Subcommittee on Legislation and National Security met and voted to disapprove H. Res. 688, to disapprove Reorganization Plan No. 1 of 1977.

DEEP SEABED HARD MINERALS ACT

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining met and approved for full committee action H.R. 3350 amended, Deep Seabed Hard Minerals Act.

ALASKA LANDS

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands held a hearing on Alaska lands. Testimony was heard from Secretary of the Interior Andrus; and Assistant Secretary of Agriculture Cutler.

PANAMA CANAL TREATIES

Committee on International Relations: Continued hearings on the Panama Canal Treaties and related legislation. Testimony was heard from Dr. John Wasylik, National Commander-in-Chief, Veterans of Foreign Wars; and William J. Rogers, Immediate Past National Commander, American Legion.

Hearings continue Tuesday, Sept. 20.

HUMAN RIGHTS ISSUES

Committee on International Relations: Subcommittee on International Organizations held a hearing on human rights issues at the Seventh Regular Session of the Organization of American States General Assembly. Testimony was heard from Gale McGee, U.S. Permanent Representative to the Organization of American States; and Professor Tom J. Farer, Member, Inter-American Commission on Human Rights, OAS.

UNDERDEVELOPMENT IN AFRICA

Committee on International Relations: Subcommittee on Africa continued hearings on underdevelopment in Africa. Testimony was heard from public witnesses.

COORDINATION OF U.S. INTERNATIONAL ECONOMIC POLICY

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on coordination of United States international economic policy. Testimony was heard from Secretary of the Treasury Blumenthal.

MILITARY EQUIPMENT SALES TO EGYPT

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on proposed sales of military equipment and services to Egypt. Testimony was heard from Representative Lehman, and Alfred L. Atherton, Jr., Assistant Secretary of State for Near Eastern and South Asian Affairs.

PERSONAL RADIO COMMUNICATIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held a hearing on personal radio communications. Testimony was heard from FCC and public witnesses.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued consideration of H.R. 8121, Hospital Cost Containment Act of 1977, and will resume on Monday, September 19.

1984 SUMMER OLYMPIC GAMES

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce met and approved for full committee action H. Con. Res. 318, that all efforts be made to locate the 1984 summer Olympic games in the United States, and that the Federal Government provide appropriate financial assistance to the American city selected to host the games.

CONSTITUTIONAL RIGHTS OF INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice met for markup of H.R. 2439, to authorize actions for redress in cases involving the violation of the constitutional rights of institutionalized persons, and will resume tomorrow.

REVISION OF CRIMINAL CODE

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on H.R. 2311 and 6869, to codify, revise and reform title 18 of the United States Code. Testimony was heard from Chairman Rodino, and Attorney General of the United States Griffin B. Bell.

FINANCIAL DISCLOSURE

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 1, Financial Disclosure Act, and will resume tomorrow.

PORTS AND WATERWAYS SAFETY ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation continued hearings on legislation to amend the Ports and Waterways Safety Act of 1972. Testimony was heard from representatives of industry, labor, and State of Massachusetts.

FEDERAL SERVICE LABOR-MANAGEMENT ACT

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on H.R. 13 and related bills, Federal Service Labor-Management Act of 1977. Testimony was heard from public witnesses.

FEDERAL WATER POLLUTION CONTROL ACT AMENDMENTS

Committee on Public Works and Transportation: Held a hearing on amendments to the Federal Water Pollution Control Act. Testimony was heard from representatives of National Commission on Water Quality; National Association of Counties; National League of Cities; U.S. Conference of Mayors; and other public witnesses.

Hearings continue tomorrow.

SURFACE TRANSPORTATION ASSISTANCE

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on H.R. 8648 and related bills, Surface Transportation Assistance Act of 1977. Testimony was heard from Representative Kostmayer; Peter Stangel, New Jersey Department of Transportation; E. L. Tennyson, Pennsylvania Department of Transportation; and Charles McConnon, Chairman, Southeastern Pennsylvania Transit Authority.

Following the hearing, the subcommittee approved for full committee action H.R. 8346 amended, to revise the program of Federal operating assistance to commuter rail systems.

COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT INVESTIGATIONS

Committee on Rules: Held a hearing and ordered reported favorably to the House H. Res. 752, to allow any attorney employed by the Committee on Standards of Official Conduct to take the deposition of any person for the purpose of conducting any inquiry or investigation pursuant to House Resolution 252. Testimony was heard from Chairman Flynt and Representatives Edwards of California, Spence, Fenwick, Caputo, and Butler.

ENVIRONMENTAL MONITORING

Committee on Science and Technology: Subcommittee on Environment and Atmosphere continued hearings on environmental monitoring. Testimony was heard from B. T. Levadie, Vermont Department of Health; Paul Cali, National Bureau of Standards; and public witnesses.

SBA DISASTER LOAN PROGRAM

Committee on Small Business: Met and ordered reported favorably to the House H.R. 9001, to amend the Small Business Act to facilitate the administration of the Small Business Administration's disaster loan program.

COMPREHENSIVE VETERANS READJUSTMENT ASSISTANCE ACT

Committee on Veterans' Affairs: Subcommittee on Education and Training held a hearing on H.R. 2231 and 8410, Comprehensive Veterans Readjustment Assistance Act of 1977. Testimony was heard from Representatives Wolff, Quie, Conte, and public witnesses.

Hearings continue tomorrow.

WAYS AND MEANS MISCELLANY

Committee on Ways and Means: Met and ordered reported favorably to the House the following bills:

H.R. 5643 amended, to implement the United Nations Convention on the Means of Prohibiting and Preventing the Illicit Import, Export, and Transfer of Ownership of Cultural Property;

H.R. 5858, to permit the free entry of Canadian petroleum (including reconstituted crude petroleum) and crude shale oil, provided that an equivalent amount of the same kind and quality of domestic or duty-paid foreign crude petroleum (including reconstituted crude petroleum) and crude shale oil has been exported to Canada;

H.R. 8149 amended, Customs Procedural Reform Act of 1977;

H.R. 5723, to provide that certain persons who are originally appointed as supplemental security income hearing examiners under pre-1976 provisions of title XVI of the Social Security Act shall without any restriction be deemed appointed as administrative law judges;

H.R. 8490 technical amendment, to clarify, extend, and facilitate compliance with the recently enacted provisions relating to social security coverage for employees of nonprofit organizations which failed to file certificates providing coverage for such employees but which nevertheless treated such employees as having such coverage; and

H.R. 7320, to revise miscellaneous timing requirements of the revenue laws.

Friday, September 16, 1977

Senate

Chamber Action

Routine Proceedings, pages 29635–29749

Bills Introduced: Four bills and three resolutions were introduced, as follows: S. 2105–2108; S. Con. Res. 45; and S. Res. 262. Pages 29699, 29700–29701

Bills Reported: Reports were made as follows:

S. Res. 243, authorizing an additional $60,000 for expenses of the Committee on Banking, Housing, and Urban Affairs through Feb. 28, 1978 (S. Rept. 95-437).

S. 1585, to make unlawful the use of minors engaged in sexually explicit conduct for the purpose of promoting any film or printed material, with an amendment, together with additional views (S. Rept. 95-438).

S. Res. 261, authorizing payment of a gratuity to the survivors of a deceased Senate employee (without written report). Page 29698

Bills Passed:

Tariff: Senate passed with committee amendments and returned to the House H.R. 2982, to suspend until June 30, 1980, the duty on synthetic tantalum/columbium concentrate. Page 29636

European trade: Senate agreed to S. Res. 76, expressing the sense of the Senate that the President should take steps to remove trade restrictions imposed by European communities on dried prunes and walnuts.

Pages 29636–29639

Sex discrimination: By 75 yeas to 11 nays, Senate passed S. 995, to amend the Civil Rights Act to prohibit discrimination based on pregnancy or related medical conditions, after agreeing to committee amendments en bloc, and taking action on other proposed amendments, as follows:

Adopted: Modified Hatch amendment No. 832, to extend until July 1, 1978, or 180 days after date of enactment, whichever is the greater period, the compliance period regarding fringe benefit programs;

Page 29645

Rejected:

(1) By 13 yeas to 72 nays, Hatch amendment No. 830, to limit the period of disability payments for childbirth and related medical conditions to 6 weeks; and

Page 29650

(2) Eagleton unprinted amendment No. 838, to allow an employer to include elective abortion in his group medical benefits plan (tabled by 44 yeas to 41 nays).

Page 29656
Pages 29641–29665

Public Safety Officers Insurance: Senate passed and sent to the House S. 262, to authorize group life insurance programs for public safety officers, and to assist the States and local governments to provide such insurance, after agreeing to committee amendments and to two additional amendments, as follows:

(1) Kennedy unprinted amendment No. 839, making the effective date of the bill Oct. 1, 1978, or the date of enactment, whichever is later; and Page 29682

(2) Kennedy U.P. No. 840, of a technical nature.

Page 29685
Pages 29674–29689

Military unionization: By 72 yeas to 3 nays, Senate passed and sent to the House S. 274, to prohibit union organization and membership in the Armed Forces, after agreeing to committee amendments and rejecting two proposed amendments, as follows:

(1) By 34 yeas to 43 nays, Abourezk amendment No. 860, to exempt any person employed as a civilian technician by a reserve component and who is also a member of that component; Page 29672

(2) By 3 yeas to 73 nays, Abourezk amendment No. 859, in the nature of a substitute bill. Page 29676

Pages 29666–29679, 29689–29694

Brooks Robinson: Senate agreed to S. Res. 262, paying tribute to Brooks Robinson on the occasion of Brooks Robinson Appreciation Day to be held on Sunday, Sept. 18, 1977, at Memorial Stadium in Baltimore, Md. Page 29694

Aircraft engine importation: Senate passed and returned to the House H.R. 422, providing duty-free treatment for any aircraft engine used as a temporary replacement for an engine being overhauled in the United States if duty was paid on such replacement engine during a previous importation, after agreeing to committee amendment and to two additional proposed amendments, as follows:

(1) Dole unprinted amendment No. 841, having the effect of allowing Beech and Cessna Aircraft Companies to import engines; and Page 29696

(2) Bentsen U.P. No. 842, to authorize acquisition of the Space Center Memorial Hospital in Nassau Bay, Tex., in order to transfer thereto the functions of the PHS Hospital in Galveston, and to close the Galveston facility. Page 29696

Pages 29694–29697

Bill Referred: H.R. 3744, to increase the minimum wage, was referred to Committee on Human Resources.

Page 29698

Messages From the House: Page 29698

Amendments Submitted for Printing: Pages 29701–29712

Confirmations: Page 29750

Nominations: Page 29749

Executive Communications: Page 29698

Statements on Introduced Bills: Pages 29699–29700

Additional Statements: Pages 29714–29748

Natural Gas Policy: Senate laid down for further consideration on Monday, September 19, S. 2104, to establish a comprehensive natural gas policy. Page 29689

Treaty Received: Injunction of secrecy was removed from the Panama Canal Treaty and the Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Exec. N, 95th Cong., 1st sess.), and the treaties, together with accompanying papers, were referred to Committee on Foreign Relations. Page 29748

Confirmations: Senate confirmed the following nominations:

Bennie A. Martinez, to be U.S. marshal for the District of New Mexico;

William J. Evins, Jr., to be U.S. marshal for the Middle District of Tennessee;

James I. Hartigan, to be U.S. marshal for the District of Massachusetts;

Charles M. Adkins, Jr., to be U.S. marshal for the Southern District of West Virginia;

Richard J. Dunn, to be U.S. marshal for the District of Nevada;

Paul J. Puckett, to be U.S. marshal for the Western District of Virginia;

Howard J. Turner, Jr., to be U.S. marshal for the Western District of Pennsylvania;

Alvin B. Rubin, of Louisiana, to be U.S. circuit judge for the fifth circuit; and

Harry H. MacLaughlin, to be U.S. district judge for the District of Minnesota. Page 29750

Nominations: Senate received the following nominations:

Ralph Earle II, of Pennsylvania, to be Special Representative for Arms Control and Disarmament Negotiations;

Louis F. Oberdorfer, of Virginia, to be U.S. district judge for the District of Columbia;

Roxanne Barton Conlin, to be U.S. attorney for the Southern District of Iowa;

Jacob V. Eskenazi, to be U.S. attorney for the Southern District of Florida;

Julian K. Fite, to be U.S. attorney for the Eastern District of Oklahoma;

Andrea M. Sheridan Ordin, to be U.S. attorney for the Central District of California;

David T. Ready, to be U.S. attorney for the Northern District of Indiana;

James H. Reynolds, to be U.S. attorney for the Northern District of Iowa;

Barry E. Teague, to be U.S. attorney for the Middle District of Alabama;

Robert P. LaRoche, to be U.S. marshal for the Eastern District of California. Page 29749

Record Votes: Six record votes were taken today. Pages 29659, 29660, 29664, 29690, 29691, 29692–29693

Adjournment: Senate met at 8:45 a.m. and adjourned at 6:29 p.m. Page 29749

Committee Meetings

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of Roberta S. Karmel, of New York, to be a Member of the Securities and Exchange Commission, and Eloise A. Woods, of Georgia, to be Chairman of the National Credit Union Board, after the nominees testified and answered questions on their own behalf. Ms. Karmel was introduced to the Committee by Senators Javits and Moynihan.

BANK REGULATORY REFORM

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on bills proposing reorganization of bank regulatory agencies (S. 684 and 711), receiving testimony from Robert Carswell, Deputy Secretary, and John G. Heimann, Comptroller of the Currency, both of the Department of the Treasury; George A. LeMaistre, Chairman, Federal Deposit Insurance Corporation; and J. Charles Partee, Governor of Board of Governors of the Federal Reserve System.

Hearings continue on Monday, September 19.

ENERGY CONSERVATION

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded hearings to examine the adequacy of consumer protection, information, and education programs directed to assisting consumers in the purchase and use of energy conserving products, after receiving testimony from Paul London, Deputy Assistant Administrator for Conservation Policy Coordination, Federal Energy Administration; Howard Tipton, Administrator, National Fire Prevention and Control Administration, and John Lyons, Director, Center for Fire Research, National Bureau of Standards, both of the Department of Commerce; Sandra L. Willet, National Consumers League, Washington, D.C.; William D. Casey, Energy Efficiency Systems, Inc., Baldwin, Wisc.; William H. Wilcox, Secretary of Community Affairs of Pennsylvania, Harrisburg; William Egnor, American SPE Corp., Florence, Kentucky; and Charlie Donaldson, Housing Research Corporations, Washington, D.C.

OIL EQUALIZATION TAX

Committee on Energy and Natural Resources: Committee held hearings on the Administration's proposed crude oil equalization tax, receiving testimony from Dr. Alice Rivlin, Director, Congressional Budget Office, and George Schink and William Finan, Wharton School of Business, Philadelphia.

Hearings continue on Monday, September 19.

SSI AND SOCIAL SECURITY FINANCING

Committee on Finance: Committee resumed consideration of H.R. 7200, to improve the supplemental security income benefits program and child welfare services and social services, agreeing to several additional amendments dealing with child welfare services.

Also, committee resumed consideration of proposals affecting social security system financing, also agreeing to several amendments, three of which would (1) increase to $4,500 in 1978 and $6,000 in 1979 the amount of money a social security recipient can earn before losing benefits, (2) revise the mechanism for adjusting benefit levels for new retires, and (3) revise certain aspects of the social security tax structure in order to bring in additional revenues.

Committee will meet again on Monday, September 19, to resume consideration of these matters and other committee business.

LANCE APPOINTMENT

Committee on Governmental Affairs: Committee continued to receive testimony from T. Bertram Lance, Director of the Office of Management and Budget, on his personal financial arrangements and his appointment as OMB Director.

Hearings continue tomorrow.

CHILD DISEASE PREVENTION

Committee on Human Resources: Subcommittee on Health and Scientific Research held hearings to investigate reports concerning detection in children of factors which may lead to adult heart disease (i.e. high blood pressure, high cholesterol levels, obesity, etc.), receiving testimony from Dr. Donald Frederickson, Director, National Institutes of Health, Department of Health, Education, and Welfare; Dr. Ronald Lauer, University of Iowa, Des Moines; Dr. Ernest L. Wynder, American Health Foundation, Washington, D.C.; Dr. Theodore Cooper, Cornell Medical College, Ithaca, N.Y.; Dr. Lester Breslow, U.C.L.A.; and Sheldon W. Samuels, AFL–CIO, Washington, D.C.

Hearings were adjourned subject to call.

FREEDOM OF INFORMATION

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure continued oversight hearings on the implementation of the Freedom of Information Act, receiving testimony from John Blake, Acting Director and Anthony Lapham, General Counsel, both of the Central Intelligence Agency; Barbara Ennis, Director, Freedom of Information Act Unit Office, and Mark Feldman, Deputy Legal Adviser, both of the Department of State; John M. Harmon Assistant Attorney General, Office of Legal Counsel, and Robert Saloschin, Chairman, Privacy and Freedom of Information Act Committee, both of the Department of Justice; Mark Lynch, American Civil Liberties Union, and Fielding McGehee, III, Military Audit Project, both of Washington, D.C.

Hearings continue on Thursday, October 6.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee met in closed session with Ambassador at Large Ellsworth Bunker and members of the intelligence community, but made no announcements and will meet again in closed session on Monday, September 19.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 9153–9175; 2 private bills, H.R. 9176 and 9177; and 4 resolutions, H.J. Res. 594 and 595, and H. Res. 765 and 766 were introduced. Pages 29629–29630

Report Filed: One report was filed as follows: H. Res. 760, to authorize the Select Committee on Assassinations or any subcommittee thereof to make application to courts; and to bring and defend lawsuits arising out of subpenas, orders immunizing witnesses and compelling them to testify, testimony or the production of évidence, and the failure to testify or produce evidence (H. Rept. 95–606). Page 29629

Speaker Pro Tempore: Read a letter wherein the Speaker designates the majority whip as Speaker pro tempore for today. Page 29562

Journal: By a division vote of 9 ayes the House agreed to the journal of the proceedings of the previous day. Page 29562

Agriculture: By a yea-and-nay vote of 283 yeas to 107 nays, Roll No. 557, the House agreed to the conference report on S. 275, Food and Agriculture Act of 1977; clearing the measure for the President. Pages 29564–29589

International Financial Institutions: By a yea-and-nay vote of 153 yeas to 230 nays, Roll No. 558, the House rejected the conference on H.R. 5262, to provide for increased participation by the United States in the International Bank for Reconstruction and Development, the International Development Association, the Interna-

tional Finance Corporation, the Asian Development Bank, and the Asian Development Fund.

Subsequently, House receded from its disagreement and concurred in the Senate amendment with an amendment striking the language providing for a Presidential waiver of U.S. officials' opposing votes to assistance to nations violating human rights; and insisted on its disagreement to the Senate amendment to the title; returning the measure to the Senate for further action.

Pages 29589–29601

District of Columbia Appropriations: By a yea-and-nay vote of 298 yeas to 64 nays with 1 voting "present", Roll No. 559, the House passed H.R. 9005, making appropriations for the District of Columbia for the fiscal year ending Sept. 30, 1978.

By a division vote of 49 ayes the House agreed to resolve itself into the Committee of the Whole for the consideration of the bill. Pages 29601–29615

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of September 21.

Page 29615

Referrals: Two Senate-passed measures were referred to the appropriate House committee. Page 29628

Adjournment: Adjourned at 2:54 p.m.

Committee Meetings

AGRICULTURAL WATER QUALITY ACT

Committee on Agriculture: Subcommittee on Conservation and Credit held a hearing on H.R. 8150, Agricultural Water Quality Act. Testimony was heard from Representative Jeffords; and representatives of USDA; EPA; and public witnesses.

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Agriculture held a hearing on 1978 supplemental.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on 1978 supplementals.

DEFENSE SUPPLEMENTAL AUTHORIZATION

Committee on Armed Services: Met and ordered reported favorably to the House H.R. 8390 amended, to authorize appropriations during the fiscal year 1978 for procurement of aircraft and missiles, and research, development, test, and evaluation for the Armed Forces.

ENERGY AND THE CITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on the City continued hearings on energy and the city. Testimony was heard from representatives of HUD; ERDA; FEA; and Dayton, Ohio city officials

REHABILITATION ACT

Committee on Education and Labor: Subcommittee on Select Education continued hearings on Sec. 504, Rehabilitation Act of 1973. Testimony was heard from David Tatel, Director, Office of Civil Rights, HEW.

INDIAN EDUCATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held an oversight hearing on Indian education. Testimony was heard from HEW; Bureau of Indian Affairs, and public witnesses.

Hearings continue Tuesday, Sept. 20.

OPIC EXTENSION

Committee on International Relations: Subcommittee on International Economic Policy and Trade met and approved for full committee action a clean bill, to be introduced, in lieu of H.R. 7854, to extend and revise the Overseas Private Investment Corporation.

LAND MOBILE COMMUNICATIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held a panel discussion hearing on land mobile communications. Testimony was heard from public witnesses.

FRANCHISING TERMINATION PRACTICES REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance held a hearing on H.R. 5016, Franchising Termination Practices Reform Act. Testimony was heard from Representative Mikva; Department of Justice and public witnesses.

SWINE FLU

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held an oversight hearing on the Swine flu. Testimony was heard from GAO; HEW; Department of Justice and public witnesses.

CONSTITUTIONAL RIGHTS OF INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued markup of H.R. 2439, to authorize actions for redress in cases involving the violation of the constitutional rights of institutionalized persons, and will resume on Tuesday, Sept. 20.

TRANSFER OF OFFENDERS TO OR FROM FOREIGN COUNTRIES

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law held a hearing on H.R. 7148, to provide for the implementation of treaties for the transfer of offenders to or from foreign countries. Testimony was heard from Deputy Attorney General Peter F. Flaherty; and Warren Christopher, Deputy Secretary of State.

ENFORCEMENT OF ANTITRUST LAWS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law continued hearings on H.R. 8359, to restore effective enforcement of the antitrust laws. Testimony was heard from public witnesses.

Hearings continue Wednesday, Sept. 28.

FINANCIAL DISCLOSURE ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 1, Financial Disclosure Act, and will resume on Monday, September 19.

AQUACULTURE DEVELOPMENT

Committee on Merchant Marine and Fisheries: Subcommittees on Fisheries and Wildlife Conservation and the Environment and Oceanography met and approved for full committee action H.R. 1833 amended, to provide for the development of aquaculture in the United States.

ETHICS IN GOVERNMENT ACT

Committee on Post Office and Civil Service: Began but did not complete markup of H.R. 6954, Ethics in Government Act of 1977.

FEDERAL WATER POLLUTION CONTROL ACT

Committee on Public Works and Transportation: Held a hearing on amendments to the Federal Water Pollution Control Act with testimony from EPA Administrator Costle and public witnesses.

COMPREHENSIVE VETERANS READJUSTMENT ASSISTANCE ACT

Committee on Veterans' Affairs: Subcommittee on Education and Training continued hearings on H.R. 2231 and 8410, Comprehensive Veterans Readjustment Assistance Act. Testimony was heard from VA; VFW; DAV; and public witnesses.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Subcommittee on Social Security continued markup of Social Security financing legislation, and will resume on Monday, September 19.

Joint Committee Meeting

FULL EMPLOYMENT ECONOMY

Joint Economic Committee: Subcommittee on Economic Growth and Stabilization held hearings to consider the economic and social factors affecting American women in a full employment economy. Witnesses heard were Elsa A. Porter, Assistant Secretary of Commerce for Administration; Isabel Sawhill, National Commission for Manpower Policy; Nina Heagstedt, National Organization of Women, Washington, D.C.; Jennifer MacLeod, Fidelity Bank, Philadelphia; and Steven Sandell, Ohio State University, Columbus.

Hearings were recessed subject to call.

Monday, September 19, 1977

Senate

Chamber Action

Routine Proceedings, pages 29778–29821

Bills Introduced: Three bills were introduced as follows: S. 2109–2111. Page 29794

Bills Reported: Reports were made as follows:

H.R. 9005, making appropriations for the District of Columbia for fiscal year 1978, with amendments (S. Rept. 95–439); and

S. 1871, to increase the minimum wage rate under the Fair Labor Standards Act, with an amendment (S. Rept. 95–440).

S. Res. 250, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of S. 2055, proposed Consumer Financial Services Act of 1977, (S. Rept. 95–441) (filed after recess of the Senate). Page 29794

Bill Referred: H.R. 9005, D.C. appropriations, was referred to Committee on Appropriations. Page 29794

Bills Placed on Calendar: Pursuant to the order of July 21, 1977, H.R. 4544, black lung benefits reform bill, was received and placed on the Senate calendar.

Page 29794

Messages From the House: Page 29792

Amendments Submitted for Printing:

Pages 29799–29807

Confirmations: Page 29821

Nominations: Pages 29820–29821

Executive Communications: Page 29792

Statements on Introduced Bills: Pages 29794–29798

Additional Statements: Pages 29808–29820

Natural Gas Pricing: Senate considered S. 2104, to establish a comprehensive natural gas policy.

Pages 29779–29792

Confirmations: Senate confirmed sundry nominations in the Coast Guard and National Oceanic and Atmospheric Administration. Page 29821

Nominations: Senate received the following nominations:

Hugh H. Bownes, of New Hampshire, to be United States Circuit Judge for the First Circuit;

A. Leon Higginbotham, Jr., of Pennsylvania, to be United States Circuit Judge for the Third Circuit;

The following-named persons to be Representatives of the United States to the Thirty-second Session of the General Assembly of the United Nations: Andrew J. Young, of Georgia; James F. Leonard, Jr., of New York; Lester L. Wolff, United States Representative from the State of New York; Charles W. Whalen, Jr., United States Representative from the State of Ohio; and Coretta Scott King, of Georgia; and

The following-named persons to be Alternate Representatives of the United States to the Thirty-second Session of the General Assembly of the United Nations: Donald F. McHenry, of Illinois; Melissa F. Wells, of New York; Allard Kenneth Lowenstein, of New York; Marjorie Craig Benton, of Illinois; and John Clifford Kennedy, of Oklahoma; and

The following-named persons to be Members of the Federal Farm Credit Board, Farm Credit Administration: Lawrence Owen Cooper, Sr., of Mississippi, and Edgar C. Rutherford, of California. Pages 29820–29821

Recess: Senate met at noon and recessed at 5:53 p.m. Page 29820

Committee Meetings

BANK REGULATORY REFORM

Committee on Banking, Housing and Urban Affairs: Committee held hearings on S. 684 and 711, bills proposing reorganization of certain bank regulatory agencies, receiving testimony from J. L. Robertson and Robert Holland, both of Washington, D.C.; Jeffrey Bucher, Los Angeles; Professor Kenneth E. Scott, Stanford University Law School, Palo Alto, Calif.; Dr. James Pierce, University of California at Berkeley; and Carol Greenwald, Massachusetts State Banking Commissioner, Boston.

Hearings were recessed subject to call.

DEEP MINERAL RESOURCES ACT

Committee on Commerce, Science, and Transportation: Committee began joint hearings with Energy and Natural Resources Subcommittee on Public Lands and Resources on S. 2053, to promote the orderly and environmentally sound exploration for and commercial recovery of hard mineral resources of the deep seabed, receiving testimony from Representative Murphy of New York; Richard A. Frank, Administrator, National Oceanic and Atmospheric Administration, Department of Commerce; Joan Davenport, Assistant Secretary of the Interior for Minerals and Energy; and Helen Junz, Deputy Assistant Secretary of the Treasury for Commodities and Natural Resources.

Hearings continue tomorrow.

OIL EQUALIZATION TAX

Committee on Energy and Natural Resources: Committee resumed hearings on the Administration's proposed crude oil equalization tax, receiving testimony from Federal Energy Administrator John F. O'Leary.

Hearings were recessed subject to call.

ELECTRIC UTILITY RATE REFORM

Committee on Energy and Natural Resources: Committee ordered favorably reported an original bill authorizing Federal action to encourage energy conservation, efficiency and equitable rates in public utility systems (Part E of S. 1469, the proposed National Energy Policy Act).

SOCIAL SECURITY FINANCING AND NATIONAL ENERGY TAX

Committee on Finance: Committee briefly considered H.R. 7200 to improve the supplemental security income benefits program and child welfare services and social services, and proposals affecting social security system financing, but did not complete action thereon.

Committee began consideration of the proposed National Energy Tax Act (as embodied in H.R. 8444, which is being held at the Senate desk) in the areas of residential tax credits for home insulation and solar energy, but did not complete action thereon and will meet again tomorrow.

AWACS AIRCRAFT SALE

Committee on Foreign Relations: Committee held hearings to receive testimony on the proposed sale of AWACS aircraft to Iran. Witnesses heard were Senators Goldwater and Eagleton; Lucy Wilson Benson, Under Secretary of State for Coordinating Security Assistance Programs; David E. McGiffert, Assistant Secretary of Defense for International Security Affairs; and Richard Gutmann, Director, Procurement and Management, General Accounting Office.

LANCE APPOINTMENT

Committee on Governmental Affairs: Committee continued to receive testimony on the personal financial arrangements and the appointment of Office of Management and Budget Director T. Bertram Lance. Witnesses heard were Richard A. Wegman, Chief Counsel, John Childers, Minority Chief Counsel, and Claudia Ingram, professional staff member, all of the Governmental Affairs Committee; and David Schaefer, Special Assistant to Senator Ribicoff.

On Saturday, September 17, committee continued to receive testimony from Mr. Lance.

Hearings were recessed subject to call.

ENERGY PREPAREDNESS FOR WINTER

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations began hearings to examine what Federal actions are necessary to anticipate problems arising from possible insufficient supplies of energy in the event of another colder than normal winter. Witnesses heard were Dr. Edward S. Epstein, Associate Administrator for Environmental Monitoring and Prediction, and Dr. Donald L. Gilman, Chief, Long Range Prediction Group, both of the National Oceanic and Atmospheric Administration, Department of Commerce; Gordon Barnes, Gordon Barnes Weather Service, Washington, D.C.; Mayor Stanley M. Makowski of Buffalo; and Timothy P. Wilson, Maine Division of Community Services and State Ombudsman, Augusta.

Hearings continue tomorrow.

CRIMINAL DIVERSION

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery resumed hearings on S. 1819, proposed Federal Criminal Diversion Act (voluntary use of intensive supervision at the time of arrest or soon thereafter), receiving testimony from Doris Meissner, Deputy Associate Attorney General, Department of Justice; James Hewitt, Federal Public Defense, San Francisco; Richard Goldsmith, U.S. Magistrate, San Francisco; Charles G. Bernstein, Federal Public Defender, Baltimore; David R. Freeman, Federal Public Defender, Kansas City; and Donald Phelan, Pretrial Diversion Administrator, Trenton.

Hearings were adjourned subject to call.

KOREAN INQUIRY

Select Committee on Ethics: Committee met and discussed its Korean influence inquiry with the new special counsel Victor H. Kramer. Committee also discussed other committee business.

PANAMA CANAL TREATIES

Select Committee on Intelligence: Committee met in closed session to discuss Panama Canal Treaty Negotiations with Director of Central Intelligence Stansfield Turner, Ambassador Ellsworth Bunker and Sol Linowitz, Chief Negotiators for the Panama Canal Treaty Negotiations, and other members of the Department of State and intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 26 public bills, H.R. 9178–9203; 2 private bills, H.R. 9204 and 9205; and 1 resolution, H.J. Res. 596 were introduced. Pages 29875–29876

Bills Reported: Reports were filed as follows:

Conference report on S. 602, Library Services and Construction Act Amendments of 1977 (H. Rept. 95–607);

H. Res. 752, to allow any attorney employed or retained by the Committee on Standards of Official Conduct to take the deposition of any person for the purpose of conducting any inquiry or investigation pursuant to H. Res. 252 (H. Rept. 95–608); and

H.R. 6693, Child Abuse Prevention and Treatment Amendments of 1977, amended (H. Rept. 95–609). Page 29875

Consent Calendar: On the call of the Consent Calendar, the House passed the following:

Sent to the Senate without amendment:

Federal employment apportionment requirement elimination: H.R. 5054, to eliminate the requirement of apportionment of appointments in the departmental service in the District of Columbia; and

Federal employees withholding of local taxes: H.R. 8342, to provide for the application of local withholding taxes to Federal employees who are residents of such locality.

Sent to the Senate, amended:

Pueblo Indian lands: H.R. 2719, to authorize the Secretary of the Interior to contract with the Middle Rio Grande Conservancy District of New Mexico for the payment of operation and maintenance charges on certain Pueblo Indian lands. Pages 29821–29823

Under Secretary of Defense for Policy: House passed, with amendment, S. 1372, to disestablish one of the positions of Deputy Secretary of Defense and establish an Under Secretary of Defense for Policy—returning the measure to the Senate. Agreed to amend the title of the Senate bill. Pages 29823–29824

Printing: House agreed to H. Con. Res. 263, providing for the printing of three thousand additional copies of the report by the Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition of the Committee on Agriculture entitled "The Role of the Federal Government in Nutrition Education." Page 29824

Military Doctors and Dentists: House passed S. 1731, extending the special pay provisions for physicians and dentists in the uniformed services and reinstating the special pay provisions for optometrists and veterinarians in the uniformed services—clearing the measure for the President. Page 29825

Black Lung Benefits: By a yea-and-nay vote of 283 yeas to 100 nays with 1 voting "present", Roll No. 564, the House passed H.R. 4544, to amend the Federal Coal Mine Health and Safety Act to improve the black lung benefits program established under such Act.

Rejected a motion to recommit the bill to the Committee on Education and Labor.

Agreed to the committee amendment in the nature of a substitute as amended by an amendment in the nature of a substitute that deletes the 25 and 30 year entitlement provisions based on years of service in mines; prohibits miners from receiving black lung benefits while still employed; eliminates the provisions which denied HEW the right to appeal claims; subjects benefit payments from the trust fund to the appropriations process; and brings the bill in technical compliance with the Congressional Budget Act and prohibits retroactive payment of black lung benefits generated as a result of this legislation.

Rejected the following amendments to the substitute to the committee amendment:

An amendment in the nature of a substitute that sought to provide that claims could be filed for 1 year after the effective date of the bill through the Department of Labor; that benefits from eligible and existing claims be paid by the Federal government for the life of the claimants; and that all claims filed after the 1-year deadline would be filed and paid pursuant to State workers' compensation laws (rejected by a recorded vote of 108 ayes to 268 noes with 1 voting "present", Roll No. 561);

An amendment that sought to delete language providing an offset only against workmen's compensation benefits being received because of black lung disease (rejected by a recorded vote of 106 ayes to 268 noes with 1 voting "present", Roll No. 562); and

An amendment that sought to delete language permitting the Secretary to accept the opinion of the claimant's physician concerning the presence of black lung disease unless there was cause to believe an X-ray was not of sufficient quality or that the miner was being misrepresented (rejected by a recorded vote of 136 ayes to 242 noes with 1 voting "present", Roll No. 563.

Pages 29828–29851

Late Report: Committee on Interstate and Foreign Commerce received permission to file a report by midnight tonight on H.R. 8422, to amend title XVIII of the Social Security Act to provide payment for rural health clinic services. Page 29851

Temporary Debt Limit: By a yea-and-nay vote of 180 yeas to 201 nays, Roll No. 566, the House failed to pass H.R. 8655, to increase the temporary debt limit.

H. Res. 764, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 284 yeas to 96 nays, Roll No. 565. Pages 29853–29856

Meeting Hour: Objection was heard to a request that the House meet at 10 a.m. on Wednesday, September 21. Page 29857

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 29874

Adjournment: Adjourned at 4:58 p.m.

Committee Meetings

MILITARY AIRLIFT

Committee on Armed Services: Began hearings on posture of military airlift; and H.R. 2637, relating to civil aircraft contracts to provide increased cargo airlift capability. Testimony was heard from Gen. William G. Moore, Commander-in-Chief, and other representatives of the Military Airlift Command; and representatives of National Air Carrier Association, Inc.; Air Transport Association of America; Pan American Airlines; and The Flying Tiger Line, Inc.

Hearings continue tomorrow.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on H.R. 9086, Safe Banking Act, with testimony from John Geilfuss, on behalf of Association of Bank Holding Companies.

Hearings continue tomorrow.

DISTRICT OF COLUMBIA MISCELLANY

Committee on the District of Columbia: Met and ordered reported favorably to the House the following bills:

S. 1060 amended, to restate the charter of the George Washington University;

H.R. 7747 amended, with respect to the release or detention prior to trial of persons charged with certain violent or dangerous crimes; and

H.R. 7766, to authorize the Mayor of the District of Columbia to enter into an agreement with the United States Postal Service with respect to the use of certain public air space in the District of Columbia.

LONGSHOREMEN'S AND HARBOR WORKERS' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Longshoremen's and Harbor Workers' Compensation Act with testimony from public witnesses.

NUCLEAR ENERGY COSTS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources continued hearings on nuclear energy costs. Testimony was heard from Ralph Nader, Consumers' Advocate; Peter Skinner, Office of New York State Attorney General; Stanley Van Ness, Department of Public Advocate, State of Connecticut; and public witnesses.

CUSTOMS OPENING OF INTERNATIONAL MAIL

Committee on Government Operations: Subcommittee on Government Information and Individual Rights continued hearings on opening of international mail by Customs Service. Testimony was heard from Deputy Assistant Secretary of Defense D. O. Cook.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Services met and approved installation of laundry facilities for the House of Representatives and all other pending items.

ERDA AUTHORIZATION—TRANSFER OF FRANCHISE FEES

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on and approved for full committee action the following bills:

S. 266 amended, to authorize appropriations to the Energy Research and Development Administration for financial assistance to limit radiation exposure from uranium mill tailings used for construction; and

S. 2076, to authorize the Secretary of the Interior to transfer franchise fees received from certain concession operations at Grand Canyon National Park, Arizona, to the Grand Canyon Unified School District, Arizona.

Testimony was heard from James Liverman, ERDA.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of H.R. 8121, Hospital Cost Containment Act of 1977, and will resume on Wednesday, Sept. 21.

USE OF ANTIBIOTICS IN ANIMAL FEEDS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations began hearings on the use of antibiotics in animal feeds. Testimony was heard from Gregory Ahart, GAO; and Dr. Stanley Falco, Professor, University of Washington.

Hearings continue Friday, Sept. 23.

FINANCIAL DISCLOSURE ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued markup of H.R. 1, Financial Disclosure Act, and will resume tomorrow.

FEDERAL EMPLOYMENT PREFERENCE

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits met and approved for full committee action a clean bill in lieu of H.R. 4153, to allow Federal employment preference to certain employees of the Bureau of Indian Affairs, and to certain employees of the Indian Health Service, who are not entitled to the benefits of, or who have been adversely affected by the application of, certain Federal laws allowing employment preference to Indians.

FEDERAL WATER POLLUTION CONTROL ACT

Committee on Public Works and Transportation: Continued hearings on amendments to the Federal Water Pollution Control Act. Testimony was heard from a panel of environmentalists; Representatives Young of Alaska and Aspin.

Hearings continue Thursday, Sept. 22.

GSA PROCEDURES FOR SELECTING ARCHITECTS AND ENGINEERS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds began hearings on the procedures used by the General Services Administration in selecting architects and engineers for Federal projects. Testimony was heard from officials of GSA and American Institute of Architects.

Hearings continue tomorrow.

PRESIDENT'S WELFARE PROPOSALS

Committee on Ways and Means: Subcommittee on Welfare Reform began hearings on the President's welfare legislation. Testimony was heard from HEW Secretary Califano; and Secretary of Labor Marshall.

Hearings continue tomorrow.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Subcommittee on Social Security continued markup of Social Security Financing legislation, and will resume tomorrow.

Tuesday, September 20, 1977

Senate

Chamber Action

Routine Proceedings, pages 29222–29958

Bills Introduced: Three bills and one resolution were introduced, as follows: S. 2112–2113; and S. Res. 263. Page 29935

Bills Reported: Reports were made after adjournment of the Senate, as follows:

S. 2114, authorizing Federal action to encourage energy conservation, efficiency, and equitable rates in public utility systems (S. Rept. 95–442); and

S. Res. 263, to waive section 402(a) with respect to Senate consideration of S. 2114 (without written report—referred to Committee on the Budget).

Bills Passed:

Associate Attorney General: Senate passed without amendment and sent to the House S. 2089, to cre-

ate a new position of Associate Attorney General in the Department of Justice. Pages 29922–29923

Black lung benefits reform: Senate passed and returned to the House H.R. 4544, making reforms in the administration of the black lung benefits program, after striking all after the enacting clause and inserting in lieu thereof the text of Senate companion measure, S. 1538, as amended by the Senate on July 21, 1977.

S. 1538 was then indefinitely postponed. Page 29924

Library Services and Construction: Senate agreed to the conference report on S. 602, to extend programs under the Library Services and Construction Act, thus clearing the measure for action of the House.

Pages 29957–29958

Natural Gas Pricing: Senate continued consideration of S. 2104, to establish a comprehensive natural gas policy.

Pending at adjournment was Bartlett amendment No. 887, in the nature of a substitute bill.

Pages 29924–29933

Bills Referred: Four House-passed measures were referred to appropriate Senate committees. Page 29935

Unanimous Consent Calendar: Three measures were transferred in the calendar to Measures Cleared To Be Considered by Unanimous Consent. Page 29923

Messages From the House: Pages 29933–29934

Amendments Submitted for Printing: Pages 29936–29942

Confirmations: Page 29958

Nominations: Page 29958

Executive Communications: Page 29934

Statements on Introduced Bills: Page 29935

Additional Statements: Pages 29942–29957

Confirmation: Senate confirmed the nomination of Ronald E. Angel, to be U.S. marshal for the Northern District of Georgia. Page 29958

Nominations: Senate received four Army nominations in the rank of General. Page 29958

Adjournment: Senate met at 10:30 a.m. and adjourned at 5:55 p.m. Page 29958

Committee Meetings

DOD APPROPRIATIONS

Committee on Appropriations: Defense Subcommittee met in closed session to hear Secretary of Defense Harold Brown on proposed budget amendments for the Defense establishment and for certain strategic programs.

Subcommittee will meet again tomorrow to receive testimony on proposed reprograming of funds for fiscal year 1977 for the Army, Navy and Air Force.

DEFENSE SUPPLEMENTAL AUTHORIZATION/NOMINATIONS

Committee on Armed Services: Committee in closed session ordered favorably reported the following business items: S. 1863, authorizing supplemental funds for fiscal year 1978 procurement of aircraft and missiles, and research, development, test, and evaluation for the Armed Forces (amended). As approved by the committee, the bill authorizes $364.47 million;

An original resolution waiving section 402(a) of the Congressional Budget Act to provide for consideration of S. 1863; and

9,655 routine nominations in the Army, Navy, Air Force, and Marine Corps.

DEEP MINERAL RESOURCES ACT

Committee on Commerce, Science, and Transportation: Committee continued joint hearings with Energy and Natural Resources Subcommittee on Public Lands and Resources on S. 2053, to promote the orderly and environmentally sound exploration for and commercial recovery of hard mineral resources of the deep seabed, receiving testimony from Representative Breaux; Marne Dubs, American Mining Congress, Washington, D.C.; B. Gill Clements, SEDCO, Inc., Dallas; James G. Wenzel, Lockheed Missiles and Space Company, Sunnyvale, Calif.; Phillip Hawkins, United States Steel Corporation, Pittsburgh; Northcutt Ely, Deepsea Ventures, Inc., Gloucester Point, Va.; Milton Stern, Kennecott Copper Corporation, New York City; C. Thomas Houseman, The Chase Manhattan Bank, New York City; Earle V. Maynard, Earle V. Maynard and Company, San Francisco; and Alan Kaufman, Cambridge, Mass.

Hearings continue on Tuesday, October 4.

PUBLIC UTILITY POLICIES

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation held hearings on subpart 3 (dealing with inter-connection of electric utilities) of Part E—Electric Utility Rate Reform, of S. 1469, the proposed National Energy Policy Act, receiving testimony from David J. Bardin, Deputy Administrator, Federal Energy Administration; Donald D. Jordan, Houston Lighting and Power Company, Houston, Texas; S. C. Phillips, Jr., Central and Southwest Services, Inc., Dallas; Jay M. Galt, Oklahoma City, representing Municipal Electric Systems of Oklahoma; T. L. Austin, Jr., Texas Utilities, Inc., Dallas; Larry Hobard, American Public Power Association, Washington, D.C.; Guy W. Nichols, New England Electric System, Westborough, Mass.; Malcolm Duncan, Louisville, representing Kentucky Utilities; and Merle L. Burgin, New Roads, Louisiana, representing the National Rural Electric Cooperative Association.

Hearings were adjourned subject to call.

WILDERNESS

Committee on Energy and Natural Resources: In an evening session on Monday, September 19 Subcommittee on Parks and Recreation held hearings on S. 1180, to designate as wilderness certain endangered public lands, and to provide for the study of additional public lands for possible designation as wilderness, receiving testimony from M. Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research, and Education; John McComb, The Sierra Club, Washington, D.C.; William Cunningham, The Wilderness Society, Washington, D.C.; Steven Young, The National Audubon Society, Washington, D.C.; David Ortman, Friends of the Earth, all of Washington, D.C.; Arnold Ewing, Northwest Timber Association, Eugene; Larry Blasing, Inland Forest Resource Council, Missoula, Montana; Holway Jones, Oregon Environmental Council, Kurt Kutay, Citizens for Wild Rogue and Joseph Walicki, Save French Pete Committee, all of Eugene; Norman Byorkund, Industrial Forestry Association, Portland; Erwin Kulosa, Federal Timber Purchasers Association, Albuquerque; Timothy Mueller, Bennett Lumber Products, Inc., Princeton; N. J. Kuehne, American Plywood Association, Tacoma; Gwynn Shearer, Shearer Lumber Company, Elk City, Idaho; Lewis Crea, Board of County Commissioners, Idaho County, Idaho; and Theodore Turner, Salmon River Lumber Company, Riggins, Idaho.

Committee met again on Tuesday evening, September 20.

PUBLIC BUILDINGS

Committee on Environment and Public Works: Subcommittee on Regional and Community Development concluded hearings on the following public building prospectuses: Border Station, Fort Kent, Maine; Ambassador Bridge Border Station, Detroit; Federal Office Building and Courthouse, South Bend: Federal Center South, Seattle; and Agriculture South and Lafayette Building, both in Washington, D.C. Witnesses heard were Loy Shipp, Assistant Commissioner for Space Planning and Management, William Campbell, Assistant Commissioner for Buildings Management, Fred Wendehack, Deputy Assistant Commissioner for Buildings Management, and Wolfgang Zoelner, Director, Repair and Alterations program, all of the General Services Administration.

NATIONAL ENERGY TAX

Committee on Finance: Committee continued consideration of the proposed National Energy Tax Act (as embodied in H.R. 8444, which is being held at the Senate desk) and announced several decisions including deletion of the "gas guzzler" tax from the House bill, and deletion of the House provisions which would repeal the state and local motor fuel tax deduction for individual income taxes paid after December 31, 1977.

A press release summarizing actions taken by the Committee today is available at the Committee office in 2227 Dirksen Office Building.

Committee will meet again tomorrow.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. Res. 238, expressing the sense of the Senate that the U.S. delegation to the United Nations should work with the delegations of other member nations to call for a World Assembly on Aging and a World Year on Aging; and

The following nominations:

Arthur J. Goldberg, of the District of Columbia, to be Ambassador at Large and U.S. Representative to the Conference on Security and Cooperation in Europe and Chairman of the U.S. Delegation to the CSCE;

George W. Landau, of Maryland, to be Ambassador to Chile;

The following-named persons to be Representatives of the United States to the Thirty-second Session of the General Assembly of the United Nations: Andrew J. Young, of Georgia; James F. Leonard, Jr., of New York; Lester L. Wolff, United States Representative from the State of New York; Charles W. Whalen, Jr., United States Representative from the State of Ohio; and Coretta Scott King, of Georgia; and

The following-named persons to be Alternate Representatives of the United States to the Thirty-second Session of the General Assembly of the United Nations: Donald F. McHenry, of Illinois; Melissa F. Wells, of New York; Allard Kenneth Lowenstein, of New York; Marjorie Craig Benton, of Illinois; and John Clifford Kennedy, of Oklahoma.

Also, committee agreed to request an extension of one week (to September 30) for reporting S. 897, to strengthen U.S. policy on nuclear nonproliferation, and to reorganize certain export functions.

ENERGY PREPAREDNESS FOR WINTER

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations continued hearings to examine what Federal actions are necessary to anticipate problems arising from possible insufficient supplies of energy in the event of another colder than normal winter. Witnesses heard were Gov. Ella Grasso, of Connecticut, Hartford; Lt. Gov. Thomas P. O'Neill, Jr., of Massachusetts, Boston; Charles B. Curtis, Chairman, Federal Power Commission; and Graciela Olivarez, Director, Community Services Administration.

Hearings continue tomorrow.

CIA/HUMAN DRUG TESTING

Committee on Human Resources, Subcommittee on Health and Scientific Research began hearings to examine new information concerning the nature and extent of CIA biological research programs involving human beings. Witnesses heard were Dr. Charles Geshickter, Sr., Geshickter Fund for Medical Research, Washington, D.C.; and David Rhodes, Charles Siragusa, George Belk, Ira Feldman, and Dr. Robert Lashbrook, cities undisclosed.

Hearings continue tomorrow.

NATIONAL LABOR RELATIONS ACT

Committee on Human Resources: Subcommittee on Labor began hearings on S. 1883 and 1855, to strengthen the remedies and expedite the procedures under the National Labor Relations Act, receiving testimony from Senator Tower; Secretary of Labor F. Ray Marshall; and John H. Fanning, Chairman, National Labor Relations Board.

Hearings continue tomorrow.

OFFICE OF HUMAN DEVELOPMENT REORGANIZATION

Committee on Human Resources: Subcommittee on the Handicapped held hearings to review the reorganization of the Office of Human Development in the Department of HEW with a view to ascertaining the effect of such reorganization on programs for the handicapped. Witnesses heard were Arabella Martinez, Assistant Secretary of Health, Education, and Welfare for Human Development Services; Dr. Elizabeth Boggs, National Association of Retarded Citizens, Dr. Edward Newman, Epilepsy Foundation of America, James Murphy, United Cerebral Palsy, and Dr. Frank G. Bowe, American Coalition of Citizens with Disabilities, all of Washington, D.C.; and Frederick Weintraub, Council for Exceptional Children, Reston, Va.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 9206–9227; 4 private bills, H.R. 9228–9231; and 5 resolutions, H.J. Res. 597, and H. Res. 767–770 were introduced.

Pages 30017–30018

Bills Reported: Reports were filed as follows:

H.R. 7747, to amend title 23 of the District of Columbia Code with respect to the release or detention prior to trial of persons charged with certain violent or dangerous crimes, amended (H. Rept. 95-610);

H.R. 7766, to authorize the Mayor of the District of Columbia to enter into an agreement with the United States Postal Service with respect to the use of certain public air space in the District of Columbia (H. Rept. 95-611);

S. 1060, to amend the Act of February 9, 1821, to restate the charter of The George Washington University, amended (H. Rept. 95-612);

H. Res. 767, providing for H.R. 8638, Nuclear Anti-Proliferation Act of 1977 (H. Rept. 95-613); and

H.R. 8390, to authorize appropriations during fiscal year 1978 for procurement of aircraft and missiles, and research, development, test and evaluation for the Armed Forces (H. Rept. 95-614). Pages 30016–30017

Journal Approved: By a yea-and-nay vote of 383 yeas to 17 nays, with 2 voting "present", Roll No. 567, the House approved the Journal of the proceedings of Monday, September 19. Page 29959

Late Report: Committee on Armed Services received permission to file a report by midnight tonight on H.R. 8390, to authorize appropriations during fiscal year 1978 for procurement of aircraft and missiles, and research, development, test and evaluation for the Armed Forces. Page 29959

Subcommittees To Sit: Subcommittee on Compensation, Pension, and Insurance of the Committee on Veterans' Affairs received permission to sit today during proceedings of the House under the 5-minute rule; and Subcommittee on Minority Enterprise and General Oversight of the Committee on Small Business received permission to sit today during general debate.

Page 29960

Private Calendar: On the call of the Private Calendar, the House passed the following:

Sent to the Senate without amendment: H.R. 2662 and 2558.

Sent to the Senate amended H.R. 3625.

Passed over without Prejudice: H.R. 1405, 3085, 3090, 1777, 1787, 4401, and 1798. Pages 29960–29962

Late Reports: Committee on the District of Columbia received permission to file reports by midnight tonight on S. 1060, to amend the Act of February 9, 1821, to restate the charter of The George Washington University; H.R. 7747, to amend title 23 of the District of Columbia Code with respect to the release or detention prior to trial of persons charged with certain violent or dangerous crimes; and H.R. 7766, to authorize the Mayor of the District of Columbia to enter into an agreement with the U.S. Postal Service with respect to the use of certain public air space in the District of Columbia. Page 29962

District Office Space: By a yea-and-nay vote of 215 yeas to 193 nays, with 1 voting "present", Roll No. 568, agreed to H. Res. 687, providing for district office space for Members of the House of Representatives.

Pages 29962–29967

ERDA Research and Development Authorization: House considered H.R. 6796, ERDA Authorizations for Civilian Research and Development; but came to no resolution thereon. Proceedings under the 5-minute rule will continue tomorrow.

Pending when the Committee of the Whole rose was a committee amendment in the nature of a substitute.

Took the following action in the Committee of the Whole:

Agreed to several amendments en bloc offered by the Committee on Armed Services; and

An amendment that adds $7 million to solar electric applications for a parallel design of a 1500 kilowatt wind energy conversion system.

Rejected:

An amendment that sought to reduce funding level for the Clinch River Breeder Reactor by $75 million to delay construction for 1 year (rejected by a recorded vote of 129 ayes to 277 noes, Roll No. 570); and

A substitute amendment to the previous amendment that sought to reduce funding for the Clinch River reactor by $117 million, leaving $33 million for the close-out costs (rejected by a recorded vote of 162 ayes to 246 noes, Roll No. 569). Pages 29967–30004

Bill Rereferred: Committee on Banking, Finance and Urban Affairs was discharged from the further consideration of H.R. 5475, to amend the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 to extend relocation assistance to persons displaced as the result of real property acquisitions by private persons for federally assisted programs or projects; and the bill was rereferred to the Committee on Public Works and Transportation. Page 30004

Adjournment: Adjourned at 5:46 p.m.

Committee Meetings

DISASTER PAYMENTS

Committee on Agriculture: Met and ordered reported favorably to the House H.R. 9090, to exempt from payment limitations 1977 disaster payments made for wheat, feedgrains, upland cotton, and rice.

The committee began markup of H.R. 8681, to amend the Federal Insecticide, Fungicide, and Rodenticide Act, and will resume tomorrow.

EMERGENCY ALLOTMENT LEASE AND TRANSFER OF TOBACCO ALLOTMENTS

Committee on Agriculture: Subcommittee on Tobacco met and approved for full committee action H.R. 9143, to provide for emergency allotment lease and transfer of tobacco allotments or quotas for 1977 in certain disaster areas in South Carolina.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session for continued hearings on B-1 rescission; Minuteman III rescission; and fiscal year 1978 budget amendment.

MILITARY AIRLIFT

Committee on Armed Services: Continued hearings on posture of military airlift; and H.R. 2637, relating to civil aircraft contracts to provide increased cargo airlift capability. Testimony was heard from Representative Sikes; Paul J. Hyman, Office of Assistant Secretary of Defense; and representatives of Association of Naval Aviation, Inc.; Office of Chief of Naval Operations; Reserve Officers Association; and Naval Reserve Association.

SURVIVOR BENEFITS FOR RESERVISTS

Committee on Armed Services: Subcommittee on Military Compensation continued hearings on H.R. 97 and similar bills providing survivor benefits for reservists who have completed 20 years of creditable service but are not yet age 60. Testimony was heard from Members of Congress, and representatives of military personnel organizations.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on H.R. 9086, Safe Banking Act. Testimony was heard from Representatives Stark, Pattison of New York, and Goldwater; Department of Justice and public witnesses.

Hearings continue tomorrow.

FOOD PRICE OUTLOOK

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on the food price outlook for 1977–78. Testimony was heard from representatives of Council of Economic Advisers, and Department of Agriculture.

CONSUMER CREDIT PROTECTION ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs held a hearing on H.R. 8753, Consumer Credit Protection Act Amendments of 1977. Testimony was heard from representatives of Virginia Citizens Consumer Council; Center for Consumer Affairs, University of Wisconsin; Nilson Reports; and Michigan Consumer Council.

Hearings continue Thursday, September 22.

IMF SUPPLEMENTARY FINANCING FACILITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy held a hearing on supplementary financing facility for the International Monetary Fund. Testimony was heard from Undersecretary of the Treasury Anthony Solomon; and Richard Cooper, State Department.

LABOR LAW REFORM ACT

Committee on Education and Labor: Met for markup of H.R. 8410, Labor Law Reform Act, and will resume on Thursday, September 22.

EDUCATION PROGRAMS EXTENSION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held a hearing on H.R. 15, to extend for five years certain elementary, secondary, and other education programs. Testimony was heard from public witnesses.

Hearings continue tomorrow.

INDIAN EDUCATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued oversight hearings on Indian education—bilingual/bicultural programs. Testimony was heard from public witnesses.

NUCLEAR ENERGY COSTS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources continued hearings on nuclear energy costs with testimony from Dr. Henry Kelley, Office of Technology Assessment; and public witnesses.

Hearings continue tomorrow.

FREEDOM OF INFORMATION ACT EXEMPTION

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on national security exemption to the Freedom of Information Act. Testimony was heard from an official of Department of Justice; and a panel of three private attorneys.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and approved all items on the agenda.

CONSERVE HELIUM

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining held a hearing on H. Res. 91, to express the sense of the House of Representatives that the President of the U.S. should direct the Secretary of Interior to conserve the helium which is now being extracted from natural gas and wasted into the atmosphere. Testimony was heard from representatives of ERDA; Bureau of Mines; Senator McClure; and Representatives Sebelius and McCormack.

PANAMA CANAL TREATIES

Committee on International Relations: Continued hearings on the Panama Canal Treaties and related legislation. Testimony was heard from Representatives McDonald and Crane; and Alfred Graham, President, Central Labor Union/Metal Trades, Canal Zone.

Hearings continue Monday, September 26.

PEACE CORPS

Committee on International Relations: Subcommittee on International Development continued hearings on the Peace Corps: Purpose and Perspective. Testimony was heard from Joseph H. Blatchford, former Peace Corps director; and other public witnesses.

SOVIET UNION

Committee on International Relations: Subcommittee on Europe and the Middle East met in executive session for a briefing on the Soviet Union by representatives of the Central Intelligence Agency.

UNDERDEVELOPMENT IN AFRICA

Committee on International Relations: Subcommittee on Africa continued hearings on underdevelopment in Africa with testimony from public witnesses.

NORMALIZATION WITH THE PRC

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held a hearing on the global implications of normalization with the Peoples Republic of China. Testimony was heard from public witnesses.

Hearings continue tomorrow.

INTERSTATE MISCELLANY

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House the following bills:

H.R. 3815 as amended, Unlawful Corporate Payments Act;

H.R. 8518 as amended, 18 month review and study of food additives (saccharin); and

S. 266 as amended, to authorize appropriations to the Energy Research and Development Administration for financial assistance to limit radiation exposure from uranium mill tailings used for construction.

STANDARDS FOR NO-FAULT MOTOR VEHICLE ACCIDENT BENEFITS ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance met for discussion of H.R. 6601, Standards for No-Fault Motor Vehicle Accident Benefits Act.

REGULATION OF TRAVEL AGENCIES

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on H.R. 6222 and 9068, to provide for the cooperative regulation of the travel agency industry. Testimony was heard from American Society of Travel Agents; Air Transport Association; American Automobile Association, and other public witnesses.

Hearings continue tomorrow.

LAND MOBILE COMMUNICATIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued panel discussions on land mobile communications.

PRIVATE IMMIGRATION

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law met and acted on private immigration bills.

CONSTITUTIONAL RIGHTS OF INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued markup of H.R. 2439, to authorize actions for redress in cases involving the violation of the constitutional rights of institutionalized persons, and will resume on Thursday, September 22.

SPECIAL PROSECUTOR ACT

Committee on the Judiciary: Subcommittee on Criminal Justice met for markup of H.R. 2835, Special Prosecutor Act of 1977, and adjourned subject to call of the Chair.

FINANCIAL DISCLOSURE ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and approved for full committee action H.R. 1 amended, Financial Disclosure Act.

CHILD ABUSE PREVENTION ACT

Committee on the Judiciary: Subcommittee on Crime continued hearings on H.R. 3913, Child Abuse Prevention Act. Testimony was heard from public witnesses.

OCEAN DUMPING

Committee on Merchant Marine and Fisheries: Subcommittees on Oceanography and on Fisheries and Wildlife Conservation and the Environment held a joint oversight hearing on ocean dumping. Testimony was heard from Thomas Jorling, Assistant Administrator, EPA; Carmen F. Guarino, Commissioner, Water Department, City of Philadelphia; Robert Low, Administrator, New York City EPA; and Kenneth S. Kamlet, Esq., National Wildlife Federation.

POSTAL SERVICE ACT

Committee on Post Office and Civil Service: Subcommittees on Postal Operations and Services and on Postal Personnel and Modernization continued joint hearings on H.R. 7700, Postal Service Act of 1977. Testimony was heard from representatives of Department of Defense, U.S. Postal Service, and Civil Service Commission.

GSA PROCEDURES FOR SELECTING ARCHITECTS AND ENGINEERS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on the procedures used by the General Services Administration in selecting architects and engineers for Federal projects with testimony from public witnesses.

SURFACE TRANSPORTATION ASSISTANCE ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on H.R. 8648 and related bills, Surface Transportation Assistance Act of 1977. Testimony was heard from Secretary of Transportation Adams.

Hearings continue Wednesday, September 28.

AIRPORT AND AIRCRAFT NOISE REDUCTION ACT

Committee on Public Works and Transportation: Subcommittee on Aviation met and discussed H.R. 8729, Airport and Aircraft Noise Reduction Act, and will meet for markup on Friday, September 28.

OCEAN POLLUTION RESEARCH PROGRAM ACT

Committee on Science and Technology: Met and ordered reported favorably to the House S. 1617, as amended, Ocean Pollution Research Program Act.

NASA PROGRAM REVIEW

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather began hearings on NASA program review with testimony from NASA witnesses.

Hearings continue tomorrow.

MINORITY ENTERPRISE ACT

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight held a hearing on H.R. 567, Minority Enterprise Act of 1977; and H.R. 4960, to amend the Small Business Investment Act. Testimony was heard from representatives of Departments of Commerce and Defense; Office of Federal Procurement Policy; General Services Administration; and General Accounting Office.

Hearings continue tomorrow.

NUCLEAR ANTIPROLIFERATION ACT

Committee on Rules: Granted an open rule providing for the consideration of and 1 hour of general debate; and providing that the bill be read for amendment by titles instead of by sections, on H.R. 8638, Nuclear Antiproliferation Act of 1977. Testimony was heard from Representatives Bingham and Findley. A statement for the record was submitted by Representative McCormack.

ENERGY TRANSPORTATION SECURITY ACT

Committee on Rules: Granted an open rule providing for the consideration of and 2 hours of general debate; making the committee amendment in order as an original bill for the purpose of amendment, and providing one motion to recommit with or without instructions, on H.R. 1037, Energy Transportation Security Act of 1977. Testimony was heard from Chairman Murphy and Representatives Jacobs, Ruppe, and McCloskey.

VETERANS STATUS FOR WASPS

Committee on Veterans' Affairs: Select Subcommittee on WASPs held a hearing on H.R. 3277, to grant veterans status to Women's Air Force Service Pilots (WASPs). Testimony was heard from Representatives Quillen and Boggs; Senator Goldwater; and representatives of Veterans' Administration; veterans organizations; Department of Defense; and former WASPs.

FEDERAL FINANCING BANK

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the Federal Financing Bank. Testimony was heard from representatives of OMB; Treasury Department; GAO; State Department, and public witnesses.

WORLD STEEL TRADE

Committee on Ways and Means: Subcommittee on Trade held a hearing on world steel trade, current trends and structural problems. Testimony was heard from Ambassador Strauss, Special Representative for Trade Negotiations; a Government panel from Council of Economic Advisers, and Departments of Treasury, State, Commerce and Labor; and an academic panel; and a private panel.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Subcommittee on Social Security continued markup of Social Security financing legislation, and will resume tomorrow.

PRESIDENT'S WELFARE PROPOSALS

Committee on Ways and Means: Subcommittee on Welfare Reform continued hearings on the President's welfare legislation. Testimony was heard from Carol Tucker Foreman, Assistant Secretary for Food and Consumer Services, USDA; and Larry Woodworth, Assistant Secretary of the Treasury.

Hearings continue tomorrow.

Wednesday, September 21, 1977

Senate

Chamber Action

Routine Proceedings, pages 30147–30237

Bills Introduced: 11 bills and 1 resolution were introduced, as follows: S. 2114–2125; and S. Res. 264.

Pages 30202, 30217–30218

Bills Reported: Reports were made as follows:

S. 1651, to establish guidelines for courts in prescribing busing as a remedy in school desegregation cases, with an amendment, together with additional and minority views (S. Rept. 95–443);

H.R. 5742, authorizing funds for fiscal years 1978–1980 for carrying out the drug abuse law enforcement and regulatory responsibilities of the Department of Justice under the Controlled Substances Act, with an amendment (S. Rept. 95–444); and

S. 1509, returning to the U.S. title to certain lands previously conveyed to certain Indian pueblos in New Mexico, with amendments (S. Rept. 95–445).

H.R. 3744, to increase the minimum wage under the Fair Labor Standards Act, without recommendation (S. Rept. 95–446).

S. Res. 245, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1682, to implement the treaties between the United States and Mexico and Canada (Ex. D and H, respectively, 95th Cong., 1st sess.) calling for the transfer of offenders to or from those countries (S. Rept. 95–447).

Page 30202

Bills Passed:

Private bills: Senate passed and sent to the House S. 1654 and 1005, private bills; Pages 30147–30148

Gratuity: Senate agreed to S. Res. 261, authorizing payment of gratuities to survivors of a deceased Senate employee. Page 30148

Council on Wage and Price Stability: Senate passed without amendment and sent to the House S. 2056, to extend through September 30, 1979, the life of the Council on Wage and Price Stability.

Pages 30192–30195

Tariff—intravenous fat emulsion: Senate passed with committee amendments (incorporating texts of other tariff bills) and returned to the House H.R. 1904, suspending until July 1, 1980, the duty on intravenous fat emulsion; Pages 30195–30197

Tariff—latex: Senate passed with committee amendments (incorporating texts of other tariff bills) and returned to the House H.R. 2849, suspending until June 30, 1978, the rate of duty on mattress blanks of rubber latex; Page 30197

Tariff—silk: Senate passed with committee amendments and returned to the House H.R. 3373, extending through June 30, 1980, the current suspension of duty on certain classifications of yarns of silk. Page 30197

Banking Committee funds: Senate agreed to S. Res. 243, authorizing an additional $60,000 for expenses of the Committee on Banking, Housing, and Urban Affairs. Page 30197

Budget Act waiver: Senate agreed to S. Res. 245, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1682.

Pages 30197–30198

Prisoners treaties implementation: Senate passed with committee amendment and sent to the House S. 1682, to implement the treaties between the United States and Mexico and Canada (Ex. D and H, respectively, 95th Cong., 1st sess.), calling for the transfer of offenders to or from those countries.

Pages 30198–30201

International Financial Institutions: Senate agreed to the House amendment to the Senate amendment to H.R. 5262, authorizing U.S. subscriptions and contributions to six international financial institutions, thus clearing the measure for the President. Pages 30164–30166

Veterans' Benefits: Senate agreed to the House amendments to the Senate amendment to H.R. 1862, authorizing a cost-of-living increase for recipients of veterans disability compensation, thus clearing the measure for the President. Pages 30191–30192

Veterans' Benefits: Senate disagreed to the House amendment to the Senate amendment to H.R. 7345, to increase the rates of disability and death pensions for veterans (returned to the House). Pages 30191–30192

Natural Gas Pricing: Senate continued consideration of S. 2104, to establish a comprehensive natural gas policy.

By 73 yeas to 21 nays, Senate tabled Metzenbaum (for Kennedy) amendment No. 957, carrying with it Metzenbaum (for Kennedy) amendment No. 958, setting $1.45 per Mcf as the regulated price on new natural gas, in lieu of the present $1.75 per Mcf. Page 30151

By unanimous consent, it was agreed that at 6:30 p.m. on Thursday, September 22, record vote will occur on motion to table pending Bentsen-Pearson amendment No. 862, in the nature of a substitute, to provide for the deregulation of new natural gas. Page 30186

Pages 30151–30190

Nuclear Nonproliferation Report: Time was extended from September 23 until September 30, 1977, for Committees on Foreign Relations and Governmental Affairs to report S. 897, proposed Nuclear Nonproliferation Act of 1977. Page 30236

Consumer Controversies: Pursuant to the order of September 7, 1977, Committee on the Judiciary was discharged from the further consideration of S. 957, to provide financial assistance to the States to maintain systems which will fairly and expeditiously resolve controversies involving consumers, and the bill was placed on the Senate calendar. Page 30202

Bills Referred: H.R. 2558, 2662, and 3625, private bills, were referred to Committee on the Judiciary.

Page 30202

Messages From the House: Page 30201

Amendments Submitted for Printing:

Pages 30218–30220

Confirmations: Page 30237

Statements on Introduced Bills: Pages 30202–30216

Additional Statements: Pages 30221–30235

Treaty Reported: Protocol to the Convention on International Civil Aviation (Ex. A, 95th Cong., 1st sess.), was reported without reservation (Exec. Rept. 95–11).

Page 30202

Confirmations: Senate confirmed the following nominations:

Arthur J. Goldberg, of the District of Columbia, to be Ambassador at Large and U.S. Representative to the Conference on Security and Cooperation in Europe and Chairman of the U.S. Delegation to the CSCE;

George W. Landau, of Maryland, to be Ambassador to Chile;

The following-named persons to be Representatives of the United States to the Thirty-second Session of the General Assembly of the United Nations: Andrew J. Young, of Georgia; James F. Leonard, Jr., of New York; Lester L. Wolff, United States Representative from the State of New York; Charles W. Whalen, Jr., United States Representative from the State of Ohio; and Coretta Scott King, of Georgia;

The following-named persons to be Alternate Representatives of the United States to the Thirty-second Session of the General Assembly of the United Nations: Donald F. McHenry, of Illinois; Melissa F. Wells, of New York; Allard Kenneth Lowenstein, of New York; Marjorie Craig Benton, of Illinois; and John Clifford Kennedy, of Oklahoma; and

Nineteen Army in the rank of General; two Navy in the rank of Admiral; three Air Force in the rank of General; and sundry other nominations in the Army, Navy, Air Force, and Marine Corps. Page 30237

Record Vote: One record vote was taken today. 389). Page 30175

Adjournment: Senate met at 10:30 a.m. and adjourned at 6:45 p.m.

Page 30236

Committee Meetings

ANTIBIOTICS IN ANIMAL FEED

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation began hearings to examine the Federal Government's role in food safety and quality with testimony today on the use of antibiotics in animal feed. Witnesses heard were Donald Kennedy, Commissioner, Food and Drug Administration, Department of Health, Education, and Welfare; Dr. Walter Wilcox, Animal Drugs Assessment, Office of Technology Assessment, accompanied by Dr. Theodore Barley, Winrock International Livestock Research Center, Morrilton, Arkansas; Dr. Richard Novick, Public Health Research Institute, New York City; and Dr. David Hendlin, Merck Sharp and Dohme Research Laboratories, Rahway, N.J.

Hearings continue tomorrow.

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nominations of Lawrence O. Cooper, Sr., of Mississippi, and Edgar C. Rutherford, of California, each to be a member of the Federal Farm Credit Board, Farm Credit Administration, after the nominees testified and answered questions on their own behalf. Messrs. Cooper and Rutherford were introduced to the committee by Senators Eastland and Hayakawa, respectively.

REPROGRAMMING OF DEFENSE FUNDING

Committee on Appropriations: Defense Subcommittee held hearings to receive testimony on proposed reprogramming of funds for fiscal year 1977 for their respective activities as follows: Brigadier General William B. Maxson, Deputy Director for Development and Acquisition, Major General Charles F. G. Kuyk, Director of Operational Requirements, both of the Office of the Deputy Chief of Staff for Research and Development, and Brigadier General George C. Lynch, Deputy Director of Budget, all of the Air Force; Major General Richard L. West, Director of Army Budget; and Rear Admiral Stanley S. Fine, Director of Navy Budget and Reports and Rear Admiral Edward Barrineau, Joint Anti-Radiation Missiles, Naval Air Systems Command.

Hearings were adjourned subject to call.

APPROPRIATIONS—INTERIOR SUPPLEMENTAL

Committee on Appropriations: Subcommittee on the Interior began hearings on proposed supplemental appropriations for fiscal year 1978, receiving testimony in behalf of funds for their respective activities from Raymond V. Butler, Acting Deputy Commissioner of Indian Affairs, Vincent E. McKelvey, Director, U.S. Geological Survey; Ruth G. Van Cleve, Director, Office of Territorial Affairs; Joan M. Davenport, Assistant Secretary for Energy and Minerals; and Paul L. Reeves, Director, Office of Surface Mining Implementation Task Force, all of whom were accompanied by several of their associates of the Department of the Interior.

Subcommittee will meet again on Friday, September 23.

APPROPRIATIONS—JUSTICE COMMERCE SUPPLEMENTAL

Committee on Appropriations: Subcommittee held hearings on proposed supplemental appropriations for fiscal year 1978 for the Departments of Commerce, Justice and the SBA, receiving testimony in behalf of funds for their respective activities from Anne Wexler, Deputy Under Secretary for Regional Affairs, and Courtney M. Slater, Chief Economist, both of the Department of Commerce; Kevin D. Rooney, Assistant Attorney General for Administration, Barbara A. Babcock, Assistant Attorney General, Civil Division, M. Carr Ferguson, Assistant Attorney General, Tax Division, John Shenefield, Assistant Attorney General, Antitrust Division, and James M. H. Gregg, Assistant Administrator, Office of Planning and Management, Law Enforcement Assistance Administration, all of the Department of Justice; and A. Vernon Weaver, SBA Administrator.

Hearings were recessed subject to call.

APPROPRIATIONS—INTERCULTURAL CENTERS AND LABOR EDUCATION SUPPLEMENTAL

Committee on Appropriations: Subcommittee held hearings on funds proposed for Intercultural Centers, receiving testimony from Eugene Eidenberg, Deputy Under Secretary of HEW for International Affairs, and numerous public witnesses representing Intercultural Centers.

Also, subcommittee received testimony on proposed supplemental appropriations for fiscal year 1978 for the Departments of HEW and Labor, receiving testimony in behalf of funds for their respective activities from Donald Elisburg, Assistant Secretary for Employment Standards and Howard D. Samuel, Deputy Under Secretary for International Affairs, both of the Department of Labor; Mary Calais, Acting Assistant Commissioner, Office of Guaranteed Student Loans, Office of Education, Frank B. George, Assistant Commissioner, Office of Management and Administration, Social Security Administration, and Kenneth Levine, Deputy Assistant Secretary for Legislation, all of the Department of Health, Education, and Welfare.

Hearings were recessed subject to call.

TRUTH-IN-LENDING

Committee on Banking, Housing, and Urban Affairs: Committee began markup of legislation proposing simplification in the "truth-in-lending" laws (S. 1312, 1501, 1653, and 1846), but did not complete action thereon and recessed subject to call.

AUTO SAFETY STANDARDS

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded hearings on automotive safety standards pertaining to passive restraint devices promulgated by the Secretary of Transportation, after receiving testimony from Esther Peterson, Special Assistant to the President for Consumer Affairs; Archie G. Richardson, Jr., Automobile Owners Action Council, Washington, D.C.; Dr. Robert L. Hess, The Highway Safety Research Institute, University of Michigan, Ann Arbor; Dr. Seymour Charles, Physicians for Automotive Safety, Irvington, N.J.; Richard C. Peet, Citizens for Highway Safety, Washington, D.C.; and Donald C. Simpson, Pacific Legal Foundation, Washington, D.C.

WILDERNESS

Committee on Energy and Natural Resources: In an evening session on Tuesday, September 20, Subcommittee on Parks and Recreation concluded hearings on S. 1180 to designate as wilderness certain endangered public lands and to provide for the study of additional public lands for possible designation as wilderness. Witnesses heard were Senators Cranston, Hayakawa, Melcher and DeConcini, Representative Panetta; Josiah H. Beemen, Washington, D.C., representing the Governor of California; Joseph Fontaine, California Wilderness Coalition, Tehachapi, Calif.; Daniel Christiansen, Kern Plateau Association, and Kaweah Flyfishers, Clovis, Calif.; Anne Basker, Southern Oregon Resource Alliance, Grants Pass, Oregon; Douglas Scott, Northern Rockies Chapter, Sierra Club and Idaho Environmental Council, Seattle; Jack Marek, Chamber of Commerce of Grangeville, Idaho; James O'Donnell, Northwest Pine Association, Spokane; George Craig, Western Timber Association, San Francisco; Timothy Mahoney, Colorado Open Space Council Wilderness Workshop, Denver; Reverend David Randle, County Planner, Pitkin County, Colorado; Ronald Hawk, Southeast Alaska Conservation Council, Juneau, Alaska; Eber Glendening, Southern Arizona Hiking Club, Tucson; R. J. Pursley, Inspiration Consolidated Copper Company, Phoenix; and Joseph McCracken, Western Forest Industries Association, Portland.

NATIONAL ENERGY TAX

Committee on Finance: Committee considered crude oil equalization tax aspects of the proposed National Energy Tax Act (as embodied in H.R. 8444, which is being held at the Senate desk), and agreed to postpone a final vote on this section until it has considered amendments thereto and possible uses to which such tax moneys may be put.

Committee will resume consideration of the proposed National Energy Tax Act on Friday, September 23.

OPEC SURPLUSES

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy began hearings on the International Debt, OPEC Surpluses, and U.S. contribution to the "Witteveen Facility" of the International Monetary Fund, receiving testimony from Anthony Solomon, Under Secretary of the Treasury for Monetary Affairs; and Eugene Sherman, Merrill Lynch Government Securities, New York City.

Hearings continue on Friday, September 23.

C-130 AIRCRAFT

Committee on Foreign Relations: Subcommittee on Foreign Assistance and Near Eastern and South Asian Affairs held hearings jointly to receive testimony on the proposed sale of C-130-type aircraft to Egypt. Witnesses heard were Nicholas Veliotes, Deputy Assistant Secretary of State for Near Eastern and South Asian Affairs; and Lt. Gen. H. M. Fish, Director, Defense Security Assistance Agency and Deputy Assistant Secretary of Defense for International Security Assistance.

Hearings were recessed subject to call.

ENERGY PREPAREDNESS FOR WINTER

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations continued hearings to examine what Federal actions are necessary to anticipate problems arising from possible insufficient supplies of energy in the event of another colder-than-normal winter. Witnesses heard were John F. O'Leary, Administrator, accompanied by David J. Bardin, Deputy Administrator, both of the Federal Energy Administration; Bardyle R. Tiranna, Director, Defense Civil Preparedness Agency; and Ronell F. Harris, Portland, Maine, and Charles H. Burkhardt, both representing the New England Fuel Institute.

Hearings were adjourned subject to call.

EDUCATIONAL GRANT PROGRAM

Committee on Human Resources: Subcommittee on Education, Arts, and the Humanities held hearings to review the proposed family contribution schedule of the basic educational opportunity grant program, in accordance with P.L. 94-482. Witnesses heard were Leo L. Kornfeld, Deputy Commissioner, Bureau of Student Financial Assistance, Office of Education, Department of Health, Education, and Welfare; Dr. Dallas Martin, National Association of Student Financial Aid Administrators, Washington, D.C.; and

Michael J. Scarpelli, New York State Beauty School Association, New York City.

Hearings were adjourned subject to call.

CIA DRUG TESTING

Committee on Human Resources: Subcommittee on Health and Scientific Research continued hearings to examine new information concerning the nature and extent of CIA biological research programs involving human beings. Witnesses heard were Admiral Stansfield Turner, Director of Central Intelligence; Deanne Siemer, General Counsel, Department of Defense; Peter Bensinger, Drug Enforcement Administrator, Department of Justice; and Dr. Sidney Gottlieb, California.

Hearings were recessed subject to call.

NATIONAL LABOR RELATIONS ACT

Committee on Human Resources: Subcommittee on Labor continued hearings on S. 1883 and 1855, to strengthen the remedies and expedite the procedures under the National Labor Relations Act, receiving testimony from Sol Stetin, Amalgamated Clothing and Textile Workers Union, AFL-CIO, Washington, D.C.; James A. Parker and Rev. Harry Bowie, United Brotherhood of Carpenters and Joiners of America, Washington, D.C.; John T. Dunlop, Belmont, Mass.; Willard Wirtz, Washington, D.C.; Reed Larsen, The National Right to Work Committee, Fairfax, Va.; and Philip Abrams, Associated Builders and Contractors, Washington, D.C.

Hearings continue tomorrow.

LAW ENFORCEMENT

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings to examine the erosion of law enforcement intelligence gathering capabilities, receiving testimony from Peter B. Bensinger, Administrator, Drug Enforcement Administration, Department of Justice.

Hearings continue on Wednesday, September 28.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported the following resolutions:

An original resolution requesting an additional $38,400 for the Committee on Rules and Administration to enable the committee to pay its share for the continued operation of the Congressional Placement Office, to provide for the publication of legal documents of concern to the Congress, and to provide for the publication of the Senate Edition of the Congressional Handbook in cooperation with the House Select Committee on Congressional Operations; and

Two original resolutions authorizing the payment of gratuities to the survivors of two deceased Senate employees.

Also, committee held hearings in connection with contributions solicited from or made by Members and employees of the Senate, and proper use of staff in political campaigns (in accordance with S. Res. 110), receiving testimony from Senators Curtis, Inouye, and Johnston.

Hearings were recessed subject to call.

VETERANS' RIGHTS

Committee on Veterans' Affairs: Committee resumed hearings on S. 364, to provide for the judicial review of administrative decisions promulgated by the Veterans' Administration, and to allow veterans full access to legal counsel in proceedings before the VA, receiving testimony from Senator Hart; Edward H. Golembieski, the American Legion, Washington, D.C.; Harvey Levin, and Marion Harrison, American Bar Association, Washington, D.C.; Otto Lukert, National Association of Concerned Veterans, Washington, D.C.; Thomas Wincek, Minneapolis, representing the National Association of Veteran Program Administrators; Larry Roffee, Paralyzed Veterans of America, Inc., Washington, D.C.; Arthur L. Guerrero, Denver; Dr. Alcide D. Pellerin, Salem, Va.; Robert C. White, National University, San Diego; John Bolt Culbertson, Greenville, S.C.; Frederick J. Gross, Takoma Park, Md.; George Lively, Military Law Project and Shelby County Legal Services Association, Memphis, Tenn.; and Carlos M. Soler, representing the National Congress of Puerto Rican Veterans, Puerto Rico.

Hearings continue on Monday, October 10.

SBA PAPERWORK

Select Committee on Small Business: Subcommittee on Government Regulation and Small Business Advocacy held hearings to receive testimony from, Deputy SBA Administrator Patricia M. Cloherty, on suggestions by the Small Business Administration for simplification of their loan application forms.

Hearings were adjourned subject to call.

OLDER AMERICANS HEALTH CARE

Special Committee on Aging: Committee held hearings to explore alternatives to hospital and nursing home care for older Americans, receiving testimony from Robert Derzon, Administrator, Health Care Financing Administration, and Dr. Joyce Lashof, Deputy Assistant Secretary for Health Programs, both of the Department of Health, Education, and Welfare; Joan Quinn, Plainville, Connecticut; and Dr. Neville Doherty, Storrs, Conn.; both of Project Triage; Charlotte Hamill, Burke Rehabilitation Center, White Plains, New York; Dr. Philip G. Weiler, Lexington-Fayette County Health Department, Lexington, Ky.; Claire Cooney, New York City; and Mary Louise Ansak, Dr. William L. Gee and Hadley D. Hall, all of San Francisco.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 9232–9246; and 1 resolution, H. Res. 771, were introduced.

Pages 30146–30147

Bills Reported: Reports were filed as follows:

H.R. 5643, Convention on Cultural Property Implementation Act, amended (H. Rept. 95–615); and

H.R. 5858, to amend the Tariff Schedules of the United States to permit the free entry of Canadian petroleum (including reconstituted crude petroleum) and crude shale oil, provided that an equivalent amount of the same kind and quality of domestic or duty-paid foreign crude petroleum (including reconstituted crude petroleum) and crude shale oil has been exported to Canada, amended (H. Rept. 9–616). Page 30146

Medicare-Medicaid Abuse: By a yea-and-nay vote of 374 yeas to 6 nays, Roll No. 571, the House agreed to H. Res. 743, a rule providing for the consideration of and 2 hours of general debate on H.R. 3, to strengthen the capability of the Government to detect, prosecute, and punish fraudulent activities under the medicare and medicaid programs. Pages 30065–30069

Nuclear Antiproliferation Act: By a yea-and-nay vote of 388 yeas, Roll No. 572, the House agreed to H. Res. 767, a rule providing for the consideration of and 1 hour of general debate on H.R. 8638, to provide for more effective control over the proliferation of nuclear explosive capability. Pages H9737–H9739

Federal Insecticide, Fungicide, and Rodenticide Act: By a yea-and-nay vote of 383 yeas to 10 nays, the House agreed to H. Res. 620, Roll No. 573, a rule providing for the consideration of and 1 hour of general debate on H.R. 7073, to extend the Federal Insecticide, Fungicide, and Rodenticide Act, as amended.

Pages 30071–30072

Veterans Auto Assistance: House cleared for the President H.R. 6502, to provide an automobile assistance allowance and automotive adaptive equipment to veterans of World War I; by agreeing to the amendment of the Senate thereto. Page 30072

Veterans Benefits: House agreed to the amendment of the Senate to H.R. 7345, to increase the rates for disability and death pensions for veterans; with an amendment; clearing the measure for further Senate action. Pages 30072–30074

Veterans Benefits: House agreed to the amendment of the Senate to H.R. 1862, to increase the rates of disability compensation for disabled veterans; to increase the rates of dependency and indemnity compensation for their survivors; with amendments; clearing the measure for further Senate action. Pages 30074–30077

ERDA Research and Development Authorization: House continued consideration of H.R. 6796, ERDA Authorizations for Civilian Research and Development; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Friday, September 23.

By a yea-and-nay vote of 390 yeas to 1 nay, Roll No. 574, the House agreed to resolve itself into the Committee of the Whole House on the State of the Union for the further consideration of the bill.

Pending when the Committee rose was an amendment designed to improve the electric vehicle demonstration program to provide for one ongoing R. & D. program similar to that for motor vehicle technology, the amendment would also establish an Electric Vehicle Guarantee Program identical to the one for geothermal energy development (the amendment had been agreed to by a division vote of 38 ayes, but a point of order against the vote was made on the basis of a lack of a quorum).

Agreed To:

A technical amendment;

An amendment that requires at least $10.4 million of funds appropriated for the LMFBR be expended for development and testing of steam generators and liquid metal pumps and for advanced fuel development; and adds $5 million to include long lead procurement and limited construction of modifications to the Liquid Metal Engineering Center, Santa Susanna, Calif.;

An amendment that calls for the submission and approval of a program plan prior to the expenditure of funds for R. & D. at the Barnwell Nuclear Fuels Plant, related to alternative fuel cycle technologies, safeguard systems, spent fuel storage and waste management;

The Committee on Armed Services committee amendment to title II;

An amendment designed to clarify provisions giving the Federal Government title to any patent developed, shall apply only in the event there is a default in payment under the loan guarantee;

An amendment that provides energy traineeships for up to 500 graduate students per year in engineering, physical and social sciences, establishes 100 vocational courses in solar heating, cooling, and conservation;

An amendment that authorizes $28 million for Federal procurement of solar photovoltaic equipment to stimulate mass production and lower prices for the systems (agreed to by a recorded vote of 227 ayes to 179 noes, Roll No. 576);

An amendment that restricts the air shipment of plutonium to containers capable of withstanding high-speed aircraft crashes;

An amendment that authorizes ERDA to provide loan guarantees to finance municipal and private projects that use solid waste (biomass) as an energy source;

An amendment to the previous amendment to clarify provisions giving the Federal Government title to any patent developed, shall apply only in the event there is a default in payment under the loan guarantee;

An amendment that provides new language for title III, Automotive Transport Research and Development, spelling out the responsibilities of the Secretary of Transportation and the ERDA Administrator in carrying out the automotive R. & D. program; and

An amendment that places a cap on pricing for uranium enrichment services (agreed to by a division vote of 33 ayes).

Rejected:

An amendment that sought to provide for gradually increasing private financial participation in paying off cost overruns on the Clinch River Breeder Reactor which exceed $2 billion (rejected by a recorded vote of 196 ayes to 206 noes, Roll No. 575); and

An amendment that sought to earmark funds for research and demonstrations of advanced processes for re-refining used lubricating oils.

An amendment was offered but subsequently withdrawn that would require that Congress approve all loan guarantees over $50 million issued under the alternative fuels loan guarantee program. Pages 30077–30127

Referral: One Senate-passed bill was referred to the appropriate House committee. Page 30146

Adjournment: Adjourned at 3:18 p.m.

Committee Meetings

MARKETING PROMOTION OF RAISINS—FIFRA AMENDMENTS

Committee on Agriculture: Met and ordered reported favorably to the House H.R. 6782 amended, to permit marketing orders to include marketing promotion of raisins; and

Continued markup of H.R. 8681, to amend the Federal Insecticide, Fungicide and Rodenticide Act, and will resume tomorrow.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued hearings with testimony from public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on fiscal year 1977 reprogrammings.

PUBLIC WORKS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Public Works held a hearing on ERDA supplemental for fiscal year 1978.

ETHICS IN GOVERNMENT ACT

Committee on Armed Services: Subcommittee on Investigations began markup of H.R. 6954, Ethics in Government Act of 1977, and will resume on Thursday, Sept. 29.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on H.R. 9086, Safe Banking Act. Testimony was heard from panels representing associations.

Hearings continue tomorrow.

LONG RANGE DEFENSE NEEDS

Committee on the Budget: Task Force on National Security continued hearings on long range defense needs, hearing testimony from Robin Pirie, principal deputy for Manpower, Reserve Affairs, and Logistics, Department of Defense.

Hearings continue Tuesday, Sept. 27.

EDUCATION PROGRAMS EXTENSION

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 15, to extend for five years certain elementary, secondary, and other education programs with testimony from public witnesses.

Hearings continue tomorrow.

INDIAN EDUCATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on Indian education with testimony from representatives of Bureau of Indian Affairs; and Indian Tribes.

Hearings continue Monday, Sept. 26.

NUCLEAR ENERGY COSTS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources continued hearings on nuclear energy costs with testimony from public witnesses.

Hearings continue tomorrow.

DRINKING WATER AND CANCER

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on possible link between fluoridation of drinking water and cancer. Testimony was heard from representatives of National Cancer Institute; National Health Federation; and American Dental Association.

HOUSE ADMINISTRATION MISCELLANY

Committee on House Administration: Met and ordered reported favorably to the House by unanimous voice vote the following measures:

H. Res. 770, dismissing the election contest of Albert Dehr against Robert L. Leggett;

S. Con. Res. 25, providing for the acceptance of a statue of the late Senator Ernest Gruening presented by the State of Alaska for the National Statuary Hall collection; and

H.R. 8358, to provide for the designation of libraries of accredited law schools as depository libraries of Government publications.

The Committee recommitted two items to the Subcommittee on Accounts.

ZUNI INDIAN TRIBE

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House H.R. 3787 amended, to direct the Secretary of the Interior to purchase and hold certain lands in trust for the Zuni Indian Tribe of New Mexico; to confer jurisdiction on the Court of Claims with respect to land claims of such tribe; and to authorize such tribe to purchase and exchange lands in the States of New Mexico and Arizona.

NORMALIZATION WITH THE PRC

Committee on International Relations: Subcommittee on Asian and Pacific Affairs continued hearings on global implications of normalization with the Peoples Republic of China. Testimony was heard from Jerome A. Cohen, Harvard Law School; Victor Li, Stanford Law School; Eugene Theroux, Esq.; and Francis Valeo, former Secretary of the Senate.

Hearings continue Wednesday, September 28.

ISRAELI SETTLEMENTS IN OCCUPIED TERRITORIES

Committee on International Relations: Subcommittees on International Organizations and on Europe and the Middle East held a joint hearing on Israeli settlements in the Occupied Territories. Testimony was heard from public witnesses.

HOSPITAL COST CONTAINMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and Environment continued markup of H.R. 8121, Hospital Cost Containment Act.

REGULATION OF TRAVEL AGENCIES

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce continued hearings on H.R. 6222 and 9068, to provide for the cooperative regulation of the travel agency industry. Testimony was heard from Representative Murphy of New York; and officials of Department of Transportation; and Department of Commerce.

DOMESTIC COMMON CARRIER

Committee on Interstate and Foreign Commerce: Subcommittee on Communications began panel discussions on domestic common carrier, and will continue on Monday, September 26.

PASSIVE RESTRAINTS

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance met and reported adversely to the full committee H. Con. Res. 273, to disapprove Federal motor vehicle safety standard 208 transmitted June 30, 1977.

DIVERSITY OF CITIZENSHIP JURISDICTION—MAGISTRATES REFORM

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on diversity of citizenship jurisdiction/magistrates reform. Testimony was heard from Thomas Ehrlich, National Legal Services Corporation; and Robert G. Begam, American Association of Trial Lawyers.

D.C. CONGRESSIONAL REPRESENTATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on H.J. Res. 139, 392 and 554, Congressional representation for the District of Columbia. Testimony was heard from Representative McKinney; Sterling Tucker, Chairman, D.C. City Council; Ruth Clusen, President, League of Women Voters; Clarence Arata, Metropolitan Washington Board of Trade; Melvin Burton, D.C. Republican Central Committee; Robert Petersen, AFL–CIO; and John Isaacs, Chairman, ADA.

FIFTH CIRCUIT U.S. COURT OF APPEALS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on the proposal to split the Fifth Circuit of the U.S. Court of Appeals. Testimony was heard from Fifth Circuit Chief Judge Brown and Judges Wisdom, Gee, Coleman, Godbold, and Tjoflat.

ETHICS IN GOVERNMENT ACT

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House H.R. 6954 amended, Ethics in Government Act of 1977.

DUAL COMPENSATION

Committee on Post Office and Civil Service: Subcommittee on Investigations held a hearing on dual compensation, hearing testimony from representatives

from Department of Defense, U.S. Postal Service, and Civil Service Commission.

NAVIGATION DEVELOPMENT ACT

Committee on Rules: Granted a modified rule providing 2 hours of general debate; 1 hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on Public Works and Transportation, 1 hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means; waiving section 402(a) of the Congressional Budget Act; making the committee amendment in order as an original bill for the purpose of amendment, providing that the bill be read for amendment by titles instead of by sections, waiving all points of order against the substitute for failure to comply with the provisions of clause 7, rule XVI, providing that no amendment to title II of said substitute, and no amendment in the nature of a substitute changing title II of said substitute shall be in order, except amendments offered by direction of the Committee on Ways and Means, and said amendments shall not be subject to amendment and providing for a motion to recommit with or without instructions, on H.R. 8309, Navigation Development Act. Testimony was heard from Chairman Ullman and Representatives Roberts, Edgar, Bedell, Alexander, and Hagedorn. Statements for the record were submitted by Representatives Bedell, Alexander, and Hagedorn.

FISH AND WILDLIFE IMPROVEMENT ACT

Committee on Rules: Granted an open rule providing 1 hour of general debate; and waiving all points of order against section 4 of the bill for failure to comply with the provisions of clause 5, rule XXI, on H.R. 2329, Fish and Wildlife Improvement Act of 1977. Testimony was heard from and statements for the record were submitted by Chairman Murphy and Representatives Leggett, Ruppe, and Forsythe.

NASA PROGRAM REVIEW

Committee on Science and Technology: Subcommittee on Transportation, Aviation, and Weather continued hearings on NASA program review with testimony from NASA and Navy witnesses.

CAR RADIO PRICING POLICIES

Committee on Small Business: Subcommittee on Antitrust, Consumers, and Employment held a hearing on car radio pricing policies and practices of major auto companies. Testimony was heard from Representatives Hillis and Van Deerlin, and public witnesses.

MINORITY ENTERPRISE ACT

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight held a hearing on H.R. 567, Minority Enterprise Act of 1977. Testimony was heard from Stuart J. Evans, Assistant Administrator for Procurement, NASA; and representatives of National Association of Black Manufacturers; and Latin American Manufacturers Association.

PRESIDENT'S WELFARE PROPOSALS

Committee on Ways and Means: Subcommittee on Welfare Reform continued hearings on the President's welfare reform proposals, hearing further testimony from HEW Secretary Califano; and Secretary of Labor Marshall.

MISCELLANEOUS REVENUE

Committee on Ways and Means: Subcommittee on Miscellaneous Revenue Measures met and approved for full committee action 20 miscellaneous revenue bills.

Thursday, September 22, 1977

Senate

Chamber Action

Routine Proceedings, pages 30366–30470

Bills Introduced: Six bills and five resolutions were introduced, as follows: S. 2126–2131; and S.J. Res. 81 and 82; and S. Res. 265–67. Pages 30414, 30421

Bills Reported: Reports were made as follows:

S. Res. 265, to establish January 1, 1978, as the effective date for public financial disclosure by Senate Members, candidates, officers, and certain staff (S. Rept. 95–448).

S. 431, to distinguish Federal grant and cooperative agreement relationships from Federal procurement relationships, with amendments (S. Rept. 95–449).

S. Res. 266 and 267, to authorize payment of gratuities to the survivors of two deceased Senate employees (without written report). Pages 30413–30414

Bills Passed:

National Day of Prayer: Senate passed and sent to the House S.J. Res. 81, requesting the President to proclaim the third Thursday in December as the National Day of Prayer for the Year 1977. Page 30388

Printing: Committee on Rules and Administration was discharged from the further consideration of H. Con. Res. 263, to print additional copies of House Agriculture subcommittee report on the Role of the Federal Government in Nutrition Education, and the resolution was then agreed to. Page 30401

Veterans: Senate agreed to the House amendments with amendments to S. 1307, to require case by case review prior to the awarding of veterans benefits to persons discharged administratively from the military services under other than honorable conditions. Senate amendments consist of (1) Cranston unprinted amendment No. 843, in the nature of a substitute for the House amendment, and (2) Cranston unprinted amendment No. 844, to the title of the bill. Pages 30464–30470

Natural Gas Pricing: Senate continued consideration of S. 2104, to establish a comprehensive natural gas policy, rejecting, by 46 yeas to 52 nays, motion to table Bentsen-Pearson amendment No, 862, in the nature of a substitute bill, to provide for the deregulation of new natural gas.

Pending at recess was modified McGovern amendment No. 889, to establish a public corporation with limited authority to explore and develop natural gas and oil on Federal lands, on which the yeas and nays have been ordered. Pages 30369–30412

Amendments Submitted for Printing: Pages 30421–30422

Executive Communications: Page 30413

Confirmations: Page 30470

Nominations: Page 30470

Statements on Introduced Bills: Pages 30414–30421

Additional Statements: Pages 30422–30464

Unanimous Consent Agreement: By unanimous consent, it was agreed that when Senate proceeds to consider S. 1585, to make unlawful the use of minors engaged in sexually explicit conduct for the purpose of promoting any film or printed material, debate thereon be limited to two hours; with one hour on an amendment which may be offered by Senator Roth; 30 minutes on any other amendments; and 20 minutes on amendments in the second degree. Page 30464

Presidential Message: Senate received a message from the President transmitting his decision and report on an Alaska Natural Gas Transportation System—referred to Committee on Energy and Natural Resources (PM–114). Pages 30412–30413

Confirmations: Senate confirmed the following nominations:

Eloise A. Woods, of Georgia, to be Chairman of the National Credit Union Board;

Roberta S. Karmel, of New York, to be a member of the Securities and Exchange Commission; and

Lawrence O. Cooper, Sr., of Mississippi, and Edgar C. Rutherford, of California, each to be a member of the Federal Farm Credit Board, Farm Credit Administration. Page 30470

Nominations: Senate received the following nominations:

Benjamin J. Malcolm, of New York, Cecil M. McCall, of Georgia, Robert D. Vincent, of Oklahoma, each to be a Commissioner of the United States Parole Commission. Page 30470

Record Vote: One record vote was taken today. Page 30399

Recess: Senate met at 2 p.m. and recessed at 8:55 p.m. Page 30470

Committee Meetings

ANTIBIOTICS IN ANIMAL FEED

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation continued hearings to examine the Federal Government's role in food safety and quality with testimony today on the use of antibiotics in animal feed. Witnesses heard were Dr. David A. Phillipson, Animal Health Institute, Kalamazoo, Mich.; Jack Reeve, National Cattlemen's Association, Garden City, Kansas; Mary Goodwin, Chairperson, Consumer Liaison Panel, Food and Nutrition Board, National Academy of Sciences, Rockville, Md.; Dr. L. M. Skamser, American Cyanimid, Princeton, N.J.; Marvin Garner, National Pork Producers Council, Des Moines, Iowa; Dr. Arthur Saz, Georgetown University Medical School, Washington, D.C.; Dr. Robert Bickerton, Norwich-Eaton Pharmaceuticals, Norwich, N.Y.; and Edward H. Covell Easton, Md., representing the National Broiler Council; Homer Simpson, Washington, D.C. representing the Northeast Egg Marketing Association; and Lew Walts, Reston, Va., representing the National Turkey Federation.

Hearings were recessed subject to call.

APPROPRIATIONS—EPA

Committee on Appropriations, Subcommittee on HUD-Independent Agencies held hearings on proposed supplemental appropriations for fiscal year 1978 for the Environmental Protection Agency, receiving testimony from its Administrator Douglas Costle, who was accompanied by several of his associates.

Hearings were adjourned subject to call.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported with an amendment in the nature of a substitute S. 2100, to provide for a change in the deed to eliminate the reverter clause involving the land on which Roberts Field airport, Redmond, Oregon, is located.

Committee resumed discussion of regulatory reform in the air transportation industry, but did not complete action thereon and will meet again on Tuesday, September 27, to consider this and other committee business.

CRUDE OIL PRICING

Committee on Energy and Natural Resources: Subcommittee on Energy Conservation and Regulation held hearings on S. 2073, proposing a ceiling price on old and new crude oil, receiving testimony from Senator Tower; C. William Fischer, Associate Administrator,

Office of Policy Program Analysis, Federal Energy Administration; A. V. Jones, Jr., Independent Petroleum Association of America; Charles J. DiBona, American Petroleum Institute; Dr. Frank Collins, Oil, Chemical and Atomic Workers International Union; Bartley M. O'Hara, International Brotherhood of Teamsters; and Wallace F. Tillman, National Rural Electric Cooperative Association, all of Washington, D.C.

Hearings were adjourned subject to call.

PUBLIC LAND LEGISLATION

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources concluded hearings on numerous land conveyance bills, after receiving testimony as follows:

S. 2118—Senator Gravel;

S. 553, 824, 2033, 2034, 2101, H.R. 2501 and 2527—R.M. Housley, Associate Deputy Chief, Forest Service, Department of Agriculture;

S. 624—Manus J. Fish, Director, National Capital Region, National Park Service, Department of the Interior; Dr. T. W. Davis, Hadley Hospital, Edward C. Hromanik, National Capital Planning Commission, Richard Hogart, Bertha Graves and Wendy Bland, all of Anacostia, all of Washington, D.C.;

S. 920—Margaret McGuire, Acting Deputy Director for Planning, Bureau of Outdoor Recreation, Department of the Interior;

S. 473, 688, 917, 1000, 1318, 1403, 1744, H.R. 1403, and 4979—George E. Turcott, Associate Director, Bureau of Land Management, Department of the Interior;

S. 1000—Henry Klepak, Dallas, Tex.; and

S. 1744—Morris Porter, Anchorage.

NOMINATIONS

Committee on Environment and Public Works: Committee concluded hearings on the nominations of Marvin B. Durning, of Washington, and David G. Hawkins, of the District of Columbia, each to be an Assistant Administrator of the Environmental Protection Agency after the nominees testified and answered questions on their own behalf. Mr. Durning was introduced to the committee by Senators Magnuson and Jackson.

Committee will meet tomorrow to consider these nominations and other committee business.

DEBT CEILING

Committee on Finance: Subcommittee on Taxation and Debt Management Generally concluded hearings on the proposed increase in the temporary limit on the public debt, after receiving testimony from W. Michael Blumenthal, Secretary of the Treasury, and W. Bowman Cutter, Executive Associate Director, Office of Management and Budget.

FEDERAL EMPLOYEES POLITICAL ACTIVITY

Committee on Governmental Affairs: Committee resumed hearings on bills to revise restrictions on political activities of Federal employees and postal service employees (S. 80, 980, and H.R. 10), receiving testimony from Thomas Matthews, American Civil Liberties Union; Donald W. Helm, Federal Executives League; Thomas Trabucco and George Tilton, National Federation of Federal Employees; and C. H. Fields, American Farm Bureau Federation, all of Washington, D.C.

Hearings continue on Monday, September 26.

INDOCHINA REFUGEES

Committee on Human Resources: Committee concluded hearings on S. 2108, to extend through 1980 the time during which refugee assistance may be provided for refugees from Indochina, and on amendment No. 876 in the nature of a substitute to S. 2108, after receiving testimony from Philip C. Habib, Under Secretary of State for Political Affairs, and Chairman of the President's Task Force on Indochina Refugees; Donald I. Wortman, Deputy Commissioner, Social Security Administration, Department of Health, Education, and Welfare; Stanley B. Breen, Minneapolis; Wells Klein and Hung Le Si, Coalition for the Effective Resettlement of Indochinese; Ingrid Walter, American Council of Voluntary Agencies, New York City; Marion Woods State of California Department of Benefit Payments; and a panel of California county officials as follows: Keith Comrie, Los Angeles County, Roger Honberger, San Diego County, Dennis Hart, Orange County, and Kenneth Wade, Alameda County.

SCHOLASTIC APTITUDE SCORES

Committee on Human Resources: Subcommittee on Education, Arts, and the Humanities held hearings to receive testimony on the report published recently by the Advisory Panel on the Scholastic Aptitude Test Score Decline, College Entrance Board Examinations. Witness heard was Willard Wirtz, member of the panel, New York City.

Hearings were recessed subject to call.

NATIONAL LABOR RELATIONS ACT

Committee on Human Resources: Subcommittee on Labor continued hearings on S. 1883 and 1855, to strengthen the remedies and expedite the procedures under the National Labor Relations Act, receiving testimony from Lloyd McBride, United Steelworkers of America, Washington, D.C.; William E. Naumann, Tucson, representing the Associated General Contractors; Edwin C. Wallace, American Bankers' Association, Arlington, Va.; Joseph P. Brennan, Bituminous Coal Operators' Association, Washington, D.C.; Henry Altobello, Meriden, Conn., representing the National Crushed Stone Association; Frank Baum, Wallace Security Agency, Inc., Portland; and John W. Jones, Brinks, Inc., Chicago.

Hearings continue tomorrow.

POLICE JURISDICTION

Committee on Rules and Administration: Committee approved S. 2052, to extend the supervision of the U.S. Capitol Police to certain facilities leased by the Office of Technology Assessment at 600 Pennsylvania Avenue Southeast, Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 9247–9260; 1 private bill, H.R. 9261; and 5 resolutions, H.J. Res. 598 and 599, H. Con. Res. 360, and H. Res. 772 and 773 were introduced. Pages 30312–30313

Bills Reported: Reports were filed as follows:

H.R. 5723, to provide that certain persons who were originally appointed as supplemental security income hearing examiners under pre-1976 provisions of title XVI of the Social Security Act shall without restriction be deemed appointed as administrative law judges (H. Rept. 95–617); and

H.R. 8490, to amend chapter 21 of the Internal Revenue Code of 1954 to clarify, extend, and facilitate compliance with the recently enacted provisions relating to social security coverage for employees of nonprofit organizations which failed to file certificates providing coverage for such employees but which nevertheless treated such employees as having such coverage (H. Rept. 95–618). Pages 30311–30312

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates the majority leader as Speaker pro tempore for today. Page 30276

Journal: By a yea-and-nay vote of 283 yeas to 6 nays with 1 voting "present", Roll No. 577, the House approved the Journal of Wednesday, September 21. Page 30277

Subcommittee To Sit: Subcommittee on Aviation of the Committee on Public Works and Transportation received permission to sit during the proceedings of the House under the 5-minute rule on Friday, September 23. Page 30277

Medicare-Medicaid: House completed all general debate on H.R. 3, Medicare-Medicaid Anti-Fraud and Abuse Amendments. Proceedings under the 5-minute rule will begin on Friday, September 23. Pages 30279–30289

Subcommittee To Sit: Subcommittee on Immigration, Citizenship, and International Law of the Committee on the Judiciary received permission to sit during the proceedings of the House under the 5-minute rule on Friday, September 23. Page 30289

FIFRA: House completed all general debate on H.R. 7073, to extend the Federal Insecticide, Fungicide, and Rodenticide Act, as amended. Proceedings under the 5-minute rule will begin at a later date. Pages 30290–30292

Nuclear Antiproliferation: House completed all general debate on H.R. 8638, Nuclear Antiproliferation Act of 1977. Proceedings under the 5-minute rule will begin at a later date. Pages 30292–30300

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 30311

Adjournment: Adjourned at 12:52 p.m.

Committee Meetings

FIFRA AMENDMENTS

Committee on Agriculture: Continued markup of H.R. 8681, to amend the Federal Insecticide, Fungicide, and Rodenticide Act and will resume tomorrow.

FEDERAL CROP INSURANCE ACT

Committee on Agriculture: Subcommittee on Conservation and Credit began hearings on H.R. 7111 and 5011, to revise the Federal Crop Insurance Act. Testimony was heard from Representatives Mahon, Meeds, Lundine, and Stangeland; and public witnesses.

Hearings continue tomorrow.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on H.R. 5503, Defense Officer Personnel Management Act.

GOLD STAR LAPEL BUTTON

Committee on Armed Services: Subcommittee on Military Personnel met and approved for full committee action H.R. 6966, to provide a more equitable standard for awarding the gold star lapel button.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on H.R. 9086, Safe Banking Act. Testimony was heard from representatives of National Credit Union Administration; National Association of Federal Credit Unions; and Credit Union National Association.

CONSUMER CREDIT PROTECTION ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs continued hear-

ings on H.R. 8753, Consumer Credit Protection Act Amendments of 1977. Testimony was heard from Stephen Gardner, Vice Chairman, Board of Governors, Federal Reserve System; Esther Peterson, Special Assistant to the President for Consumer Affairs; Lewis Goldforb, Federal Trade Commission; and public witnesses.

Hearings continue tomorrow.

LABOR LAW REFORM ACT

Committee on Education and Labor: Met and ordered reported favorably to the House H.R. 8410 amended, Labor Law Reform Act.

EDUCATION PROGRAMS EXTENSION

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 15, to extend for 5 years certain elementary, secondary, and other education programs, with testimony from public witnesses.

Hearings continue Tuesday, September 27.

NUCLEAR ENERGY COSTS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources continued hearings on nuclear energy costs. Testimony was heard from Illinois State Attorney General Scott, and public witnesses.

OIL POLLUTION

Committee on Government Operations: Subcommittee on Government Activities and Transportation met and approved for full committee action report entitled "Coast Guard Efforts to Prevent Oil Pollution Caused by Tanker Accidents."

DISPOSITION OF CERTAIN LANDS IN OKLAHOMA

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining held a hearing on H.R. 4691 and 4696, relating to the disposition of certain recreational demonstration project lands by the State of Oklahoma. Testimony was heard from Representative Risenhoover and public witnesses.

PUBLIC ENERGY COMPETITION ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on H.R. 7816, Public Energy Competition Act. Testimony was heard from Robert Hefner, National Chairman, Independent Gas Producers Committee; and Herbert Sanger, TVA.

TRANSPORTING ALASKA NATURAL GAS

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power and Interior's Subcommittee on Indian Affairs and Public Lands held a joint hearing on transporting Alaska natural gas. Testimony was heard from an Alcan panel; a financial panel; Lt. Gov. Thomas of Alaska; and Stephen Bosworth, State Department.

Hearings continue tomorrow.

INTERNATIONAL SAFE CONTAINER ACT

Committee on Merchant Marine and Fisheries: Subcommittees on Coast Guard and Navigation and on Merchant Marine met and approved for full committee action H.R. 8159 amended, International Safe Container Act.

PUBLIC BUILDINGS PROSPECTUSES

Committee on Public Works and Transportation: Met and approved two 11-B resolutions—public buildings prospectuses.

FEDERAL WATER POLLUTION CONTROL ACT AMENDMENTS

Committee on Public Works and Transportation: Continued hearings on amendments to the Federal Water Pollution Control Act. Testimony was heard from Representative Heckler: Governor Schreiber of Wisconsin; Mayor Jones of Portsmith, Ohio; and public witnesses.

MINORITY ENTERPRISE ACT

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight continued hearings on H.R. 567, Minority Enterprise Act of 1977, with testimony from public witnesses.

SOCIAL SECURITY FINANCING AMENDMENTS

Committee on Ways and Means: Subcommittee on Social Security concluded consideration of Social Security financing legislation and referred to the full committe for further action, without prejudice, the subcommittee's tentative decisions in the form of a committee print entitled "The Social Security Financing Amendments of 1977."

Friday, September 23, 1977

Senate

Chamber Action

Routine Proceedings, pages 30603–30701

Bills Introduced: Five bills and one resolution were introduced, as follows: S. 2132–2136; and S.J. Res. 83. Page 30653

Bill Reported: Report was made as follows:

H.R. 5675, to authorize the Secretary of the Treasury to make short-term investments of any portion of its excess operating cash balance, with an amendment (S. Rept. 95–450). Page 30648

HUD Appropriations: Senate agreed to the conference report on H.R. 7554, making appropriations for the Department of Housing and Urban Development and for sundry independent agencies for fiscal year 1978. Senate agreed to the House amendments to Senate amendments Nos. 28, 45, and 46.

Senate disagreed to the House amendment to Senate amendment No. 40 (so-called Beard amendment), requested a further conference with the House and appointed as conferees Senators Proxmire, Stennis, Bayh, Huddleston, Leahy, Sasser, McClellan, Mathias, Case, Brooke, Bellmon, and Young. Pages 30603–30605

Earthquake Hazards: Senate agreed to the House amendment to S. 126, to establish and maintain an effective earthquake hazard reduction program, thus clearing the measure for the President. Pages 30699–30701

Export-Import Bank: Senate agreed to the conference report on H.R. 6415, to extend the Export-Import Bank Act until September 30, 1978, in order to conform to the new fiscal year, thus clearing the measure for action of the House. Pages 30698–30699

Natural Gas Pricing: Senate continued consideration of S. 2104, to establish a comprehensive natural gas policy, taking actions in connection therewith, as follows:

(1) By 22 yeas to 72 nays, rejected modified McGovern amendment No. 889, to establish a public corporation with limited authority to explore and develop natural gas and oil on Federal lands. Prior to its rejection, Senate voted to reject the first seven of its divided sections, as follows: (a) by 19 yeas to 78 nays, Section 201; (b) Section 202 (tabled by 79 yeas to 16 nays); (c) Section 203 (tabled by 77 yeas to 18 nays); (d) Section 204 (tabled by 81 yeas to 15 nays); (e) Section 205 (tabled by 83 yeas to 14 nays); (f) Section 206 (tabled by 83 yeas to 14 nays); and (g) Section 207 (tabled by 83 yeas to 12 nays). Page 30612

(2) By unanimous vote of 90 yeas, tabled Allen unprinted amendment No. 846 (to Jackson U.P. No. 845), embodying the text of the Bentsen-Pearson amendment No. 862, to provide for the deregulation of new natural gas; Page 30636

(3) By unanimous vote of 88 yeas tabled Jackson U.P. amendment No. 845 (of a perfecting nature to amendment No. 862), to tie the price of new natural gas to that of the upper tier price of domestic crude oil, projected to be $2.03 per Mcf beginning in 1978, with provisions for increases triggered by inflation. Page 30627

Pending at recess was (a) Kennedy unprinted amendment No. 848 (embodying the Administration's gas pricing proposals), in the nature of a substitute for (b) Robert C. Byrd (for Jackson) unprinted amendment No. 847 (embodying provisions of above-described unprinted amendment No. 845), which is in the nature of a substitute for (c) amendment No. 862. Page 30643

Motion was entered to close further debate on Bentsen-Pearson amendment No. 862. Page 30647
Pages 30612–30647

Change of Reference: H.R. 2719, relating to Pueblo Indian lands, was referred to Select Committee on Indian Affairs (instead of Committee on Energy and Natural Resources). Page 30648

Bill Held at Desk: H.R. 9262, to credit service of an employee of a congressional campaign committee for civil service retirement purposes, was received and ordered to be held at the desk pending further disposition. Page 30701

Messages From the House: Page 30648

Amendments Submitted for Printing: Pages 30688-30671

Nominations: Page 30701

Statements on Introduced Bills: Pages 30653–30668

Additional Statements: Page 30671

Presidential Message: Senate received a message from the President transmitting proposed budget authority rescission in the amount of $2.7 million in general criminal justice and corrections grant funds appropriated to the Department of Justice—referred jointly to Committees on Appropriations, the Budget, and the Judiciary (PM–115). Page 30647

Debate Limitation Agreement: By unanimous consent it was agreed that when Senate proceeds to consider S. 1871, to increase the minimum wage under the Fair Labor Standards Act, time for debate thereon be limited to four hours; two hours on any amendment; and one hour on amendments in the second degree. Page 30701

Nominations: Senate received the following nominations:

Diego C. Asencio, of New Jersey, to be Ambassador to Colombia.

Robert D. Kingsland, to be United States Attorney for the Eastern District of Missouri;

Edward G. Warin, to be United States Attorney for the District of Nebraska;

Willie D. Durham, Sr., to be United States Marshal for the Western District of Tennessee;

Richard D. Dutremble, to be United States Marshal for the District of Maine;

Robert R. Humphreys, of Virginia, to be Commissioner of the Rehabilitation Services Administration;

Phillip Samuel Hughes, of Maryland, to be an Assistant Secretary of Energy (Intergovernmental and Institutional Relations);

Lynn R. Coleman, of the District of Columbia, to be General Counsel of the Department of Energy;

Matthew Holden, Jr., of Wisconsin, to be a Member of the Federal Energy Regulatory Commission; and

Charles J. Chamberlain, of Illinois, to be a member of the Railroad Retirement Board. Page 30701

Record Votes: 10 record votes were taken today.

Pages 30617, 30618, 30619, 30621, 306624, 30625, 30627, 30639

Recess: Senate met at 10 a.m. and recessed at 7:11 p.m.

Committee Meetings

APPROPRIATIONS—AGRICULTURE SUPPLEMENTAL

Committee on Appropriations: Subcommittee on Agriculture held hearings on proposed supplemental appropriations for fiscal year 1978 for the Farmers Home Administration, receiving testimony from its Administrator, Gordon Cavanaugh, who was accompanied by several of his associates.

Hearings were adjourned subject to call.

APPROPRIATIONS—FEA SUPPLEMENTAL

Committee on Appropriations: Subcommittee on the Interior resumed hearings on proposed supplemental appropriations for fiscal year 1978 for the Federal Energy Administration, receiving testimony from its Administrator John F. O'Leary.

Subcommittee recessed subject to call.

APPROPRIATIONS—LABOR/HEW SUPPLEMENTAL

Committee on Appropriations: Subcommittee approved for full committee consideration proposed supplemental appropriations for fiscal year 1978 for the Departments of Labor and Health, Education, and Welfare.

AMTRAK SERVICE

Committee on Appropriations: Subcommittee on Transportation held hearings to receive testimony on the recent service cutback by AMTRAK. Witnesses heard were Robert Gallamore, Deputy Administrator, Federal Railroad Administration, Department of Transportation, and Paul Reistrup, President, AMTRAK.

Hearings were recessed subject to call.

NOMINATION

Committee on Commerce: Committee concluded hearings on the nomination of James B. King, of Massachusetts, to be a member of the National Transportation Safety Board, after the nominee, who was introduced to the Committee by Senator Kennedy, testified and answered questions on his own behalf.

NOMINATIONS

Committee on Energy and Natural Resources: Committee began hearings on the nominations of John F. O'Leary, of New Mexico, to be Deputy Secretary, Dale D. Myers, of California, to be Under Secretary, Alvin L. Alm, of the District of Columbia, to be an Assistant Secretary for Policy and Evaluation, and Harry E. Bergold, Jr., of Florida, to be an Assistant Secretary for International Affairs, all of the Department of Energy, where the nominees testified and answered questions on their own behalf.

Hearings were recessed subject to call.

PUBLIC LANDS

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation began hearings on Public Lands bills, receiving testimony as follows:

S. 1791, to establish the Chattahoochee River National Recreation Area in Georgia, receiving testimony from Senator Nunn; Representative Levitas; Norman Lee Underwood, representing the Governor of Georgia, Atlanta; and Robert L. Herbst, Assistant Secretary of the Interior for Fish and Wildlife and Parks;

S. 1156, to establish the San Antonio Missions National Historical Park in Texas, receiving testimony from Senator Bentsen; Representative Kazen, Jr.; Mayor Lila Cockrell, of San Antonio; and Mr. Herbst; and

S. 1671, to designate the Absaroka-Beartooth Wilderness, Custer and Gallatin National Forests in Montana, receiving testimony from Senator Melcher and Dr. James Neilson, Deputy Assistant Secretary of Agriculture for Conservation, Research, and Education.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Environment and Public Works: Committee approved the following business items:

H. Con. Res. 282, approving the interstate cost estimate in order to apportion funds for the National System of Interstate and Defense Highways on October 1, 1977;

Eight public building prospectuses; and

The following nominations: Marvin B. Durning, of Washington, to be an Assistant Administrator of the Environmental Protection Agency;

David G. Hawkins, of the District of Columbia, to be an Assistant Administrator of the Environmental Protection Agency;

Brigadier General William Read, U.S. Army to be a member of the Mississippi River Commission;

Major General Robert C. Marshall, U.S. Army, to be a member and President of the Mississippi River Commission; and

Colonel Donald M. O'Shei, Army Corps of Engineers, to be a member of the California Debris Commission; and

OPEC SURPLUSES

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy resumed hearings on the International Debt, OPEC Surpluses, and U.S. contribution to the "Witteveen Facility" of the International Monetary Fund, receiving testimony from Paul Boeker, Deputy Assistant Secretary of State for Economic and Business Affairs; Albert Fishlow, University of California, Berkeley, Calif.; and Riordan Roett, Johns Hopkins University, School of Advanced International Studies, Washington, D.C.

Hearings continue on Thursday, October 6.

NATIONAL LABOR RELATIONS ACT

Committee on Human Resources: Subcommittee on Labor continued hearings on S. 1883 and 1855, to strengthen the remedies and expedite the procedures under the National Labor Relations Act, receiving testimony from Dorothy Height, National Council of Negro Women, New York City; Bayard Rustin, A. Philip Randolph Institute, New York City; Clarence Mitchell, NAACP, Washington, D.C.; R. Heath Larry, National Association of Manufacturers, Washington, D.C.; Donald Riger, United Furniture Workers of America, New York City; and Arnold Brown, Richmond, representing the United Paperworkers' International Union.

Hearings continue on Monday, September 26.

NUTRITION/ELDERLY

Select Committee on Nutrition and Human Needs: Committee resumed hearings on the role that nutrition plays in the needs of the elderly, receiving testimony from Dr. Robert Butler, Director, National Institute on Aging, Department of Health, Education, and Welfare.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 9262–9286; 3 private bills, H.R. 9287–9289; and 2 resolutions, H.J. Res. 603, and H. Con. Res. 361, were introduced.

Pages 30602–30603

Bills Reported: Reports were filed as follows:

H.R. 6348, to convey to the Ely Indian Colony the beneficial interest in certain Federal land, amended (H. Rept. 95–619);

S. 393, to provide for the study of certain lands to determine their suitability for designation as wilderness in accordance with the Wilderness Act of 1964 (H. Rept. 95–620);

H.R. 8149, to provide customs procedural reform, amended (H. Rept. 95–621);

H.R. 7074, to provide improved authority for the administration of certain National Forest System lands in Oregon, amended (H. Rept. 95–622);

H.R. 7259, to restore the Confederated Tribes of Siletz Indians of Oregon as a federally recognized sovereign Indian tribe, to restore to the Confederated Tribes of Siletz Indians of Oregon and its members those Federal services and benefits furnished to federally recognized American Indian Tribes and their members, amended H. Rept. 95–623);

S. 667, to declare certain federally owned land held in trust by the United States for the TeMoak Bands of Western Shoshone Indians (H. Rept. 95–624); and

H.R. 9019, to rescind certain budget authority contained in the message of the President of July 19, 1977 (H. Doc. 95–188), transmitted pursuant to the Impoundment Control Act of 1974 H. Rept. 95–625).

Pages 30601–30602

Journal: By a yea-and-nay vote of 332 yeas to 14 nays, Roll No. 579, the House approved the Journal of Thursday, September 22. Pages 30494–30495

Late Reports: Committee on Appropriations received permission to file reports by midnight tonight on the following bills: H.R. 5503, with an amendment, to amend titles 10 and 37, United States Code, relating to the appointment, promotion, separation, and retirement of members of the Armed Forces; H.R. 9019, to rescind certain budget authority contained in the message of the President of July 19, 1977 (H. Doc. 95–188), transmitted pursuant to the Impoundment Control Act of 1974; and H.R. 3813, to amend the Act of October 2, 1968, an act to establish a Redwood National Park in the State of California. Page 30495

Presidential Messages: Read the following messages from the President:

Alaska Natural Gas Transportation System: Message transmitting his decision and report on the Alaska Natural Gas Transportation System—referred to the Committees on Interstate and Foreign Commerce and Interior and Insular Affairs and ordered printed with illustrations (H. Doc. 95–225); and

Budget rescission: Message proposing a $2.7 million rescission in criminal justice and corrections grant fund appropriated to the Department of Justice—referred to the Committee on Appropriations and ordered printed (H. Doc. 95–226). Page 30495

ERDA Research and Development Authorization: By a yea-and-nay vote of 317 yeas to 47 nays with 2 voting "present", Roll No. 580, the House passed H.R. 6796, ERDA Authorizations for Civilian Research and Development.

Rejected a motion to recommit the bill to the Committee on Science and Technology.

Agreed to an amendment designed to improve the electric vehicle demonstration program to provide for one ongoing R. & D. program similar to that for motor vehicles technology; and would establish an Electric Vehicle Guarantee Program identical to the one for geothermal energy development agreed to by a division vote of 38 ayes on September 21).

Subsequently, this passage was vacated and S. 1181, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

The Clerk was authorized to conform amendments and to correct section numbers, cross references, punctuation, and spelling in the engrossment of the House amendment to S. 1181.

House then insisted on its amendment to S. 1181, and asked a conference with the Senate. Appointed as conferees: Representatives Teague, Fuqua, Flowers, McCormack, Brown of California, Thornton, Ottinger, Harkin, Ambro, Lloyd, Watkins, Wydler, Winn, Frey, Goldwater, and Gary A. Myers. Pages 30495–30524

Late Report: Committee on Science and Technology received permission to file a report by midnight tonight on S. 617, to establish a program of ocean pollution research and monitoring. Page 30525

EPA Authorization: House disagreed to the amendment of the Senate to H.R. 5101, to authorize appropriations for activities of the Environmental Protection Agency; and asked for a conference with the Senate. Appointed as conferees: Representatives Brown of California, Wirth, Watkins, Ambro, Walker, and Winn. Page 30525

Medicare-Medicaid: By a yea-and-nay vote of 362 yeas to 5 nays, Roll No. 581, the House passed H.R. 3, Medicare-Medicaid Anti-Fraud and Abuse Amendments.

Agreed to an amendment jointly recommended by the Committee on Ways and Means and the Committee on Interstate and Foreign Commerce relating to disclosure, penalties, and amendments to the PSRO program, as amended by:

A technical amendment; and

An amendment that defines as a felony instances where contributions are required as a condition of entry or continued stay at a hospital, skilled nursing facility, or intermediate care facility for medicare or medicaid services.

A point of order was sustained against a Ways and Means Committee amendment, relating to the confidentiality of medical records, as not being germane. Subsequently, an Interstate and Foreign Commerce Committee amendment in the nature of a substitute to the previous amendment was withdrawn.

Agreed to a Ways and Means Committee amendment, as amended by an amendment in the nature of a substitute from the Committee on Interstate and Foreign Commerce, relating to penalties, disclosure, administrative reform, and technical revisions; and

Agreed to a technical Interstate and Foreign Commerce Committee amendment to the medicaid program.

An amendment was offered, but subsequently withdrawn, that sought to provide for development and enforcement of standards relating to the rights of patients in medical facilities.

A point of order was sustained against an amendment that sought to strike the requirement that a State medical fraud control unit be separate and distinct from the State medicaid agency.

The Clerk was authorized to correct section numbers, punctuation, and cross references in the engrossment of the bill. Pages 30525–30549

Veterans Benefits: House agreed to the Senate amendments to the House amendments to S. 1307, to require case-by-case review under uniform, historically consistent, generally applicable standards and procedures prior to the award of veterans' benefits to persons administratively discharged under other than honorable conditions from active military, naval, or air service—clearing the measure for the President. Pages 30549–30554

Civil Service Retirement: House passed H.R. 9262, to amend title 5 of the United States Code to provide that an employee may credit service as an employee of a congressional campaign committee for civil service retirement purposes. Pages 30554–30574

Age Discrimination: By a yea-and-nay vote of 359 yeas to 4 nays with 1 voting "present", Roll No. 582, the House passed H.R. 5383, Age Discrimination in Employment Act Amendments of 1977.

Agreed to the committee amendment in the nature of a substitute, as amended by:

A technical amendment; and

An amendment that retains age-based mandatory retirement for Federal employees subject to statutory retirement ages other than 70 years, such as firefighters, law enforcement personnel, air traffic controllers, and foreign service officers.

Rejected: An amendment that sought to make the provisions of this Act supersede and preempt any provision of State law which is inconsistent with this bill; and

An amendment that sought to extend to all pension funds the two-year maximum grace period for application of the age 70 protection limit that the bill provides to collective bargaining agreements (rejected by a division vote of 5 ayes to 51 noes).

Agreed to amend the title. Pages 30554–30574

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of September 28. Page 30574

Library Services: By a voice vote, the House agreed to the conference report on S. 602, Library Services and Construction Act Amendments of 1977—clearing the measure for the President. Pages 30574–30577

Juvenile Justice: By a voice vote, the House agreed to the conference report on H.R. 6111, Juvenile Justice Amendments of 1977—clearing the measure for the President.

Subsequently, agreed to H. Con. Res. 361, authorizing corrections to be made in the enrollment of H.R. 6111. Pages 30577–30579

Interparliamentary Union: The Speaker appointed as members of the delegation to the Conference of the Interparliamentary Union held in Sofia, Bulgaria, from September 21–30, 1977, the following Members on the part of the House: Representatives Hamilton, chairman, Pepper, vice chairman, Danielson, Bowen, Lehman, Cavanaugh, Derwinski, Bob Wilson, McClory, Del Clawson, and Cunningham. Page 30580

Referral: One Senate bill was referred to the appropriate House committee. Page 30601

Adjournment: Adjourned at 2:17 p.m.

Committee Meetings

FIFRA AMENDMENTS—TOBACCO ALLOTMENTS

Committee on Agriculture: Met and ordered reported favorably to the House the following bills:

H.R. 8681 amended, to amend the Federal Insecticide, Fungicide, and Rodenticide Act; and

H.R. 9143 amended, to provide for emergency allotment lease and transfer of tobacco allotments or quotas for 1977 in certain disaster areas in South Carolina.

FEDERAL CROP INSURANCE ACT

Committee on Agriculture: Subcommittee on Conservation and Credit continued hearings on H.R. 7111, 5011, and related bills to revise the Federal Crop Insurance Act. Testimony was heard from public witnesses.

APPROPRIATIONS MISCELLANY

Committee on Appropriations: Met and ordered reported favorably to the House the following bills:

H.R. 9019, to rescind certain budget authority contained in the message of the President of July 19, 1977 (H. Doc. 95–188);

H.R. 3813 amended, Redwood National Park expansion; and

H.R. 5503 amended, Defense Officer Personnel Management Act.

CONSUMER CREDIT PROTECTION ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs continued hearings on H.R. 8753, Consumer Credit Protection Act Amendments of 1977. Testimony was heard from representatives of Bank of America; Citibank of New York; American Bankers Association; and Consumer Bankers Association.

REDUCE SPECULATION IN EXCESS LANDS

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources met and approved for full committee action H.R. 3420 amended, to reduce speculation in excess lands purchased under the Federal reclamation laws by imposing additional restrictions on sales and resales of such excess lands originally sold to qualify for water rights under such laws.

COMMEMORATE GENERAL KOSCIUSZKO

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on H.J. Res. 573, to Commemorate General Thaddeus Kosciuszko by presenting a memorial plaque in his memory to the people of Poland on behalf of the American people. Testimony was heard from Representative Zablocki.

Following the hearing, the Subcommittee approved for full committee action H.J. Res. 573 (title above).

1984 SUMMER OLYMPIC GAMES

Committee on International Relations: Subcommittee on International Organizations held a hearing on H. Con. Res. 318, Calling for the support of the city selected to represent the United States before the International Olympic Committee in its bid to host the 1984 summer Olympic Games. Testimony was heard from Michael T. Harrigan, former head, President's Commission on Olympic Sports.

USE OF ANTIBIOTICS IN ANIMAL FEEDS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the use of antibiotics in animal feeds. Testimony was heard from Representatives Rose and Smith of Nebraska; and representatives of Food and Drug Administration, and Center for Disease Control.

FRANCHISING TERMINATION PRACTICES REFORM ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Consumer Protection and Finance continued hearings on H.R. 5016, Franchising Termination Practices Reform Act. Testimony was heard from Daniel Schwartz, Federal Trade Commission; and representatives of Franchise associations.

TRANSPORTING ALASKA NATURAL GAS

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power and Interior's Subcommittee on Indian Affairs and Public Lands contin-

ued joint hearings on transporting Alaska natural gas. Testimony was heard from Secretary James Schlesinger, Department of Energy; a shippers' panel; Representative Ruppe; and Barbara Graham, representing environmental groups.

INDOCHINA MIGRATION AND REFUGEE ASSISTANCE ACT

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law held a hearing on H.R. 9133 and 9134, to amend the Indochina Migration and Refugee Assistance Act of 1975. Testimony was heard from Under Secretary of State for Political Affairs Philip Habib; and Donald Wortman, Deputy Commissioner, Social Security Administration, HEW.

CONSTITUTIONAL RIGHTS OF INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued markup of H.R. 2439, to authorize actions for redress in cases involving the violation of the constitutional rights of institutionalized persons.

FEDERAL DRUG STRATEGY REVIEW

Select Committee on Narcotics Abuse and Control: Held a hearing on review of the Federal drug strategy. Testimony was heard from Dr. Peter Bourne, Special Assistant to the President for Health; and Harrison Wellford, Deputy Associate Director for Reorganization and Management, OMB.

CENSUS REFORM ACT

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on H.R. 8871, Census Reform Act. Testimony was heard from public witnesses.

POSTAL SERVICE ACT

Committee on Post Office and Civil Service: Subcommittees on Postal Operations and Services and on Postal Personnel and Modernization met in joint markup session on H.R. 7700, Postal Service Act of 1977, and will resume on Tuesday, Sept. 27.

AIRPORT AND AIRCRAFT NOISE REDUCTION ACT

Committee on Public Works and Transportation: Subcommittee on Aviation met and approved for full committee action H.R. 8729 amended, Airport and Aircraft Noise Reduction Act.

GUIDELINES FOR ESTABLISHING SELECT COMMITTEES

Committee on Rules: Subcommittee on The Rules and Organization of the House met and approved its report entitled "Guidelines for the Establishment of Select Committees" and its publication as a committee print.

MINORITY ENTERPRISE ACT

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight continued hearings on H.R. 567, Minority Enterprise Act of 1977. Testimony was heard from representatives of Association of Minority Business Enterprise of New York; National Association of Minority CPA Firms; and Task Force of Concerned Black Businessmen.

Joint Committee Meeting

FOREIGN AID APPROPRIATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 7797, making appropriations for fiscal year 1978 for foreign aid programs.

Saturday, September 24, 1977

Senate

Chamber Action

Routine Proceedings, pages 30728–30788

Bills Introduced: Two bills and one resolution were introduced, as follows: S. 2137–2138; and S. Res. 268. Pages 30768, 30787–30788

Bill Referred: H.R. 9262, to credit service of an employee of a congressional campaign committee for civil service retirement purposes, was referred to Committee on Governmental Affairs. Page 30787

Amendments Submitted for Printing: Pages 30772–30755

Executive Communications: Page 30768

Statement on Introduced Bills: Pages 30768–30772

Additional Statements: Pages 515575–515586

Natural Gas Pricing: Senate continued consideration of S. 2104, to establish a comprehensive natural gas pricing policy, taking actions in connection therewith as follows:

(1) By unanimous vote of 75 yeas, agreed to motion to instruct the Sergeant at Arms to request the attendance of absent Senators; Page 30735

(2) By 17 yeas to 59 nays, failed to agree to motion to table Bentsen unprinted amendment No. 849 (to Bentsen-Pearson amendment No. 862), to provide for incremental pricing for larger boiler users of natural gas of over 1,500 Mcf per day; Page 30744

(3) By 61 yeas to 17 nays, agreed to DeConcini U.P. amendment No. 850 (as a substitute for U.P. No. 849), to provide for incremental pricing for any user of more than 50 Mcf of natural gas per day; Page 30748

(4) By 28 yeas to 46 nays, rejected motion to table Ford amendment No. 881, to deregulate the price on gas wells which produce 100 Mcf or less per day; Page 30750

(5) By 41 yeas to 31 nays, tabled modified Metzenbaum U.P. amendment No. 851 (to Ford amendment No. 881), limiting its effectiveness to new or presently capped wells; and Page 30761

(6) By 42 yeas to 27 nays, tabled Metzenbaum U.P. amendment No. 852 (to Ford amendment No. 881), to exempt natural gas produced by companies whose sales exceed 100 billion cubic feet of gas annually. Page 30762

Pending at recess was Bentsen U.P. amendment No. 849, as amended. Page 30789

Also during today's proceedings, a second motion was entered to close further debate on Bentsen-Pearson amendment No. 862. Page 30789

Pages 30729–30764, 30767–30768

Treaty Considered: Protocol to the Convention on International Civil Aviation (Exec. A, 95th Cong., 1st Sess.) was considered to have passed through its various parliamentary stages up to and including presentation of the resolution of ratification, and unanimous consent agreement was reached to take a yea and nay vote on question of adoption of such resolution at approximately 12:30 p.m. on Monday, September 26, 1977. Pages 30766–30767

Record Votes: Six record votes were taken today. Pages 30735, 30745, 30750, 30759, 30762, 30764

Recess: Senate met at 9 a.m. and recessed at 5:18 p.m. Page 30788

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held on Monday, September 26.

Committee Meetings

No meetings were scheduled.

Monday, September 26, 1977

Senate

Chamber Action

Routine Proceedings, pages 30797–30880

Bills Introduced: Six bills and one resolution were introduced, as follows: S. 2139–2144; and S. Res. 269. Pages 30830, 30846

Bills Reported: Reports were made as follows:

S. 2052, to extend the supervision of the Capitol Police to certain facilities leased by the Office of Science and Technology at 600 Pennsylvania Avenue Southeast, Washington, D.C. (S. Rept. 95–451);

S. Res. 269 requesting an additional $38,400 for certain administrative expenses of the Committee on Rules and Administration (S. Rept. 95–452);

S. 143, to strengthen Government capability to detect, prosecute, and punish fraudulent activities under the medicare and medicaid programs, with an amendment (S. Rept. 95–453). Page 30830

Natural Gas Pricing: Senate continued consideration of S. 2104, to establish a comprehensive natural gas pricing policy, taking votes in connection therewith, as follows:

(1) By 77 yeas to 17 nays, three-fifths of those Senators duly chosen and sworn having voted in the affirmative, agreed to motion to close further debate on Bentsen-Pearson amendment No. 862 (in the nature of a substitute), as amended, to provide for deregulation of new natural gas; Pages 30809–30810

(2) By a unanimous vote of 93 nays, rejected motion to adjourn; Page 30814

(3) By 92 yeas to 1 nay, tabled Ford amendment No. 881, to deregulate the price on gas wells which produce 100 Mcf or less per day (motion to reconsider tabled by 92 yeas to 1 nay); Page 30814

(4) By 90 yeas to 3 nays, agreed to Bentsen amendment No. 1037, as amended (to amendment No. 862) to provide for incremental gas pricing practices favoring residential and other small users, including agricultural users; Page 30815

(5) By 53 yeas to 39 nays, tabled Kennedy amendment No. 1023, embodying the Administration's gas pricing proposals (motion to reconsider tabled by 56 yeas to 36 nays); Page 30815

(6) By 40 yeas to 53 nays, part 1 of Metzenbaum amendment No. 918, requiring natural gas producer reports for the past 5 years on an annual basis (motion to reconsider tabled by 59 yeas to 33 nays); Page 30816

(7) By 27 yeas to 66 nays, parts 2 and 3 of Metzen-

baum amendment No. 918, relating to plowbacks from price increases and enforcement provisions, respectively (motion to reconsider tabled by 70 yeas to 22 nays);

Page 30819

(8) By 50 yeas to 43 nays, tabled Kennedy U.P. amendment No. 854 (to amendment No. 862) to exclude from deregulation that gas derived from offshore drilling (motion to reconsider tabled by 47 yeas to 44 nays);

Page 30822

(9) By 60 yeas to 31 nays, upheld the Chair when it ruled out of order (on grounds of germaneness) Kennedy U.P. amendment No. 855, prohibiting natural gas companies from owning or controlling coal or uranium deposits;

Page 30824

(10) By 72 yeas to 16 nays, agreed to Haskell amendment No. 991, to define new natural gas as that gas determined to be new by a qualified geologist;

Page 30825

(11) By 61 yeas to 28 nays, tabled Metzenbaum amendment No. 955, limiting return on investment to 18 percent;

Page 30826

(12) By 86 yeas to 3 nays, upheld the Chair when it ruled out of order Abourezk amendment No. 868, on ground that it had already been offered and tabled;

Page 30826

(13) By 87 yeas to 1 nay, agreed to motion to recess until 9 a.m. on Tuesday, September 27, 1977.

Page 30880

Also during consideration of this bill today, Senate, by voice votes, upheld the Chair on several occasions when it ruled out of order certain amendments on grounds of germaneness, that they touched more than one section of the bill, and when it ruled several motions as dilatory under the cloture rule.

Page 30880
Pages 30801–30828

Bill Referred: H.R. 5383, Age Discrimination in Employment Act Amendments, was referred to Committee on Human Resources.

Page 30830

Bills Held at Desk: H.R. 3, Medicare-Medicaid anti-fraud amendments, and H. Con. Res. 361, enrollment correction, were ordered to be held at the desk.

Messages From the House: Page 30829

Amendments Submitted for Printing: Pages 30846–30849

Executive Communications: Pages 30829–30830

Confirmations: Page 30880

Nominations: Page 30880

Statements on Introduced Bills: Pages 30830–30846

Additional Statements: Pages 30849–30877

Senate Authorizations: By unanimous consent it was agreed that the Record will be open during this week for the transaction of routine morning business; and

That Committee on Finance may sit during the sessions of the Senate this week.

Pages 30797

Presidential Message: Senate received a message from the President transmitting the ninth annual report on the administration of the Natural Gas Pipeline Safety Act of 1968—referred to Committee on Energy and Natural Resources (P.M. 116).

Page 30828

Treaty Approved: By a unanimous vote of 90 yeas, two-thirds of the Senators present and voting having voted in the affirmative, Senate agreed to resolution of ratification of Protocol to the Convention on International Civil Aviation (Exec. A, 95th Cong., 1st sess.).

Pages 30799–30801

Confirmations: Senate confirmed the following nominations:

Maj. Gen. Robert C. Marshall, and Brig. Gen. William E. Read, both of the Army, each to be a Member of the Mississippi River Commission;

Marvin B. Durning, of Washington, and David G. Hawkins, of the District of Columbia, each to be an Assistant Administrator of the Environmental Protection Agency; and

Col. Donald M. O'Shei, Army, to be a Member of the California Debris Commission.

Page 30880

Nominations: Senate received the nomination of Julius Shishkin, of Maryland, to be Commissioner of Labor Statistics, Department of Labor; and

One Air Force nomination in the rank of General.

Page 30880

Record Votes: 19 record votes were taken today.

Pages 30801, 30809–30810, 30814, 30815, 30816, 30818, 30819, 30820, 30821, 30822, 30825, 30826, 30827, 30880

Recess: Senate met at noon and recessed at 10:14 p.m.

Page 30880

Committee Meetings

BANK REGULATION

Committee on Banking, Housing, and Urban Affairs: Committee began oversight hearings on bank regulatory issues, receiving testimony from John Himann, Comptroller of the Currency, Department of the Treasury; George LeMaistre, Chairman, Federal Deposit Insurance Corporation; and Stephen S. Gardner, Vice Chairman, Board of Governors of the Federal Reserve System.

Hearings continue tomorrow.

NOMINATION

Committee on Commerce, Science and Transportation: Committee concluded hearings on the nomination of Charles D. Ferris, of Massachusetts, to be a Member of the Federal Communications Commission, after the nominee, who was introduced to the committee by Senator Kennedy and Speaker of the House O'Neill, testified and answered questions on his own behalf.

ALASKAN NATURAL GAS PIPELINE

Committee on Energy and Natural Resources: Committee began hearings on the planning and construction of the proposed Trans-Alaska natural gas pipeline route, receiving testimony from James R. Schlesinger, Secretary of Energy, and Monte Canfield, Jr., Director, Energy and Minerals Division, General Accounting Office.

Hearings continue tomorrow.

NATIONAL ENERGY TAX

Committee on Finance: Committee resumed consideration of the proposed National Energy Tax Act (as embodied in H.R. 8444, which is being held at the Senate desk) and announced decisions made in connection with the crude oil equalization tax, embodied in a press release available at the Committee office in 2227 Dirksen Office Building.

Committee will meet again tomorrow.

PANAMA CANAL TREATY

Committee on Foreign Relations: Committee began hearings on the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Ex. N, 95th Cong., 1st sess.) receiving testimony from Secretary Cyrus Vance, and Amb. Ellsworth Bunker and Sol Linowitz, Co-Negotiators, Panama Canal Treaties, all of the Department of State.

Hearings continue tomorrow.

SALT AGREEMENT

Committee on Foreign Relations: Committee met in closed session to discuss the expiration of the SALT Agreement, but made no announcements and recessed subject to call.

FEDERAL EMPLOYEES POLITICAL ACTIVITY

Committee on Governmental Affairs: Committee resumed hearings on bills to revise restrictions on political activities of Federal employees and postal service employees (S. 80, 980, and H.R. 10), receiving testimony from Representative Solarz; Michael Cole, Common Cause; Allan Morrison, Litigation for Public Citizen; and Vincent L. Connery, National Treasury Employees Union, all of Washington, D.C.

Hearings were adjourned subject to call.

NATIONAL LABOR RELATIONS ACT

Committee on Human Resources: Subcommittee on Labor resumed hearings on S. 1883 and 1855, to strengthen the remedies and expedite the procedures under the National Labor Relations Act, receiving testimony from Dr. Richard L. Lesher, Chamber of Commerce of the U.S., Washington, D.C.; Peter Nash, Small Business Legislative Council, Washington, D.C.; Thomas J. Jack, Evanston, Ill., representing the American Paper Institute; Bernard C. Wampler, Pulaski, Va., representing the Southern Furniture Manufacturers Association; George R. Murphy, Retail Clerks International Association, Washington, D.C.; John Geagan, Service Employees International Union, Washington, D.C.; Max Zimny, International Ladies Garment Workers Union, Washington, D.C.; Robert Muehlenkamp, National Union of Hospital and Health Care Employees, New York City; and James Walsh, Printing Industries of America, Arlington, Va.

Hearings continue on Friday, September 30.

MARSHALS AND WITNESS FEES

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery held hearings on S. 2016, to allow the Attorney General to modify fees for process-serving by U.S. Marshals, S. 2049, to establish fees and allow per diem and mileage expenses for witnesses who appear before U.S. courts, S. 2072, to make the excuse of prospective jurors from Federal jury service on the grounds of distance from the place of holding court contingent upon a showing of hardship on an individual basis, S. 2074, to provide in civil cases for juries of six persons, to amend the Jury Selection and Service Act of 1968 with respect to the selection and qualification of jurors, and to extend the coverage of the Federal Employees Compensation Act to all jurors in U.S. District Courts, and S. 2075, revising the section of the Jury Selection and Service Act of 1968 regarding the fees of jurors and by providing for a civil penalty and injunctive relief in the event of a discharge or threatened discharge of an employee by reason of such employee's Federal jury service. Witnesses heard were Carl H. Imlay, General Counsel, Administrative Office of the U.S. Courts; Kevin D. Rooney, Assistant Attorney General for Administration, who was accompanied by several associates, all of the Department of Justice, and Dr. Jay Schulman, New York City, National Jury Project.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 32 public bills, H.R. 9290–9321; 2 private bills, H.R. 9322 and 9323; and 13 resolutions, H.J. Res. 600–603, H. Con. Res. 363 and 364, and H. Res. 774–780 were introduced.

Pages 30988–30990

Bills Reported: Reports were filed as follows:

S. 1617, Marine Pollution Environmental Research and Development Act, amended (H. Rept. 95-626);

Conference report on H.R. 6415, to extend and amend the Export-Import Bank Act of 1945 (H. Rept. 95-627);

H.R. 9143, Emergency Lease and Transfer of Tobacco Allotments, amended (H. Rept. 95-628);

H. Res. 774, providing for the consideration of H.R. 1037, Energy Transportation Act of 1977 (H. Rept. 95-629);

H. Res. 775, providing for the consideration of H.R. 2329, to improve the administration of fish and wildlife programs (H. Rept. 95-630);

H. Res. 776, providing for the consideration of H.R. 8309, authorizing certain public works on rivers for navigation (H. Rept. 95-631);

H.R. 9290, to increase the temporary debt limit (H. Rept. 95-632);

Conference report on H.R. 7797, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1978 (H. Rept. 95-633); and

Conference report on H.R. 6655, to amend certain Federal laws pertaining to community development, housing, and related programs (H. Rept. 95-634).

Page 30988

Presidential Message—Natural Gas Pipeline Safety: Received and read a message from the President wherein he transmits to Congress the ninth annual report on the administration of the Natural Gas Pipeline Safety Act of 1968—referred to the Committee on Interstate and Foreign Commerce. Page 30881

District of Columbia Legislation: Consideration of legislation pertaining to the District of Columbia was in order, and the following bills were called up, considered, and passed:

Retirement: H.R. 6536, to establish an actuarially sound basis for financing retirement benefits for policemen, firemen, teachers, and judges of the District of Columbia and to make certain changes in such benefits (passed by a yea-and-nay vote of 348 yeas to 21 nays, Roll No. 583); Pages 30881–30902

George Washington University charter: S. 1060, to amend the Act of February 9, 1821, to restate the charter of the George Washington University (passed by a yea-and-nay vote of 363 yeas to 4 nays, Roll No. 584).

Agreed to the committee amendment.

Pages 30902–30906

Water and sewer services: S. 1322, in lieu of H.R. 5813, to revise the basis for estimating the annual Federal payment to the District of Columbia for water and water services and sanitary sewer services furnished to the United States (passed by a yea-and-nay vote of 375 yeas to 1 nay, Roll No. 585)—clearing the measure for the President; Pages 30906–30909

Airspace use: H.R. 7766, to authorize the Mayor of the District of Columbia to enter into an agreement with the United States Postal Service with respect to the use of certain public air space in the District of Columbia; Pages 30909–30911

Borrowing authority: H.R. 6530, to amend the District of Columbia Self-Government and Governmental Reorganization Act with respect to the borrowing authority of the District of Columbia (passed by a yea-and-nay vote of 266 yeas to 119 nays with 1 voting "present", Roll No. 587).

Agreed to the committee amendments.

Rejected an amendment that sought to prohibit the use of this loan authority for the site acquisition or construction of a District of Columbia civic center without prior legislative authorization of Congress (rejected by a yea-and-nay vote of 187 yeas to 196 nays, Roll No. 586).

Objection was heard to a request for the consideration of S. 1061, a similar Senate-passed bill; and

Pages 30911–30918

Pretrial release or detention: H.R. 7747, to amend title 23 of the District of Columbia Code with respect to the release or detention prior to trial of persons charged with certain violent or dangerous crimes.

Agreed to a committee amendment; and

Agreed to an amendment that makes armed robbery an offense for which defendants may be denied bail and detained pending trial (agreed to by a yea-and-nay vote of 346 yeas to 43 nays, Roll No. 588).

Pages 30918–30925

Late Reports: Conferees received permission to file a conference report by midnight tonight on H.R. 6655, to amend certain Federal laws pertaining to community development, housing, and related programs; and

Conferees received permission to file a conference report by midnight Tuesday, September 27, on H.R. 7797, making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1978. Pages 30925, 30962

Suspensions: House voted to suspend the rules and pass the following:

Child abuse prevention: H.R. 6693, amended, to amend the Child Abuse Prevention and Treatment Act to extend the authorization of appropriations contained in such Act (passed by a yea-and-nay vote of 375 yeas to 12 nays, Roll No. 589). Agreed to amend the title; Pages 30926–30938, 30948–30949

Center for the Book: H.R. 6214, to provide for the establishment of a Center for the Book in the Library of Congress:

Subsequently, this passage was vacated and S. 1331, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill; Pages 30938–30939

Martin Luther King, Jr. statue: H. Con. Res. 60, authorizing a bust or statue of Martin Luther King, Junior, to be placed in the Capitol; Pages 30939–30942

Senator Gruening statue: S. Con. Res. 25, providing for the acceptance of a statue of the late Senator Ernest Gruening presented by the State of Alaska for the National Statuary Hall collection—clearing the measure; Page 30942

Saturday mail delivery: H. Con. Res. 277, expressing the sense of the Congress that the United States Postal Service should not reduce the frequency of mail delivery service (agreed to by a yea-and-nay vote of 377 yeas to 9 nays, Roll No. 590); and

Pages 30942–30945, 30949–30950

Postal Service arbitration board: H.R. 7132, to establish an arbitration board to settle disputes between organizations of supervisors and other managerial personnel and the United States Postal Service.

Pages 30945–30948, 30950

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 30988

Adjournment: Adjourned at 6:29 p.m.

Committee Meetings

ARMY RECRUITING PROCEDURES

Committee on Armed Services: Subcommittee on Investigations continued hearings on procedures of Army Recruiting Districts. Testimony was heard from Col. William H. Sachs, Jr. (Ret.), former commander, Northeast Regional Recruiting Command; and Maj. Delbert L. Collins, Assistant Director, Recruiting Operations, Northeast Regional Recruiting Command.

BASE CLOSURES

Committee on Armed Services: Subcommittee on Military Installations and Facilities held an oversight hearing on base closures, realignments, etc. Testimony was heard from Assistant Secretary of Defense John P. White; and Representatives Holt and Spellman.

CONSUMER CREDIT PROTECTION ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs continued hearings on H.R. 8753, Consumer Credit Protection Act Amendments of 1977. Testimony was heard from representatives of banks and banking associations.

Hearings continue tomorrow.

DISTRIBUTION OF WEALTH

Committee on the Budget: Task Force on Distributive Impacts of Budget and Economic Policies held a hearing on distribution of wealth. Testimony was heard from Dorothy Projector, Director, Division of Economics and Long Range Research, Social Security Administration, and public witnesses.

IMPLEMENTATION OF EDUCATION FOR ALL HANDICAPPED CHILDREN ACT

Committee on Education and Labor: Subcommittee on Select Education held a hearing on implementation of the Education for All Handicapped Children Act. Testimony was heard from an academic panel; and a panel representing the handicapped.

Hearings continue tomorrow.

INDIAN EDUCATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held a hearing on H.R. 9157, to provide for the basic education of Indian children, and to provide improvements in the delivery of other educational services to Indians. Testimony was heard from representatives of Bureau of Indian Affairs.

LONGSHOREMEN'S AND HARBOR WORKERS' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Longshoremen's and Harbor Workers' Compensation Act with testimony from public witnesses.

Hearings continue tomorrow.

IRS AND TREASURY POLICIES

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on IRS and Treasury policies and procedures relating to foreign tax credits claimed by U.S. petroleum companies. Testimony was heard from public witnesses.

Hearings continue tomorrow.

HOUSE ADMINISTRATIVE AND LEGISLATIVE REFORM

Committee on House Administration: Began markup of H. Res. 766, Title VI, Provisions Relating to House Operations and Employees, and will resume tomorrow.

PANAMA CANAL TREATIES

Committee on International Relations: Continued hearings on Panama Canal Treaties and related legislation. Testimony was heard from Secretary of Defense Harold Brown; and Gen. George S. Brown, USAF, Chairman, Joint Chiefs of Staff.

Hearings continue Wednesday, September 28.

DOMESTIC COMMON CARRIER

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued panel dis-

cussions on Domestic Common Carrier, and will resume tomorrow.

CONSUMER PRODUCT SAFETY COMMISSION

Committee on Interstate and Foreign Commerce: Subcommittees on Oversight and Investigations and on Consumer Protection and Finance held a joint hearing on the Consumer Product Safety Commission with testimony from public witnesses.

Hearings continue Thursday, September 29.

HOSPITAL COST CONTAINMENT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of Hospital Cost Containment proposals, and will resume tomorrow.

SEXUAL EXPLOITATION OF CHILDREN

Committee on the Judiciary: Subcommittee on Crime met and approved for full committee action H.R. 8059, to prohibit the transportation of minors in interstate or foreign commerce for sexual purposes, as amended.

ALASKA LANDS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held hearings on H.R. 39 and 6564, to provide for the addition of d-2 lands in Alaska to the National Wildlife Refuge System. Testimony was heard from Secretary of Interior Andrus; and Dr. Rupert Cutler, Assistant Secretary for Conservation, Research and Education, USDA.

BASIC WORKWEEK OF FIREFIGHTERS

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization held a hearing on H.R. 3161, to improve the basic workweek of firefighting personnel of executive agencies. Testimony was heard from Representative Harris; and representatives of Civil Service Commission, Department of the Navy; N.F.F.E.; A.F.G.E.: International Association of Firefighters; and Public Employee Department, AFL-CIO.

PUBLIC BUILDING PROSPECTUS—GSA PROCEDURES FOR ACQUIRING PUBLIC BUILDINGS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held hearings on a prospectus for repairs and alterations to the Federal Building at Liguna Niguel, California; and review of GSA procedures for acquiring public buildings. Testimony was heard from California Representatives Anderson, Charles H. Wilson and Badham; and Joseph P. Normile, GAO.

Hearings continue tomorrow.

HOUSE ADMINISTRATIVE AND LEGISLATIVE REFORM

Committee on Rules: Subcommittee on The Rules and Organization of The House held a hearing on H. Res. 766, providing for the reform of the administrative organization and legislative management services of the House of Representatives. Testimony was heard from Members of Congress, and a public witness.

MINORITY ENTERPRISE ACT—AMENDMENTS TO SMALL BUSINESS ACT

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight held a hearing on H.R. 567, Minority Enterprise Act; and H.R. 2379, to amend the Small Business Act. Testimony was heard from representatives of General Accounting Office, and National Federation of Independent Business.

Hearings continue tomorrow.

TEMPORARY DEBT LIMIT INCREASE—TECHNICAL CORRECTIONS ACT

Committee on Ways and Means: Met and ordered reported favorably to the House H.R. 9290, to increase the temporary debt limit; and

Began markup of H.R. 6715, Technical Corrections Act of 1977, and will resume tomorrow.

Joint Committee Meetings

MINE SAFETY

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 717, to promote safety and health in the mining industry, but did not reach final agreement thereon and will meet again tomorrow.

HOUSING AND COMMUNITY DEVELOPMENT

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of H.R. 6655, authorizing funds for housing and community development assistance programs for fiscal years 1978 through 1980.

Tuesday, September 27, 1977

Senate

Chamber Action

Routine Proceedings, pages 31147–31263

Bills Introduced: Nine bills and three resolutions were introduced, as follows: S. 2145–2153; and S. Res. 270–272. Pages 31185, 31191–31194

Bills Reported: Reports were made as follows:

H. Con. Res. 282, directing the Secretary of Transportation to apportion the $3.25 billion authorized for the Interstate Highway System for fiscal year 1969, with individual views (S. Rept. 95-454).

S. 1863, authorizing funds for military procurement for fiscal year 1978, with amendments (S. Rept. 95-455).

S. Res. 270, to waive Section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 785, to convey certain lands to the Paiute and Shoshone tribes of the Fallon Indian reservation (without written report, referred to Committee on the Budget). Page 31185

Bill Referred: H.R. 6536, District of Columbia retirement reform, was referred to Committee on Governmental Affairs. Page 31185

Messages From the House: Page 31182

Amendments Submitted for Printing: Pages 31194–31195

Nominations: Pages 31263–31278

Statements on Introduced Bills: Pages 31185–31191

Additional Statements: Pages 31195–31233

Natural Gas Pricing: Senate continued consideration of S. 2104, to establish a comprehensive natural gas pricing policy, taking actions in connection therewith, as follows:

(1) By 73 yeas to 16 nays, tabled appeal from the ruling of the Chair when it ruled out of order Metzenbaum amendment No. 994, adding a new Title II, Petroleum Industry Competition; Page 31151

(2) By voice vote, rejected Metzenbaum amendment No. 956 (to No. 862) requiring gas producers to supply data on cost of exploration and recovery; Page 31158

(3) By 64 yeas to 32 nays, tabled Kennedy amendment No. 1352, to limit deregulation of natural gas to gas sold by independent producers; Page 31160

(4) By 53 yeas to 41 nays, tabled Metzenbaum amendment No. 1118 (to No. 862), to change the definition with respect to extensions of previously discovered reservoirs of gas (motion to reconsider tabled by 65 yeas to 30 nays); Page 31165

(5) By 50 yeas to 44 nays, tabled Kennedy amendment No. 1361 (to No. 862), to redefine the term "New Natural Gas"; Page 31166

(6) By 56 yeas to 38 nays, tabled Kennedy amendment No. 1365 (to No. 862), to provide for plowbacks into exploration of profits from deregulation of gas; Page 31167

(7) By 56 yeas to 37 nays, tabled Metzenbaum amendment No. 915 (to No. 862), to redefine "New Natural Gas"; Page 31170

(8) By 31 yeas to 64 nays, rejected Metzenbaum amendment No. 1074 (to No. 862), to prohibit the charging of prices for gas at a rate higher than the national ceiling; Page 31171

(9) By 56 yeas to 37 nays, tabled Metzenbaum amendment No. 1075 (to No. 862), to delete provision barring the Commission from reducing rates below the interim ceiling price; Page 31171

(10) By 62 yeas to 31 nays, agreed to Bumpers amendment No. 909 (to No. 862), vesting in the FERC the sole power to determine the new crude oil equivalent price on which prices for new natural gas developed offshore will be based; Page 31172

(11) By 78 yeas to 16 nays, tabled Abourezk amendment No. 906 (to S. 2104), to delete the words "but not intrastate gas" on page 2, line 19; Page 31175

(12) By 94 yeas to 1 nay, agreed to modified Riegle amendment No. 1064, to include schools and hospitals into classification of "high priority users" for purposes of incremental pricing; Page 31175

(13) By 70 yeas to 23 nays, tabled Abourezk amendment No. 929 (to S. 2104), dealing with production differences between different types of gas; Page 31176

(14) By voice vote, agreed to Kennedy amendment No. 933 (to No. 862), requiring studies and report to the Congress on gas reserves; Page 31177

(15) By 58 yeas to 36 nays, tabled Metzenbaum amendment No. 1077; Page 31177

(16) By 51 yeas to 42 nays, tabled Kennedy amendment No. 1363, to redefine the term "new Natural Gas" (motion to reconsider tabled by 57 yeas to 33 nays); Page 31178

(17) By 55 yeas to 35 nays, tabled Abourezk amendment No. 913 (to No. 862), allowing higher prices to be set on offshore oil and gas only upon showing of actual cost of production; Page 31182

(18) By 54 yeas to 36 nays, agreed to Bayh amendment 903 (to S. 2104), adding a new finding to the bill concerning the cost increase of oil prices since 1973; Page 31183

(19) By 39 yeas to 51 nays, rejected Metzenbaum amendment No. 1138 (motion to reconsider tabled by 59 yeas to 32 nays); Page 31183

(20) By 52 yeas to 37 nays, tabled Kennedy amendment No. 974 (to No. 862), to provide substitute language for section authorizing setting of higher prices on high cost or deep drilling activities; Page 31184

(21) By 52 yeas to 35 nays, tabled Kennedy amendment No. 967 (to No. 862), changing interim ceiling rate to be equal to the price for sales under contracts in effect on April 20, 1977; Page 31236

(22) By voice vote, agreed to modified Ford amendment No. 1326 (to No. 1022 to No. 862), to provide priority for essential agricultural uses; Page 31239

(23) By 51 yeas to 36 nays, tabled Metzenbaum amendment No. 910 (to S. 2104), making Administrative Procedures Act applicable to any price rule or order issued under the act; Page 31240

(24) By 57 yeas to 28 nays, tabled Abourezk amendment No. 911 (to S. 2104), allowing President to set a special price only if it were necessary to reimburse producers for actual costs; Page 31241

(25) By 56 yeas to 27 nays, tabled Abourezk amendment No. 919 (to S. 2104), to provide that any increase in new natural gas prices shall not exceed current btu related price, plus inflation adjustment, upon expiration of any price controls; Page 31242

(26) By 70 yeas to 13 nays, tabled appeal from the ruling of the Chair when it ruled out of order Abourezk amendment No. 896 (to No. 862), to provide for vertical divestiture of the petroleum industry; Page 31242

(27) By 57 yeas to 31 nays, agreed to Kennedy amendment No. 975 (to No. 862), requiring report to the Congress on compliance by producers with contractual and certification obligations (motion to table at first rejected by 41 yeas to 45 nays); Page 31243

(28) By voice vote, agreed to DeConcini amendment No. 1317 requiring report to Congress on the amount of new natural gas produced in the U.S.; Page 31246

(29) By 40 yeas to 47 nays, rejected motion to table Bentsen amendment No. 1039 (to amendment No. 1022 to No. 862), a modified version of Bentsen-Pearson amendment No. 862, to deregulate the price on natural gas; Page 31246

(30) By 58 yeas to 29 nays, tabled Abourezk amendment No. 934 (to No. 862), to establish rates on basis or actual cost of producing new natural gas from offshore Federal lands; Page 31247

ERDA Nuclear Programs: Senate disagreed to the House amendments to S. 1811, authorizing funds for fiscal year 1978 for nuclear programs of the Energy Research and Development Administration, agreed to conference requested by the House, and appointed as conferees Senators Jackson, Church, Bumpers, Abourezk, Ford, Durkin, Matsunaga, Hansen, Hatfield, Domenici, McClure, and Bartlett. Page 31171

Rules Committee Report: By unanimous consent Committee on Rules and Administration was given until October 17, 1977, to report the results of a review of laws relating to contributions solicited from or made by officers and employees of the Senate pursuant to S. Res. 110. Page 31171

Nominations: Senate received the following nominations:

David D. Newsom, of California, to be Ambassador to the Philippines;

O. Rudolph Aggrey, of the District of Columbia, to be Ambassador to Romania;

Thomas A. Ballantine, Jr., to be U.S. district judge for the western district of Kentucky.

The following-named persons to be Commissioners of the Copyright Royalty Tribunal: Thomas C. Brennan, of New Jersey; Douglas Coulter, of Virginia; Mary Lou Burg, of Wisconsin; Clarence L. James, Jr., of Ohio; and Frances Garcia, of Texas.

John W. McGarry, of Massachusetts, to be a member of the Federal Election Commission;

John C. Truesdale, of Maryland, to be a member of the National Labor Relations Board;

William R. Alberger, of Oregon, to be a member of the U.S. International Trade Commission; and

Sundry Army nominations. Pages 31263–31278

Record Votes: 30 record votes were taken up to this point of Senate proceedings (approximately 1:30 a.m. Wednesday, September 28).

NOTE.—The Senate met in all night session.

Committee Meetings

AGRICULTURAL TRANSPORTATION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices, held oversight hearings on transportation problems affecting agriculture, forestry, and rural development. Witnesses heard were Michael Parkhurst, Independent Truckers Association, Los Angeles; Stoney M. Stubbs, representing the American Trucking Association, Dallas; and Frank Stegbauer, representing the American Waterways Operators, Memphis.

Hearings continue tomorrow.

APPROPRIATIONS—SUPPLEMENTAL SBA

Committee on Appropriations: Subcommittee on State, Justice, Commerce resumed hearings on proposed supplemental appropriations for the disaster loan program of the Small Business Administration, receiving testimony from SBA Administrator A. Vernon Weaver, and public witnesses.

Subcommittee will meet tomorrow to mark up proposed supplemental appropriations.

APPROPRIATIONS—SUPPLEMENTAL/RESCISSION

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government approved for full committee consideration proposed supplemental appropriations for fiscal year 1978 for the National Security Council, General Services Administration, and Internal Revenue Service. Also, Subcommittee forwarded to the full committee without recommendation a proposed rescission of budget authority concerning the General Services Administration's Federal Buildings Fund, (as embodied in H.R. 9019).

Prior to these actions, subcommittee held hearings on proposed supplemental appropriations for fiscal year 1978 receiving testimony in behalf of funds for their respective activities from Christine Dodson, Staff Secretary, National Security Council; Robert T. Griffin, Deputy Administrator, General Services Administration; and William E. Williams, Deputy Commissioner, Internal Revenue Service, Department of the Treasury.

BANK REGULATION

Committee on Banking, Housing, and Urban Affairs: Committee continued oversight hearings on bank regulatory issues, receiving testimony from John F. McGillicuddy, Manufacturers Hanover Trust, New York City; Edward R. Palmer, Citibank, New York City; Donald C. Platten, Chemical Bank, New York City; Richard L. Thomas, First National Bank of Chicago; Prof. William H. Bowen, Commercial National Bank, Little Rock; Prof. Manferd Peterson, University of Nebraska, Lincoln; and Prof. Roy Schotland, Georgetown University Law School, Washington, D.C.

Hearings continue tomorrow.

TRANS-ALASKA GAS PIPELINE

Committee on Energy and Natural Resources: Committee continued hearings on the planning and construction of the proposed Trans-Alaska natural gas pipeline route, receiving testimony from Senators Bayh and Stevens.

Hearings continue tomorrow.

PANAMA CANAL TREATIES

Committee on Foreign Relations: Committee continued hearings on the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Ex. N, 95th Cong., 1st sess.), receiving testimony from Secretary of Defense Harold Brown; Gen. George S. Brown, Chairman of the Joint Chiefs of Staff; Adm. Robert L. J. Long, Vice Chief of Naval Operations; and Lt. Gen. D. P. McAuliffe, Commander-in-Chief, Southern Command.

Hearings continue on Thursday, September 29.

NOMINATIONS

Committee on Human Resources: Committee concluded hearings on the following nominations after the nominees testified and answered questions on their own behalf: Bertram R. Cottine, of the District of Columbia, to be a Member of the Occupational Safety and Health Review Commission; George C. Pimentel, of California, to be Deputy Director, Floyd J. Rutherford, of New York, and John B. Slaughter, of Washington, each to be an Assistant Director, all of the National Science Foundation; and Robert R. Humphreys, of Virginia, to be Commissioner of the Rehabilitation Services Administration. Messrs. Pimentel, Rutherford, and Slaughter were introduced to the committee by Richard C. Atkinson, Director of the NSF.

HUMAN RESOURCE DEVELOPMENT

Committee on Human Resources: Subcommittee on Employment, Poverty, and Migratory Labor began hearings on S. 533, to provide programs aimed at promoting economic stability, receiving testimony from Peter Henle, Deputy Under Secretary of Labor for Economic Policy Review; George Kuper, Executive Director, National Center on Productivity and Quality of Working Life; Professor John Dunlop, Harvard University, Cambridge; William Winpisinger, International Association of Machinists, Washington, D.C.; Irving Francis and George Wessel, AFL–CIO, both of Buffalo; James O'Toole, University of Southern California, Los Angeles; and Gary B. Hansen, Utah State University Center on Productivity and Quality of Working Life, Logan.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the following nominations after the nominees testified and answered questions on their own behalf: Thomas Tang, of Arizona, to be U.S. Circuit Judge for the Ninth Circuit; Edward H. Johnstone, to be U.S. District Judge for the Western District of Kentucky; Louis F. Oberdorfer, of Virginia, to be U.S. District Judge for the District of Columbia; A. Leon Higginbotham, Jr., of Pennsylvania, to be U.S. Circuit Judge for the Third Circuit; and Hugh H. Bownes, of New Hampshire, to be U.S. Circuit Judge for the First Circuit. Senator DeConcini and Representatives Rhodes and Udall introduced Mr. Tang; Senators Huddleston and Ford and Representative Hubbard introduced Mr. Johnstone; Senator Mathias introduced Mr. Oberdorfer; Senators Schweiker and Heinz introduced Mr. Higginbotham; and Senators McIntyre and Durkin introduced Mr. Bownes.

JUVENILE JUSTICE IMPLEMENTATION

Committee on the Judiciary: Subcommittee on Juvenile Delinquency held hearings on the implementation of the Juvenile Justice and Delinquency Prevention Act (P.L. 93–415), receiving testimony from John Rector, Administrator, Office of Juvenile Justice and Delinquency Prevention, Law Enforcement Assistance Administration, Department of Justice; William Anderson, Deputy Director, General Government Division, General Accounting Office; Hunter Hurst, National

Center for Juvenile Justice, Pittsburgh; Richard Harris, Richmond, representing the National Conference of State Criminal Justice Planning Administrators; Pa. State Representative Rhodes, Pittsburgh; Barbara Fruchter, Juvenile Justice Center, Philadelphia; Washington State Senator Peter Francis, Seattle; Jenny Van Ravenhorst, State Division of Community Services, Olympia; and Thomas M. Higgins, Davenport, Iowa.

Hearings continue tomorrow.

FEDERAL BENEFITS AND TRIBE RECOGNITION

Select Committee on Indian Affairs: Committee concluded hearings on the following bills:

S. 1633, to provide for the extension of certain Federal benefits, services, and assistance to the Pascua Yaqui Indians of Arizona, receiving testimony from Anselmo Valencia, Pascua Yaqui Association, and David Ramirez, Pascua Yaqui Council, both of Tucson, Ariz.; and

S. 661, to restore Federal recognition of certain Oklahoma Indian Tribes, receiving testimony from Forrest Gerard, Assistant Secretary, and Ralph Reeser, Legislative Counsel, both of the Department of the Interior; and Robert Alexander, Inter Tribal Council, Jack Robison, Mayor of Miami, Chief John Folis, Modoc Tribe, Chief Rodney Arnett, Peoria Tribe, and Chief Lewis Burlow, Ottawa Tribe, and John Ghostbear, all of Miami, Oklahoma.

House of Representatives

Chamber Action

Bills Introduced: 27 public bills, H.R. 9324–9350; 3 private bills, H.R. 9351–9353; and 19 resolutions, H.J. Res. 604 and 605, H. Con. Res. 365, and H. Res. 781–796, were introduced. Pages 31144–31146

Bills Reported: Reports were filed as follows:

H. Res. 781, providing for the consideration of H.R. 9290, to increase the public debt limit (H. Rept. 95–635);

Report entitled "Allocation of Budget Totals Under the Second Concurrent Resolution of the Budget for fiscal year 1978", Committee on International Relations (H. Rept. 95–636);

H.R. 8410, to amend the National Labor Relations Act to strengthen the remedies and expedite the procedures under such Act, amended (H. Rept. 95–637); and

H.R. 9090, to exempt disaster payments made in connection with the 1977 crops of wheat, feed grains, upland cotton, and rice from the payment limitations contained in the Agricultural Act of 1970 and the Agricultural Act of 1949 (H. Rept. 95–638). Page 31144

Black Lung Benefits: House disagreed to the amendment of the Senate to H.R. 4544, to amend the Federal Coal Mine Health Act to improve the black lung benefits program established under such Act; and asked a conference with the Senate. Appointed as conferees: Representatives Perkins, Dent, Phillip Burton, Gaydos, Clay, Biaggi, Zeferetti, Michael O. Myers, Murphy of Pennsylvania, Corrada, Simon, Miller of California, Thompson, Andrews of North Carolina, Ullman, Rostenkowski, Vanik, Quie, Erlenborn, Ashbrook, Sarasin, Edwards of Oklahoma, Jeffords, and Duncan of Tennessee. Page 31032

Late Report: Committee on Agriculture received permission to file a report by midnight tonight on H.R. 9090, to exempt disaster payments made in connection with the 1977 crops of wheat, feed grains, upland cotton, and rice from the payment limitations contained in the Agricultural Act of 1970 and the Agricultural Act of 1949. Page 31032

Subcommittees To Sit: Subcommittee on Minority Enterprise and General Oversight of the Committee on Small Business received permission to sit during proceedings of the House under the 5-minute rule on Thursday, September 29; and the Subcommittee on Science, Research, and Technology of the Committee on Science and Technology received permission to sit during proceedings under the 5-minute rule of the House on Wednesday, September 28. Page 31033

Suspensions: House voted to Suspend the Rules and pass the following bills:

Civil rights: H. Res. 782, providing for agreement to the Senate amendment to H.R. 5645, to raise the limitation on appropriations for the U.S. Commission on Civil Rights; with an amendment; clearing the measure for further Senate action. Page 31040

Indochinese refugees: H.R. 7769, to authorize the creation of a record of admission for permanent residence in the cases of certain refugees from Vietnam, Laos, or Cambodia (passed by a yea-and-nay vote of 390 yeas to 22 nays, with 1 voting "present", Roll No. 595). Pages 31040–31043, 31076–31077

Cambodian human rights: H. Res. 724, to express the House of Representatives deep concern over the disregard of basic human rights in Cambodia. Pages 31045–31048, 31078

Bicentennial commemorative medals: H.J. Res. 386, to provide for the striking of a national medal to be issued annually in commemoration of the bicentennials of outstanding historic events and personalities from 1777 to 1789 (passed by a division vote of 43 yeas). Pages 31049–31050

Rivers and harbors: H.R. 7744, amended, to amend the Acts of August 11, 1888, and March 2, 1919, pertaining to carrying out projects for improvements of rivers and harbors by contract or otherwise. Pages 31061–31064

Federal grants and cooperative agreements: H.R. 7691, amended, to distinguish Federal grant and cooperative agreement relationships from Federal procurement relationships. Pages 31064–31066

Federal Program Information Act: H.R. 6257, to provide for the efficient and regular distribution of current information on Federal domestic assistance programs. Subsequently, this passage was vacated, and S. 904, a similar Senate-passed bill was passed in lieu after being amended to contain the language of the House bill as passed. Pages 31066–31068

GAO audits: S. 213, to provide for the audit, by the Comptroller General, of the Internal Revenue Service and of the Bureau of Alcohol, Tobacco, and Firearms (passed by a recorded vote of 402 ayes to 5 noes, Roll No. 599). Pages 31068–31071, 31079–31080

Territories Authorization: House agreed to the amendments of the Senate Nos. 1–9, 11–18, and 21–25 to H.R. 6550, to authorize certain appropriations for the territories of the United States, to amend certain Acts relating thereto. House agreed to Senate amendments Nos. 10, 19, 20, and 26, with amendment, clearing the measure for further Senate action. Pages 31071–31075

Suspensions Failed: House failed to Suspend the Rules and pass the following bills:

Labor-HEW appropriations: H. Res. 780, to instruct the conferees on H.R. 7555, making appropriations for the Departments of Labor and Health, Education, and Welfare for fiscal year 1978 to recede from their amendment to Senate amendment No. 82 (abortion language) and to concur therein (failed by a yea-and-nay vote of 164 yeas to 252 nays, Roll No. 594). Pages 31033–31040

Former President's staffing: H.R. 9278, to amend the Act of August 25, 1958, with respect to staff allowances for former Presidents (failed by a recorded vote of 211 ayes to 203 noes, Roll No. 596). Pages 31043–31045, 31077–31078

Indian claims commission: H.R. 2664, amended, to amend the Indian Claims Commission Act of August 13, 1946 (failed by a yea-and-nay vote of 173 yeas to 239 nays, Roll No. 597). Earlier, by a yea-and-nay vote of 376 yeas to 19 nays, Roll No. 592, agreed to a motion to order a second. Pages 31050–31057, 31078

Wilderness lands: S. 393, to provide for the study of certain lands to determine their suitability for designation as wilderness in accordance with the Wilderness Act of 1964 (failed by a recorded vote of 256 ayes to 155 noes, Roll No. 598). Pages 31057–31061, 31078–31079

House TV Coverage: Read a letter from the Chairman of the Select Committee on Congressional Operations transmitting its report and evaluation of the test of television coverage of the daily proceedings of the House. Page 31080

Adjournment: Adjourned at 6:55 p.m.

Committee Meetings

AGING IN THE WORLD OF TOMORROW

Select Committee on Aging: Subcommittee on Federal, State and Community Services held a hearing on aging in the world of tomorrow. Testimony was heard from public witnesses.

NUTRITION EDUCATION

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition began hearings on the role of the Federal Government in nutrition education. Testimony was heard from Senator Dole; Representatives Symms and Scheuer; and public witnesses.

Hearings continue tomorrow.

DEFENSE RESALE ACTIVITIES

Committee on Armed Services: Subcommittee on Investigations—Nonappropriated Fund Panel held a hearing on resale activities of the Department of Defense. Testimony was heard from Assistant Secretary of Defense John P. White; and Clifford I. Gould, GAO.

CONSUMER CREDIT PROTECTION ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs continued hearings on H.R. 8753, Consumer Credit Protection Act Amendments of 1977. Testimony was heard from Charles Russell, VISA, USA; J. Donald Saul, Master Charge; Robert Plummer, Diners Club; and Jane Butel, American Express.

Hearings continue tomorrow.

INVESTMENT POLICY ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on H.R. 7102, Investment Policy Act of 1977. Testimony was heard from public witnesses.

MONETARY POLICY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on monetary policy. Testimony was heard from Governor J. Charles Partee, Federal Reserve System, and public witnesses.

UNEXPENDED BALANCES STUDY

Committee on the Budget: Task Force on National Security held a hearing on GAO interim report on unexpended balances study with testimony from GAO witnesses.

IMPLEMENTATION OF EDUCATION FOR ALL HANDICAPPED CHILDREN ACT

Committee on Education and Labor: Subcommittee on Select Education continued hearings on implementation of the Education for All Handicapped Children Act. Testimony was heard from Ernest Boyer, Commissioner, Office of Education, HEW; a panel representing the handicapped; Donald McKinley, California State Department of Education; and Illinois State Senator Arthur L. Berman, Chairman, Illinois School Problems Commission.

ECONOMIC OPPORTUNITY AND COMMUNITY SERVICES AMENDMENTS

Committee on Education and Labor: Met for markup of H.R. 7577, Economic Opportunity and Community Services Amendments of 1977, and will resume tomorrow.

ELEMENTARY AND SECONDARY EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 15, to extend for 5 years certain elementary and secondary education programs. Testimony was heard from public witnesses.

LONGSHOREMEN'S AND HARBOR WORKERS' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety continued oversight hearings on the Longshoremen's and Harbor Workers' Compensation Act with testimony from public witnesses.

Hearings continue tomorrow.

IRS AND TREASURY POLICIES

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on IRS and Treasury policies and procedures relating to foreign tax credits claimed by U.S. petroleum companies. Testimony was heard from public witnesses.

AFDC PROGRAM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on the Aid to Families with Dependent Children (AFDC) program. Testimony was heard from Department of Labor and public witnesses.

Hearings continue Tuesday, Oct. 4.

HOUSE ADMINISTRATIVE REFORM

Committee on House Administration: Met and ordered reported favorably to the House H. Res. 766, Title VI, Provisions Relating to House Operations and Employees, with an amendment in the nature of a substitute.

INDIAN RIGHTS—ALASKA NATIVE CLAIMS SETTLEMENT ACT AMENDMENT

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held hearings on H.R. 4377, relating to Cherokee, Choctaw and Chickasaw Indian Nations rights in riverbed of the Arkansas River; and

H.R. 8499, to amend section 16(b) of the Alaska Native Claims Settlement Act.

Testimony was heard from Representative Watkins; Acting Deputy Commissioner of BIA Ray Butler; and representatives of Indian Tribes; Department of the Army; and Sealaska Corporation.

INTERNATIONAL RELATIONS MISCELLANY

Committee on International Relations: Met and ordered reported favorably to the House by voice vote the following measures:

H.J. Res. 573, commemorating General Thaddeus Kosciuszko by presenting a memorial plaque in his memory to the people of Poland on behalf of the American people;

H.R. 9165, to authorize the Secretary of State to acquire a statue or bust of General George C. Marshall; and

H.R. 9179, to amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation.

AFRICA BUREAU, AID

Committee on International Relations: Subcommittee on Africa held a hearing on Africa Bureau, AID. Testimony was heard from Senator Brooke; Mrs. Goler T. Butcher, Assistant Administrator, Bureau for Africa, AID; and public witnesses.

SOVIET FOREIGN POLICY

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on internal dynamics of the Soviet Union and factors influencing Soviet foreign policy. Testimony was heard from former ambassadors to the Soviet Union Foy D. Kohler and George Kennan, who was also former ambassador to Yugoslavia.

INTERSTATE MISCELLANY

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House the following measures:

H.R. 8331, Securities Investor Protection Act Amendments;

H. Con. Res. 318, urging 1984 Summer Olympic Games to be held in the United States; and

Began markup of H.R. 7897, Recombinant DNA Act, and will resume on Wednesday, October 5.

DOMESTIC COMMON CARRIER

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued panel discussions on Domestic Common Carrier, and will resume tomorrow.

INDUSTRIAL ENERGY CONSERVATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on industrial energy conservation. Testimony was heard from Representative Moss; John F. O'Leary, Administrator, FEA; and officials of Department of Commerce and ERDA.

Hearings continue Thursday, September 29.

REGIONAL RAIL REORGANIZATION ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on H.R. 8882, to amend the Regional Rail Reorganization Act of 1973. Testimony was heard from Representatives Oakar, Gilman, Moakley, Mottl, Walgren, and Regula; a labor panel; and Dana Reinhart, Treasurer, Franklin County, Ohio.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations met in executive session on committee business.

INDOCHINA MIGRATION AND REFUGEE ASSISTANCE ACT EXTENSION

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law continued hearings on H.R. 9133 and 9134, extension of the Indochina Migration and Refugee Assistance Act of 1975. Testimony was heard from Representative Stark and public witnesses.

DIVERSITY OF CITIZENSHIP JURISDICTION—MAGISTRATES REFORM

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued hearings on H.R. 761 and related bills, diversity of citizenship jurisdiction; and H.R. 7493 and related bills, to enlarge jurisdiction of U.S. Magistrates. Testimony was heard from Senator Tydings, Member, Committee on Coordination of Judicial Improvements, ABA; Magistrate Lawrence S. Margolis, Chairman, National Conference of Special Court Judges, ABA; and Pameal S. Horowitz, ACLU.

FIFTH CIRCUIT U.S. COURT OF APPEALS—ESTABLISH ASSOCIATE ATTORNEY GENERAL

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law continued hearings on the proposal to split the Fifth Circuit of the U.S. Court of Appeals with testimony from U.S. Attorney General Griffin B. Bell.

Following the hearing, the Subcommittee approved for Full Committee action S. 2089, to establish within the Department of Justice the position of Associate Attorney General.

UNEMPLOYMENT AND CRIME

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on the relationship between unemployment and crime, hearing testimony from public witnesses.

ADMINISTRATIVE CONFERENCE ACT—BIG BROTHERS CHARTER

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and approved for full committee action the following bills:

H.R. 7662 amended, to amend the Administrative Conference Act; and

H.R. 7249, to amend the Federal charter of the Big Brothers of America to include Big Sisters International, Incorporated.

CONSTITUTIONAL RIGHTS OF INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice met and approved for full committee action H.R. 2439 amended, to authorize actions for redress in cases involving the violation of the constitutional rights of institutionalized persons.

BASIC WORKWEEK OF FIREFIGHTERS—ADMINISTRATIVE LAW JUDGES

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization met and approved for full committee action the following bills:

H.R. 3161, to improve the basic workweek of firefighting personnel of executive agencies; and

H.R. 5723 amended, to provide that certain persons who were originally appointed as supplemental security income hearing examiners under pre-1976 provisions of title XVI of the Social Security Act shall without any restriction be deemed appointed as administrative law judges.

POSTAL SERVICE ACT

Committee on Post Office and Civil Service: Subcommittees on Postal Operations and Services and on Postal Personnel and Modernization continued markup of

H.R. 7700, Postal Service Act, and will resume on Thursday, Sept. 29.

SPECIAL AND EARLY RETIREMENT POLICIES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held an oversight hearing on special and early retirement policies. Testimony was heard from representatives of General Accounting Office; Department of Justice; and International Association of Firefighters.

Hearings continue Thursday, Sept. 29.

PUBLIC BUILDING PROSPECTUS—GSA PROCEDURES FOR ACQUIRING PUBLIC BUILDINGS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on a prospectus for repairs and alterations to the Federal Building at Liguna Niguel, California; and review of GSA procedures for acquiring public buildings. Testimony was heard from Representative Brooks; and Robert Griffin, Deputy Administrator, GSA.

Hearings continue Thursday, Sept. 29.

SURFACE TRANSPORTATION ASSISTANCE ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on H.R. 8648 and related bills, Surface Transportation Assistance Act of 1977, with testimony from public witnesses.

Hearings continue Thursday, Sept. 29.

MARINE PROTECTION, RESEARCH, AND SANCTUARIES ACT

Committee on Rules: Granted an open rule providing one hour of general debate; and waiving all points of order against the amendment recommended by the Committee on Merchant Marine and Fisheries now printed in the bill for failure to comply with the provisions of clause 7, Rule XVI, on H.R. 4297, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to authorize appropriations to carry out the provisions of such Act for fiscal year 1978. Testimony was heard from Chairman Murphy and Representatives Breaux, Forsythe, Pritchard, and Walker. Statements for the record were submitted by Representatives Forsythe, Pritchard, Ruppe, and Walker.

TEMPORARY DEBT LIMIT INCREASE

Committee on Rules: Granted a modified rule providing 1 hour of general debate; waiving clause 2(1)(6) of Rule XI, waiving all points of order against the bill for failure to comply with the provisions of clause 5, Rule XXI and providing that no amendments to the bill shall be in order except amendments offered by direction of the Committee on Ways and Means and germane amendments printed in the Record at least 1 legislative day prior to consideration thereof, and said amendments shall not be subject to amendment but may be debated by the offering of pro forma amendments, on H.R. 9290, to increase the temporary debt limit.

FAA PROGRAM REVIEW

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather held a hearing on FAA program review. Testimony was heard from Deputy Under Secretary of Transportation Mort Downey; and Langhorne Bond, Administrator and Jeff Cochran, Associate Administrator, FAA.

NUCLEAR FUEL CYCLE ENVIRONMENT AND SAFETY

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held a hearing on environmental and health research issues in the nuclear fuel cycle. Testimony was heard from Dr. William Rowe, EPA; Dr. Joseph Hendrie, NRC; and Dr. James Liverman, ERDA.

Hearings continue tomorrow.

OFFICE OF TECHNOLOGY ASSESSMENT

Committee on Science and Technology: Subcommittee on Science, Research and Technology held an oversight hearing on the Office of Technology Assessment. Testimony was heard from Elilio Q. Daddario, past director, Office of Technology Assessment.

MINORITY ENTERPRISE ACT—SMALL BUSINESS AND SMALL BUSINESS INVESTMENT ACTS

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight held hearings on H.R. 567, Minority Enterprise Act; H.R. 4960, to amend Small Business Investment Act; and H.R. 2379, to amend Small Business Act. Testimony was heard from representatives of Associated General Contractors of America; Small Business Administration; and General Services Administration.

INDEPENDENT OWNER-OPERATORS

Committee on Small Business: Subcommittee on Special Small Business Problems continued hearings on regulatory problems of independent owner-operators. Testimony was heard from ICC Chairman A. Daniel O'Neal.

Hearings continue Thursday, September 29.

AMERICAN LEGION PROPOSALS

Committee on Veterans' Affairs: Held a hearing on the 1978 legislative program of The American Legion with testimony from National Commander Robert C. Smith.

TECHNICAL CORRECTIONS ACT—TRANSPORTATION EXPENSES

Committee on Ways and Means: Met and ordered reported favorably to the House the following bills:

H.R. 6715 amended, Technical Corrections Act of 1977; and

H.R. 9251 amended, Providing that until July 1, 1978, the tax treatment of certain transportation expenses between a taxpayer's residence and place of work shall be determined without regard to Revenue Ruling 76-453 or any similar ruling.

Joint Committee Meeting

CHILD NUTRITION PROGRAMS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 1139, to revise and extend through fiscal year 1980 child nutrition programs administered under the National School Lunch Act, and the Child Nutrition Act, but did not complete action thereon and will meet again tomorrow.

Wednesday, September 28, 1977

Senate

Chamber Action

Routine Proceedings, pages 31406–31471

Measures Introduced: Two resolutions were introduced as follows: S.J. Res. 84, S. Res. 273. Pages 31438–31439

Bill Reported: Report was made as follows:

S. Res. 273, waiving section 402(c) of the Congressional Budget Act with respect to Senate consideration of S. 1863, military procurement authorizations for fiscal year 1978, no written report—referred to Committee on the Budget. Page 31438

Bills Referred: Several House-passed bills were referred to appropriate Senate committees. Page 31437

Bills Placed on the Calendar: H.R. 6530, relating to the borrowing authority of the District of Columbia, and H.R. 6693, Child Abuse Prevention and Treatment Act, were received and ordered placed on the Senate calendar. Page 31437

Messages From the House: Pages 31436–31437

Amendments Submitted for Printing: Pages 31439–31444

Confirmations: Page 31478

Nominations: Pages 31471–31478

Statements on Introduced Bills: Page 31438

Additional Statements: Pages 31447–31465

Black Lung Benefits Reform: Senate insisted on its amendment to H.R. 4544, making reforms in the administration of the black lung benefits program, agreed to conference with the House and appointed as conferees Senators Williams, Pell, Nelson, Riegle, Randolph, Kennedy, Long, Haskell, Javits, Schweiker, Stafford, Chafee, and Laxalt. Pages 31256–31257

U.S. Territories: Senate agreed to the House amendments to Senate amendments Nos. 19, 20, and 26 to H.R. 6550, to authorize funds for territories of the United States. Senate agreed to the House amendment with an amendment (unprinted amendment No. 856) to Senate amendment No. 10, thus clearing the measure for further action of the House. Pages 31425–31426

Natural Gas Pricing: Senate continued consideration of S. 2104, to establish a comprehensive natural gas pricing policy, taking actions in connection therewith, as follows:

(1) By 49 yeas to 38 nays, tabled Kennedy amendment No. 1086 (to No. 862), extending until 1987 period for regulation of gas production on the Outer Continental Shelf; Page 31247

(2) By 45 yeas to 43 nays, tabled Bayh amendment No. 990 (to No. 862), providing for priority allocations in cases of danger to health or welfare of the public; Page 31248

(3) By 53 yeas to 31 nays, tabled Bayh amendment No. 897 (to No. 862), making deregulation of on-shore gas inapplicable to companies whose interstate sales exceed 100 billion cubic feet annually; Page 31248

(4) By 50 yeas to 32 nays, tabled Bayh amendment No. 946 (to S. 2104), adding a new finding calling for the burden of increased costs to be borne principally by low priority users; Page 31249

(5) By 56 yeas to 30 nays, tabled Abourezk amendment No. 944 (to S. 2104), making an additional finding recognizing actual costs associated with finding new gas supplies; Page 31250

(6) By 53 yeas to 29 nays, tabled Abourezk amendment No. 921 (to S. 2104), to redefine the term "inflation adjustment"; Page 31260

(7) By 57 yeas to 27 nays, tabled appeal from the ruling of the Chair when it ruled out of order Metzenbaum amenment No. 905 (to S. 2104), adding two new findings in the bill (motion to reconsider rejected); Page 31260

(8) By 61 yeas to 20 nays, tabled Metzenbaum amendment No. 928 (to S. 2104), adding a new finding requiring assurances that price increases result in increased gas exploration and development; Page 31262

(At this point of proceedings, Senate stood in recess

from 7:12 a.m. until 9:30 a.m. on Wednesday, September 28.)

(9) By 59 yeas to 23 nays, tabled Metzenbaum amendment No. 904 (to S. 2104), to delete a finding in the bill concerning widening differential in price between natural gas and oil; Page 31410

(10) By 64 yeas to 19 nays, tabled Metzenbaum amendment No. 907 (to S. 2104), stating a purpose of the act to limit interstate pipelines and gas producers to a fair rate of return; Page 31411

(11) By 74 yeas to 18 nays, agreed to Johnston amendment No. 1058 (to No. 1022), to encourage voluntary conversion from natural gas to heavy petroleum fuel oils by electric powerplants (motion to table rejected by 25 yeas to 67 nays; and 22 yeas to 70 nays, Senate failed to uphold ruling of the Chair when it ruled the amendment nongermane); Page 31412

(12) By 64 yeas to 25 nays, tabled Metzenbaum amendment No. 922 (to S. 2104), making a new finding with regard to estimates of proven reserves; Page 31416

(13) By 61 yeas to 27 nays, tabled Abourezk amendment No. 930, making a new finding with regard to proven gas reserves; Page 31421

(14) By 63 yeas and 27 nays, tabled Abourezk amendment No. 931, making a new finding with regard to decline of incentives to find new natural gas; Page 31421

(15) By 59 yeas to 31 nays, tabled Abourezk amendment No. 932 (to No. 862), to provide that the FPC or its successor determine interim ceiling based on production costs; Page 31421

(16) By 48 yeas to 46 nays, tabled Kennedy amendment No. 1366, to provide for plowback of profits from increased gas prices; Page 31422

(17) By 58 yeas to 36 nays, tabled Abourezk amendment No. 1078 (to No. 862); Page 31423

(18) By 53 yeas to 36 nays, tabled Kennedy amendment No. 1132 (to No. 862), to provide that associated natural gas be compensated at a reasonable rate; Page 31424

(19) By 57 yeas to 36 nays, tabled Abourezk amendment No. 1072 (to No. 862), to require monthly Federal Register publication of current btu related price; Page 31425

(20) By 61 yeas to 34 nays, tabled Abourezk amendment No. 945 (to S. 2104), to provide a substitute finding for the need of a new system of gas pricing; Page 31428

(21) By 59 yeas to 35 nays, tabled Abourezk amendment No. 947 (to S. 2104), to add a finding calling for instituting an independent data system for natural gas; Page 31428

(22) By 53 yeas to 41 nays, tabled Bayh amendment No. 1260 (to No. 862), empowering Commission to require pipelines to expand their gas storage capacities; Page 31428

(23) By 56 yeas to 35 nays, tabled Bayh amendment No. 908 (to No. 862), requiring Commission to maintain data on exploration expenditures by project; Page 31429

(24) By 79 yeas to 14 nays, tabled Abourezk amendment No. 984 (to S. 2104), changing definition of "person" to include an individual or a corporation; Page 31430

(25) By 63 yeas to 30 nays, tabled Abourezk amendment No. 1079 (to No. 862), to section defining "new natural gas". Page 31430

(26) By 64 yeas to 29 nays, tabled Abourezk amendment No. 1076 (to No. 862), setting the price of gas at $1.45 per Mcf; Page 31431

(27) By 61 yeas to 32 nays, tabled Metzenbaum amendment No. 1222 (to S. 2104), to redefine the term "inflation adjustment"; Page 31432

(28) By 50 yeas to 41 nays, tabled Metzenbaum amendment No. 894 (to S. 2104), increasing the fine for violation of rules providing for incremental pricing of gas; Page 31433

(29) By 63 yeas to 29 nays, tabled Abourezk amendment No. 1124 (to No. 862), to strike proposed amendment to the Natural Gas Act called for in Section 24(a)(3); Page 31435

(30) By 67 yeas to 28 nays, tabled Abourezk amendment No. 1125 (to No. 862), to strike proposed amendment to the Natural Gas Act called for in Section 24(a)(4); and Page 31435

(31) By 58 yeas to 34 nays, tabled Abourezk amendment No. 1126 (to No. 862), also proposing changes to the proposed amendments to the Natural Gas Act; Page 31436

Pending at recess was Robert C. Byrd motion to recommit the bill with instructions that it be reported back forthwith with an amendment in the nature of a substitute for Bentsen-Pearson amendment No. 862 (to deregulate new natural gas) embodying the language of Jackson amendment No. 1022 (so called compromise amendment), as amended, and including therein the text of Bentsen-Pearson amendment No. 1043 as a definition of new natural gas. Page 31247

Pages 31247–31263, 31436, 31410–31425, 31428–31436, 31465–31471

Confirmations: Senate confirmed the following nominations:

George C. Pimentel, of California, to be Deputy Director of the National Science Foundation;

Floyd J. Rutherford, of New York, and John B. Slaughter, of Washington, each to be an Assistant Director of the National Science Foundation; and

Robert R. Humphreys, of Virginia, to be a Commissioner of the Rehabilitation Services Administration. Page 31478

Nominations: Senate received the following nominations:

Barry M. Blechman, of Virginia, to be an Assistant Director of the United States Arms Control and Disarmament Agency;

Damon J. Keith, of Michigan, to be United States Circuit Judge for the Sixth Circuit;

Don Sanders Smith, of Arkansas, to be a Member of the Federal Energy Regulatory Commission;

Carolyn R. Payton, of the District of Columbia, to be Director of the Peace Corps;

John J. Boyle, of Maryland, to be Public Printer; and

Sundry Air Force nominations. Pages 31471–31478

Record Votes: Thirty-three record votes were taken between the hours of 1:30 a.m. until 10:16 a.m. today. Pages 31247, 31248, 31249, 31251, 31259, 31260, 31411, 31412, 31415, 31416 31421, 31422, 31423, 31424, 31425, 31428, 31429, 31430, 31431, 31433, 31435, 31436

Recess: After being in continuous session from 9 a.m. on Tuesday, September 27, Senate recessed at 7:12 a.m. until 9:30 a.m. on Wednesday, September 28, at which time it reconvened and subsequently recessed at 10:16 p.m. Page 31471

Committee Meeting

AGRICULTURAL TRANSPORTATION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production, Marketing, and Stabilization of Prices continued oversight hearings on transportation problems affecting agriculture, forestry, and rural development. Witnesses heard were Daniel O'Neal, Chairman, Interstate Commerce Commission; J. R. Martin, Association of American Railroads, Washington, D.C.; Joseph L. Lenihan, Louisville and Nashville Railroad, Louisville; and D. P. Valentine, Santa Fe Railroad, Chicago.

Hearings were recessed subject to call.

APPROPRIATIONS—SUPPLEMENTAL

Committee on Appropriations: Subcommittee approved for full committee consideration proposed supplemental appropriations for fiscal year 1978 for the Departments of Commerce, Justice, and the Small Business Administration.

BANK REGULATION

Committee on Banking, Housing and Urban Affairs: Committee continued oversight hearings on bank regulatory issues, receiving testimony from John R. Evans, Commissioner, Securities and Exchange Commission; Raymond D. Campbell, Oberlin, Ohio, and Donald M. Carlson, Elmherst, Ill., both representing the Independent Bankers Association; and W. Liddon McPeters, Corinth, Mississippi, representing the American Bankers Association.

Hearings were recessed subject to call.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings (in which the Committee on Commerce, Science, and Transportation was invited to participate) on the nomination of Steven D. Jellinek, of Maryland, to be an Assistant Administrator of the Environmental Protection Agency, after the nominee testified and answered questions on his own behalf.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. 897, to strengthen U.S. policies on nuclear nonproliferation, and to reorganize certain nuclear export functions of the Federal Government (amended); and The following nominations:

Frank J. Devine, of the District of Columbia, to be Ambassador to El Salvador; Esteban E. Torres, of Virginia, for the rank of Ambassador during his assignment as U.S. Permanent Representative to the U.N. Educational, Scientific, and Cultural Organization at Paris;

Carolyn R. Payton, of the District of Columbia, to be Director of the Peace Corps.

John D. Negroponte, of New York, Deputy Assistant Secretary of State for Oceans and Fisheries Affairs, for the rank of Ambassador;

Ralph Earle II, of Pa., to be Special Representative for Arms Control and Disarmament Negotiations; and

The following-named persons to be the Representative and Alternate Representatives of the U.S. to the Twenty-first Session of the General Conference of the International Atomic Energy Agency: Representative: Robert W. Fri, of Maryland; and Alternate Representatives: Richard T. Kennedy, District of Columbia; Louis V. Nosenzo, of Virginia; Joseph S. Nye, Jr., of Massachusetts; Nelson F. Sievering, Jr., of Maryland; Gerard C. Smith, of the District of Columbia; Galen L. Stone, of the District of Columbia; and Robert D. Thorne, of California;

Also, committee met in closed session to consider several pending treaties, but did not complete action thereon and recessed subject to call.

LAW ENFORCEMENT

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings to examine

the erosion of law enforcement intelligence gathering capabilities, receiving testimony from Donald R. Duckworth, Norton Company, Worcester, Mass.; Henry Englisch, Insurance Company of North America, Philadelphia; Lindsay L. Baird, Jr., American Society for Industrial Security, Washington, D.C.; Thomas F. Ruane, Jr., Avon Products, Inc., New York City; and Jan F. Larsen, Pfizer Inc., New York City.

Hearings were recessed subject to call.

JUVENILE JUSTICE ACT IMPLEMENTATION

Committee on the Judiciary: Subcommittee on Juvenile Delinquency continued hearings on the implementation of the Juvenile Justice and Delinquency Prevention Act (P.L. 93-415), receiving testimony from Peter B. Edelman and Patricia Lynch, New York Divison for Youth, Albany; Rex Smith, Maryland Juvenile Services Administration, Baltimore; Professors Thomas M. Young and Donnell M. Pappenfort, University of Chicago; Professor Robert D. Vinter, University of Michigan, Ann Arbor, and three formerly confined individuals from the New York State training schools.

Hearings were adjourned subject to call.

GOVERNMENT PROGRAM REAUTHORIZATION

Committee on Rules and Administration: Committee began hearings on S. 2 and 1244, to require periodic reauthorization of Government programs, receiving testimony from Senators Muskie, Roth, and Biden; and James L. Blum, Assistant Director for Budget Analysis, Congressional Budget Office.

Hearings were recessed subject to call.

AMERICAN LEGION LEGISLATIVE RECOMMENDATIONS

Committee on Veterans' Affairs: Committee held hearings to receive legislative recommendations for fiscal year 1978 from Robert Charles Smith, National Commander, The American Legion, Washington, D.C.

Hearings were recessed subject to call.

FOOD QUALITY

Select Committee on Nutrition and Human Needs: Committee began hearings to examine food quality in Federal food programs, receiving testimony from Dr. Doris Calloway, University of California, Berkeley; Toni Liquori and Peggy Ravich, Columbia University, New York City; Dr. Jane Voichek, University of Wisconsin, Madison; Jake Shoifet, New York School Food Service Association, New York City; Gene White, American School Food Service Association, Washington, D.C.; Gertrude Applebaum, School Food Services, Corpus Christi; Janet Shinn, School Food Service, Miami; Johanna McCabe, Food Services, Paterson, N.J.; Val E. Valden, Mahattanville, Kansas, and Gary Rhead, Huron, S. Dak.

Hearings continue on Friday, September 30.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 9354-9373 and 9375; 1 private bill, H.R. 9374; and 1 resolution, H.J. 606, were introduced. Pages 31404-31405

Bills Reported: Reports were filed as follows:

Report entitled "Allocation of Spending Authority from the Second Concurrent Resolution on the Budget for fiscal year 1978", Committee on Public Works and Transportation (H. Rept. 95-639);

H.R. 3815, Unlawful Corporate Payments Act of 1977, amended (H. Rept. 95-640);

H.R. 6782, Raisin Marketing Orders, amended (H. Rept. 95-641);

H.R. 6954, to preserve and promote ethical standards throughout the executive branch, amended (H. Rept. 95-642);

Report entitled "Subdivision to Subcommittees of Budget Totals Agreed to in Second Concurrent Resolution on the Budget (H. Rept. 95-643); and

H.R. 9375, making supplemental appropriations for the fiscal year ending September 30, 1978 (H. Rept. 95-644). Page 31405

Committee Election: House agreed to H. Res. 797, electing Representative Livingston to the Committee on Public Works and Transportation. Page 31315

Select Committee on Population: By a yea-and-nay vote of 258 yeas to 147 nays, Roll No. 601, the House agreed to H. Res. 70, to establish a Select Committee on Population.

Agreed to the committee amendment in the nature of a substitute. Pages 31315-31328

Federal Election Commission: House agreed to the Senate amendment to the House amendments to S. 1435, to authorize appropriations for the Federal Election Commission for fiscal year—clearing the measure for the President. Pages 31315-31316

Late Report: Committee on Post Office and Civil Service received permission to file a report by midnight tonight on H.R. 6954, to preserve and promote ethical standards throughout the executive branch. Page 31316

Committee To Sit: Committee on Government Operations received permission to sit during proceedings of the House under the 5-minute rule on Thursday, September 29. Page 31328

HUD Appropriations: House receded from its disagreement to Senate amendment No. 40 to H.R. 7554, making appropriations for the Department of Housing and Urban Development, and for sundry independent executive agencies, boards, bureaus, commissions, corporations, and offices for the fiscal year ending September 30, 1978—clearing the measure for the President. Page 31329

Select Committee on Assassinations: By a yea-and-nay vote of 290 yeas to 112 nays, Roll No. 602, the House agreed to H. Res. 760, to authorize the Select Committee on Assassinations or any subcommittee thereof to make applications to courts, and to bring and defend lawsuits arising out of subpenas, orders immunizing witnesses and compelling them to testify, testimony on the production of evidence, and the failure to testify or produce evidence. Pages 31329-31337

Temporary Debt Limit: By a yea-and-nay vote of 213 yeas to 202 nays, Roll No. 604, the House passed H.R. 9290, to increase the temporary debt limit.

H. Res. 781, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 312 yeas to 96 nays, Roll No. 603. Pages 31340-31345

Late Reports: Committee on Appropriations received permission to file the following reports by midnight tonight: H.R. 9232, to rescind certain budget authority recommended in the message of the President of July 19, 1977 (H. Doc. 95-187), transmitted pursuant to the Impoundment Control Act of 1974; H.R. 9233, to rescind certain budget authority recommended in the message of the President of July 26, 1977 (H. Doc. 95-197), transmitted pursuant to the Impoundment Control Act of 1974; H.R. 9375, making supplemental appropriations for the fiscal year ending September 30, 1978; and a report entitled "Subdivision to Subcommittees of Budget Totals Agreed to in Second Concurrent Resolution on the Budget". Page 31340

Printing: House agreed to the following resolutions, all authorizing printing:

H. Res. 490, to provide for reprinting of House Report 94-1688 and House Report 94-1757;

H. Res. 654, authorizing the printing, as a House document, of a certain committee print of the Subcommittee on the City of the Committee on Banking, Finance and Urban Affairs;

H. Con. Res. 204, amended, to authorize the printing of a revised edition of "Our Flag" as a House document;

H. Con. Res. 205, amended, to authorize the printing of a revised edition of "Our American Government" as a House document; and

H. Con. Res. 241, amended, providing for the printing of 100,000 additional copies of the subcommittee print of the Subcommittee on Consumer Affairs of the Committee on Banking, Finance and Urban Affairs entitled "Give Yourself Credit: Guide to Consumer Credit Laws". Pages 31345-31348

Nuclear Antiproliferation: By a yea-and-nay vote of 411 yeas, Roll No. 605, the House passed H.R. 8638, Nuclear Antiproliferation Act of 1977.

Agreed To:

Sundry technical amendments;

An amendment that deletes language establishing a program to develop reference methods and standards;

An amendment that clarifies the requirements nations with which we have no agreement for cooperation, must accept;

An amendment that requires proposed agreements also be referred to the Committees on Armed Services of the House and the Senate, in addition to the House International Relations Committee and Senate Foreign Relations Committee;

An amendment that prohibits the Secretary of Energy from permitting the reprocessing and retransfer of more than 500 grams of plutonium unless he decides it will not significantly increase the risk of proliferation;

An amendment that specifies that the bill is not intended to permanently or unconditionally prohibit a foreign nation from reprocessing spent fuels supplied by the United States;

An amendment that includes the Secretary of Defense in the list of those persons the Administrator of ERDA must consult before approving technology transfers;

An amendment that authorizes the President to extend the time by one year increments under which the United States can negotiate new agreements with EURATOM; and

A technical amendment that clarifies the definition of trigger quantities of weapons-useable material whose export requires notification of Congress and the Nuclear Regulatory Commission. Pages H10273-H10286

ERDA—National Security Authorization: House continued consideration of H.R. 6566, ERDA Authorization for National Security Programs for fiscal year 1978; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, September 29.

Pending when the Committee of the Whole rose was an amendment that seeks to prohibit the use of any funds for production, procurement, or deployment of any enhanced radiation weapon or for the research, development, test, or evaluation of such weapon.

Agreed To:

An amendment, as amended by a substitute amendment, that increases funding for operating expenses for the laser fusion program by $9.2 million; and

An amendment that deletes $1 million for nuclear explosives applications. Pages 31362-31376

House Administrative Reorganization: Read a letter from the Chairman of the Commission on Administrative Review transmitting its report and recommendations on the reorganization of the administrative system of the House and the improvement of day-to-day operations in legislative offices—ordered printed (H. Doc. 95-232). Page 31377

Adjournment: Adjourned at 7:09 p.m.

Committee Meetings

NUTRITION EDUCATION

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition continued hearings on the role of the Federal Government in nutrition education with testimony from public witnesses.

APPROPRIATIONS MISCELLANY

Committee on Appropriations: Met and ordered reported favorably to the House bill making supplemental appropriations for fiscal year 1978; amended; and

Section 302 Report as required by the Budget Control Act.

The Committee voted not to rescind funds for the B-1 Bomber (H.R. 9232) and voted not to rescind funds for Minuteman III (H.R. 9233).

CONSUMER CREDIT PROTECTION ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs continued hearings on H.R. 8753, Consumer Credit Protection Act Amendments of 1977. Testimony was heard from Garth Marston, Member, Federal Home Loan Bank Board; Thomas W. Taylor, Associate Deputy Comptroller of the Currency; and Donald Scantlebury, General Accounting Office.

Hearings continue tomorrow.

INVESTMENT POLICY ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on H.R. 7102, Investment Policy Act of 1977. Testimony was heard from Representatives Hannaford, Rostenkowski, Conable, and Gradison; and Lyle E. Gramley, Member, Council of Economic Advisers.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on H.R. 9086, Safe Banking Act. Testimony was heard from Governor Philip E. Coldwell, Federal Reserve Board; Comptroller of the Currency John G. Heimann; FDIC Chairman LeMaistre; and Federal Home Loan Bank Board Chairman McKinney.

Hearings continue tomorrow.

ECONOMIC OPPORTUNITY AND COMMUNITY SERVICES AMENDMENTS

Committee on Education and Labor: Met and ordered reported favorably to the House H.R. 7577 amended, Economic Opportunity and Community Services Amendments of 1977.

SCHOOL FINANCE ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held a hearing on H.R. 1138, School Finance Act of 1977, with testimony from public witnesses.

Hearings continue tomorrow.

INDIAN EDUCATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held an oversight hearing on the Bureau of Indian Affairs, hearing testimony from BIA witnesses.

LONGSHOREMEN'S AND HARBOR WORKERS' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety continued oversight hearings on the Longshoremen's and Harbor Workers' Compensation Act with testimony from public witnesses.

PANAMA CANAL TREATIES

Committee on International Relations: Continued hearings on the Panama Canal Treaties and related legislation. Testimony was heard from Admiral Thomas H. Morer, former chairman, Joint Chiefs of Staff.

NORMALIZATION WITH THE PRC

Committee on International Relations: Subcommittee on Asian and Pacific Affairs continued hearings on normalization with the People's Republic of China. Testimony was heard from public witnesses.

Hearings continue tomorrow.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations met in executive session for continued investigation of Korean-American relations.

DOMESTIC COMMON CARRIER

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued panel discussion on Domestic Common Carrier.

REGIONAL RAIL REORGANIZATION ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce continued hearings on H.R. 8882, to amend the Regional Rail Reorganization Act of 1973. Testimony was heard from State and local government witnesses.

FEA COMPLIANCE

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held an oversight hearing on FEA compliance matters. Testimony was heard from Stanley Sporkin, SEC; FEA Administrator John O'Leary; Michael Egan, Associate Attorney General; and Thomas Beason, Florida Assistant Attorney General.

HOSPITAL COST CONTAINMENT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of hospital cost containment proposals, and will resume on Friday, Sept. 30.

DIVERSITY OF CITIZENSHIP JURISDICTION—MAGISTRATES REFORM

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued hearings on H.R. 761 and related bills, diversity of citizenship jurisdiction; and H.R. 7493 and related bills, to enlarge jurisdiction of U.S. Magistrates. Testimony was heard from representatives of Judicial Conference of the United States; and U.S. Department of Justice.

UNEMPLOYMENT AND CRIME

Committee on the Judiciary: Subcommittee on Crime continued oversight hearings on the relationship between unemployment and crime. Testimony was heard from Department of Justice, city officials, and public witnesses.

CSC COMPLIANCE WITH COURT DECREE—MEMBERS' PAY

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House H.R. 8771, to authorize the Civil Service Commission to comply with the terms of a court decree, order, or property settlement in connection with the divorce, annulment, or legal separation of a Federal employee who is under the civil service retirement system; and

Began but did not complete action on H.R. 9282, to provide that adjustments in the rate of pay for Members of Congress shall take effect at the beginning of the Congress following the Congress in which they are approved.

HOUSE ADMINISTRATIVE AND LEGISLATIVE REFORM

Committee on Rules: Subcommittee on The Rules and Organization of The House met and approved for full committee action H. Res. 766 amended, providing for the reform of the administrative organization and legislative management services of the House of Representatives.

NUCLEAR FUEL CYCLE ENVIRONMENT AND SAFETY

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere continued hearings on environmental and health research issues in the nuclear fuel cycle. Testimony was heard from Dr. McDonald E. Wrenn and Dr. Roy Albert, New York University Medical Center; and Dr. Frank Parker, Vanderbilt University, Nashville, Tenn.

Hearings continue tomorrow.

SUMMERFILL PROGRAM

Committee on Small Business: Subcommittee on Energy, Environment, Safety and Research held a hearing on Summerfill of 1977. Testimony was heard from representatives of National Oil Jobbers Council; Standard Oil Co. of Indiana; Cities Service Company; Union Oil Company of California; and Texaco, Inc.

RESIDENTIAL SOLAR

Committee on Veterans' Affairs: Subcommittee on Housing held a hearing on residential solar and wind energy. Testimony was heard from officials of Veterans' Administration and Solar Energy Industries Association.

VA MOBILE HOME LOAN GUARANTY PROGRAM

Committee on Veterans' Affairs: Subcommittee on Housing held a hearing on the VA Mobile Home Loan Guaranty Program. Testimony was heard from major lenders participating in the program.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Began markup of Social Security Financing legislation, and will resume on Monday, Oct. 3.

Joint Committee Meetings

MARITIME PROGRAMS

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 1019, to authorize funds for certain maritime programs for fiscal year 1978, but did not complete action thereon and recessed subject to call.

CHILD NUTRITION PROGRAMS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 1139, to revise and extend through fiscal year 1980 child nutrition programs administered under the National School Lunch Act, and the Child Nutrition Act.

Thursday, September 29, 1977

Senate

Chamber Action

Routine Proceedings, pages 31567–31664

Bills Introduced: Eight bills and one resolution were introduced, as follows: S. 2154–2161; and S. Res. 274.

Pages 31609–31610, 31616

Bills Reported: Reports were made as follows:

H.R. 3387, to continue until the close of June 30, 1979, the existing suspension of duties on synthetic rutile, with amendments (S. Rept. 94-456);

Finance Committee report on Allocation of Budget Totals for Fiscal Year 1978—Third Concurrent Resolution of the Budget (S. Rept. 95-457); and

S. Res. 274, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1582, providing for the settlement of the water right claims of the Ak-Chin Indian community (without written report—referred to Committee on the Budget). Page 31609

Bills Passed:

Justice Department authorizations: Senate passed with committee amendment and returned to the House H.R. 5742, authorizing funds for fiscal years 1978–1980 for the Department of Justice to carry out its drug abuse law enforcement regulatory responsibilities.

Pages 31656–31657

Indian lands: Senate passed with committee amendments and sent to the House S. 1509, returning to the U.S. title to certain lands previously conveyed to certain Indian pueblos in New Mexico. Pages 31657–31658

Senate financial disclosure: Senate agreed to S. Res. 265, to establish January 1, 1978, as the effective date for public financial disclosure by Senate members, candidates, officers, and certain staff. Pages 31658–31660

Gratuities: Senate agreed to S. Res. 266 and 267, to pay gratuities to the survivors of two deceased Senate employees. Page 31660

Enrollment correction: Senate agreed to H. Con. Res. 361, authorizing corrections to be made in the enrollment of H.R. 6111, proposed Juvenile Justice Amendments of 1977. Page 31662

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 31609

Bills Placed on Calendar: H.R. 3, Medicare-Medicaid Anti-Fraud amendments, and H.R. 7691, Federal Grant and Cooperative Agreement Act, were placed on the Senate calendar. Page 31609

Bills Held at the Desk: H.R. 7769, Indochina refugees, H.R. 9290, public debt limit increase, were received and held at the desk. Pages 31661–31662

Messages From the House: Pages 31600–31601

Amendments Submitted for Printing: Pages 31616–31617

Statements on Introduced Bills: Pages 31610–31616

Additional Statements: Pages 31618–31656

Natural Gas Pricing: Senate continued consideration of S. 2104, to establish a comprehensive natural gas pricing policy, taking actions in connection therewith, as follows:

(1) By voice vote, agreed to motion to recommit the bill with instructions that it be reported back forthwith with an amendment in the nature of a substitute for Bentsen-Pearson amendment No. 862 (to deregulate new natural gas) embodying the language of Jackson amendment No. 1022 (so-called compromise amendment), as amended, and including therein the text of Bentsen-Pearson amendment No. 1043, as a definition of "new natural gas". Page 31589

(2) By unanimous vote of 95 yeas, sustained the Chair when it ruled out of order Long amendment No. 1087 (to amendment No. 862); Page 31588

(3) By voice vote, tabled Metzenbaum amendment No. 1299 (to S. 2104); Page 31590

(4) By 90 yeas to 14 nays, sustained the Chair when it ruled out of order Long amendment No. 1367 (to amendment No. 988); Page 31596

(5) By 58 yeas to 34 nays, tabled Long amendment No. 1167 (to amendment No. 1022). Page 31596

(6) By 62 yeas to 30 nays, tabled Long amendment No. 1380 (to amendment No. 862). Page 31601

Pending at recess was substitute amendment described in item No. (1), above. Page 31664

Also during consideration of this bill today, numerous amendments were offered and ruled out of order by the Chair. Pages 31570–31609

Senate Code of Conduct: Unanimous consent was granted for modifications to be made to certain sections of S. Res. 110, to establish a code of official conduct for Members, officers, and employees of the Senate. Page 31661

Employment Discrimination: Committee on Governmental Affairs was given until February 28, 1978, to report the results of its study on the handling of employment discrimination complaints made pursuant to S. Res. 110. Page 31661

Blind Trusts Report: Committee on Governmental Affairs was given until November 1, 1977, to report its findings concerning establishment of rules and regulations for establishing blind trusts pursuant to S. Res. 110. Page 31661

Presidential Messages: Senate received messages from the President, as follows:

Transmitting his proposal for a 7.05 percent across-the-board increase in pay rates for the Federal statutory pay systems—referred to Committee on Governmental Affairs (PM-117); and

Advising the Congress of his plan to exercise his discretionary authority with respect to adjustments in the levels of compensation for members of the uniformed services—referred to Committee on Armed Services (PM-118). Page 31600

Pages 31587, 31588, 31605

Record Votes: Four record votes were taken today.

Pages 31589, 31599, 31600, 31605

Recess: Senate met at 10 a.m., and recessed at 11:27 p.m.

Committee Meetings

APPROPRIATIONS—SUPPLEMENTAL

Committee on Appropriations: Defense Subcommittee, in closed session, agreed on recommendations it will make to the full committee concerning proposed supplemental appropriations for the Defense Establishment for fiscal year 1978.

AIR TRANSPORTATION REFORM

Committee on Commerce, Science, and Transportation: Committee resumed discussion of regulatory reform in the air transportation industry, but did not complete action thereon and will meet again on Tuesday, October 4, to consider this and other committee business.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported the following measures:

H.R. 7200, to improve the supplemental security income benefits program, child welfare services, and social services (amended); and

H.R. 3387 (substance of which bill was included as part of H.R. 2850 ordered reported by the committee on August 4), with an amendment in the nature of a substitute which extends for 4 months, through January 31, 1978, certain child care programs, including additional funding of such programs, and prevents the imposing of certain regulations which affect aid to dependent children and certain medical programs.

Also, committee resumed consideration of proposals affecting social security system financing, but did not complete action thereon and will meet again tomorrow.

A press release summarizing all actions taken by the Committee today is available at the Committee office in 2227 Dirksen Office Building.

PANAMA CANAL TREATIES

Committee on Foreign Relations: Committee resumed hearings on the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Ex. N, 95th Cong., 1st sess.), receiving testimony from Attorney General Griffin B. Bell, Department of Justice; Herbert J. Hansell, Department of State Legal Adviser; Clifford L. Alexander, Secretary of the Army; Maj. Gen. H. R. Parfitt, U.S. Governor of the Canal Zone; and William J. Jorden, U.S. Ambassador to Panama.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee met in open and closed sessions to consider committee business, but made no announcements and recessed subject to call.

INDIAN LANDS AND ALASKA NATIVES

Select Committee on Indian Affairs: Committee began hearings on the following bills:

S. 1789, to authorize the Secretary of the Interior to contract with the Middle Rio Grande Conservatory District of New Mexico for the payment of operation and maintenance charges on certain Pueblo Indian lands, receiving testimony from Forrest Gerard, Assistant Secretary for Indian Affairs, and Ralph Reeser, Legislative Counsel, both of the Department of the Interior; and

S. 2046, to enable Alaska Natives to maintain and consolidate tribal governing bodies, receiving testimony from Messrs. Gerard and Reeser; Charles Johnson, Nome; Clifford Black, Alaska Federation of Natives, Anchorage; Carl Jack, Association of Village Council Presidents, Bethel; Chris McNeil, Tlingit, Juneau; Caroline Nease, Angoon, Edward Thomas, Ketchikan, Joseph Demmert all representing the Indian Reorganization Act Council; Gladys Reckley, Village of Angood; Joseph Notaro, Cook Inlet Native Association, Anchorage; Glenn Fredericks, Kuskowin Native Association, Aniak; and Anna McAlear, North Slope Burrough.

Hearings were recessed subject to call.

CIA BRIEFING

Select Committee on Intelligence: Committee met in closed session with Director of Central Intelligence Stansfield Turner, but made no announcements and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 9376–9386; and 6 resolutions, H.J. Res. 607–608 and H. Res. 798–801 were introduced. Pages 31565, 31566

Bills Reported: Reports were filed as follows:

H.R. 7320, to revise miscellaneous timing requirements of the revenue laws (H. Rept. 95-645);

H. Res. 798, providing for the consideration of H.R. 4297, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to authorize appropriations to

carry out the provisions of such Act for fiscal year 1978 (H. Rept. 95-646);

H. Res. 799, providing for the consideration of H.R. 8410, to amend the National Labor Relations Act to strengthen the remedies and expedite the procedures under such Act (H. Rept. 95-647);

H. Res. 800, providing for the consideration of H.R. 9354, to amend the Act of August 25, 1958, with respect to staff allowances for former Presidents (H. Rept. 95-648); and

S. 266, to authorize appropriations to the Energy Research and Development Administration for financial assistance to limit radiation exposure from uranium mill tailings used for construction (H. Rept. 95-649).

Page 31565

Committee To Sit: Committees on the Judiciary and Merchant Marine and Fisheries received permission to sit today during proceedings of the House under the 5-minute rule. Pages 31509, 31511

ERDA National Security Authorization: By a yea-and-nay vote of 330 yeas to 78 nays, Roll No. 609, the House passed H.R. 6566, to authorize appropriations for the use of the Energy Research and Development Administration for fiscal year 1978 for national security programs.

Rejected a motion to recommit the bill to the Committee on Armed Services.

By a yea-and-nay vote of 361 yeas to 7 nays, Roll No. 607, the House agreed to resolve itself into the Committee of the Whole.

Rejected:

An amendment that sought to prohibit the use of any funds for production, procurement, or deployment of any enhanced radiation weapon or for the research, development, test, or evaluation of such weapon (rejected by a recorded vote of 109 yeas to 297 nays, Roll No. 608);

An amendment that sought to require the President to certify that each enhanced radiation weapon produced is in the national interest, and would require ERDA to file a complete arms control impact statement with the Congress; and

An amendment that sought to prohibit funds for enhanced radiation warheads unless such warheads are designed to destroy property without causing harm to human beings and other living things (rejected by a division vote of 6 ayes to 31 noes).

Subsequently, this passage was vacated and S. 1339, a similar Senate-passed bill was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

Pages 31511–31538

Water Pollution Control: House disagreed to the amendment of the Senate to H.R. 3199, to amend the Federal Water Pollution Control Act to provide for additional authorizations; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Johnson of California, Roberts, Anderson of California, Roe, Breaux, Ginn, Oberstar, Nowak, Stump, Harsha, Cleveland, Don H. Clausen, and Snyder. Page 31539

Budget Rescission: By a yea-and-nay vote of 403 yeas to 1 nay, Roll No. 610, the House passed H.R. 9019, to rescind certain budget authority contained in the message of the President of July 19, 1977 (H. Doc. 95-188), transmitted pursuant to the Impoundment Control Act of 1974. Pages 31539–31541

Committee To Sit: Objection was heard to a request that the Committee on the Judiciary be permitted to sit during proceedings of the House under the 5-minute rule on Friday, September 30. Page 31541

Compensation for Victims of Crime: House considered H.R. 7010, Victims of Crime Act of 1977; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Friday, September 30.

Pending when the Committee of the Whole rose was an amendment that sought to lower the amount the Federal Government would contribute to the cost of the State programs from 50 to 25 percent.

By a yea-and-nay vote of 377 yeas to 17 nays, Roll No. 611, the House agreed to resolve itself into the Committee of the Whole.

Agreed to an amendment to the first committee amendment that prohibits the Advisory Committee on Victims of Crime from coming into existence prior to October 1, 1977.

Rejected an amendment in the nature of a substitute that sought to limit Federal payments to the elderly, and sought to require State programs to have offender restitution provisions (rejected by a recorded vote of 133 ayes to 253 noes, Roll No. 612). Pages 31541–31554

Territories Authorization: Objection was heard to a request that the House concur in the amendment of the Senate numbered 10 to H.R. 6550, to authorize certain appropriations for the territories of the United States, to amend certain Acts relating thereto; with an amendment. Pages 31554–31555

Presidential Messages: Received and read the following messages from the President:

Federal Pay: Message transmitting the President's proposals for the Federal pay comparability adjustment—referred to the Committee on Post Office and Civil Service and ordered printed (H. Doc. 95-233); and

Military Pay: Message transmitting the President's proposals regarding pay adjustments for the military services—referred to the Committee on Armed Services and ordered printed (H. Doc. 95-234).

Pages 31555–31556

Adjournment: Adjourned at 5:50 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing and markup on reprogrammings.

RESERVE READINESS

Committee on Armed Services: Subcommittee on Military Personnel held a hearing on the current status of readiness in the Reserve components. Testimony was heard from Assistant Secretary of Defense John P. White.

REAL ESTATE PROJECTS

Committee on Armed Services: Subcommittee on Military Installations and Facilities met and approved Army, Navy and Air Force acquisition and disposal reports.

ETHICS IN GOVERNMENT

Committee on Armed Services: Subcommittee on Investigations met and approved for full committee action H.R. 6954 as amended, Ethics in Government Act.

SUPPLEMENTARY FINANCING FOR IMF

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy continued hearings on supplementary financing facility for the International Monetary Fund with testimony from public witnesses.

Hearings continue tomorrow.

CONSUMER CREDIT PROTECTION ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs continued hearings on H.R. 8753, Consumer Credit Protection Act Amendments of 1977. Testimony was heard from State officials and public witnesses.

Hearings continue tomorrow.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on H.R. 9086, Safe Banking Act, with testimony from Deputy Secretary of the Treasury Robert Carswell.

DEFENSE AUTHORIZATION WAIVER

Committee on the Budget: Met and voted not to support a waiver of section 402(a) of the Budget Act until the B-1 issue has been resolved.

DISTRIBUTION OF WEALTH

Committee on the Budget: Task Force on Distributive Impacts of Budget and Economic Policies continued hearings on distribution of wealth in the Nation. Testimony was heard from Joseph Duncan, OMB; Nelson McClung, Department of the Treasury; Vito Natrella, IRS; and Richard Ruggles, Yale University.

HEALTH SERVICES

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs held a hearing on provision of health services in the District of Columbia and potential impact of H.R. 6894, Health Services Act. Testimony was heard from D.C. Government and public witnesses.

Hearings continue tomorrow.

SCHOOL FINANCE ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 1138, School Finance Act of 1977. Testimony was heard from officials of HEW; Library of Congress; Office of Education; and a public witness.

INDIAN EDUCATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued oversight hearings on Indian education with testimony from BIA agencies office and schools.

Hearings continue tomorrow.

REORGANIZATION PLAN NO. 1

Committee on Government Operations: Met and ordered reported to the House H. Res. 688, to disapprove Reorganization Plan No. 1 of 1977, with the recommendation that it not be approved.

PEAT AS SOURCE OF ENERGY

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held a hearing on peat as a source of energy. Testimony was heard from Air Force, ERDA and public witnesses.

HOUSE BEAUTY SHOP EMPLOYEES

Committee on House Administration: Subcommittee on Services met and approved for full committee action H. Res. 315 as amended, to provide that employees of the House Beauty Shop be subject to the compensation classification system established by the House Employees Position Classification Act.

CONTESTED ELECTION

Committee on House Administration: Panel on Elections met and approved for full committee action a motion to dismiss the Hill v. Clay contested election.

OFFICE OF WATER RESEARCH AND TECHNOLOGY

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held an over-

sight hearing on Office of Water Research and Technology. Testimony was heard from Representative Panetta; Assistant Secretary of Interior Guy Martin; Gary Cobb, Director, Office of Water Research and Technology, Department of Interior; and public witnesses.

Hearings continue tomorrow.

NORMALIZATION WITH THE PRC

Committee on International Relations: Subcommittee on Asian and Pacific Affairs continued hearings on normalization with the People's Republic of China—the problem of Taiwan. Testimony was heard from public witnesses.

PEACE CORPS

Committee on International Relations: Subcommittee on International Development continued hearings on the Peace Corps with testimony from Joseph H. Blatchford, former Peace Corps director, and other public witnesses.

1984 SUMMER OLYMPIC GAMES

Committee on International Relations: Subcommittee on International Organizations held a hearing on H. Con. Res. 318, calling for the support of the city selected to represent the United States before the International Olympic Committee in its bid to host the 1984 Summer Olympic Games. Testimony was heard from John Argue, President, Southern California Committee for Olympic Games; and a representative of the U.S. Olympic Committee.

CONSUMER PRODUCT SAFETY COMMISSION

Committee on Interstate and Foreign Commerce: Subcommittees on Oversight and Investigation and on Consumer Protection and Finance continued joint hearings on the Consumer Product Safety Commission. Testimony was heard from Representative Steers; a panel representing the furniture and textile industries; and representatives of Housing Research Group; and Consumer Federation of America.

CABLE TELEVISION REGULATORY POLICY

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued panel discussions on cable television regulatory policy.

INDUSTRIAL ENERGY CONSERVATION

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power continued hearings on industrial energy conservation with testimony from public witnesses.

VIOLENCE ON TELEVISION

Committee on Interstate and Foreign Commerce: Subcommittee on Communications met and approved for full committee action a report entitled "Violence on Television".

MEDICAL STUDENTS ENROLLMENT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 9280, to require increases in the enrollment of third-year medical students as a condition to medical schools' receiving capitation grants under the Public Health Service Act. Testimony was heard from HEW and public witnesses.

Following the hearings, the Subcommittee approved for full committee action H.R. 9280 amended (title above).

DIVERSITY OF CITIZENSHIP JURISDICTION—MAGISTRATES REFORM

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued hearings on H.R. 761 and related bills, diversity of citizenship jurisdiction; and H.R. 7493 and related bills, to enlarge jurisdiction of U.S. Magistrates. Testimony was heard from Circuit Judge Henry J. Friendly, U.S. Court of Appeals for the Second Circuit; and public witnesses.

FBI'S NATIONAL CRIME INFORMATION CENTER

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on the FBI's National Crime Information Center. Testimony was heard from Dr. Joseph Weizenbaum, Professor of Computer Science, MIT; Dr. Myron Uretsky, NYU Graduate School of Business Administration; and Daniel D. McCracken, Association for Computing Machinery.

ASSOCIATE ATTORNEY GENERAL POSITION—SEXUAL EXPLOITATION OF CHILDREN

Committee on the Judiciary: Met and ordered reported favorably to the House the following bills:

S. 2089, to establish within the Department of Justice the position of Associate Attorney General; and

H.R. 8059 as amended, to prohibit the transportation of minors in interstate or foreign commerce for sexual purposes.

MERCHANT MARINE MISCELLANY

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House the following bills:

H.R. 7278 as amended, to amend section 510 of the Merchant Marine Act, 1936;

H.R. 8159 as amended, International Safe Container Act; and

H.R. 9370 as amended, National Aquaculture Organic Act of 1977.

SPECIAL AND EARLY RETIREMENT

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued hearings on special and early retirement with testimony from William C. Valdez, Department of Defense.

GSA PROCEDURES FOR ACQUIRING PUBLIC BUILDINGS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds continued hearings on a public building prospectus and GSA procedures for acquiring public buildings. Testimony was heard from Robert T. Griffin, Deputy Administrator, GSA.

SURFACE TRANSPORTATION ASSISTANCE

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on H.R. 8648 and related bills, Surface Transportation Assistance Act of 1977, with testimony from State and city officials.

Hearings continue Thursday, Oct. 6.

INTERNATIONAL AVIATION NEGOTIATIONS

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on U.S. International Aviation Negotiations. Testimony was heard from Ambassador Alan S. Boyd, Special Representative of the President for Civil Air Service Negotiations with the United Kingdom; and representatives of State Department; CAB; DOT; and public witnesses.

Hearings continue tomorrow.

STAFF ALLOWANCES FOR FORMER PRESIDENTS

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 9354, to amend the Act of August 25, 1958, with respect to staff allowanced for former Presidents. Testimony was heard from Representatives Udall and Derwinski.

LABOR LAW REFORM ACT

Committee on Rules: Granted an open rule providing two hours of general debate; making the committee amendment in order as an original bill for the purpose of amendment, providing that no amendments to the bill or to the committee amendment in the nature of a substitute shall be in order except germane amendments printed in the Record at least one legislative day prior to consideration thereof and providing for a motion to recommit with or without instructions on H.R. 8410, Labor Law Reform Act. Testimony was heard from Representatives Thompson, Ashbrook, and Erlenborn.

NUCLEAR FUEL CYCLE

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere continued hearings on environmental and health issues in the nuclear fuel cycle. Testimony was heard from Dr. James Liverman, Assistant Administrator, ERDA; and public witnesses.

NASA PROGRAM REVIEW

Committee on Science and Technology: Subcommittee on Space Science and Applications held a hearing on NASA program review with testimony from public witnesses.

SMALL BUSINESS INVESTMENT ACT

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight continued hearings on H.R. 4960, to amend the Small Business Investment Act of 1958. Testimony was heard from public witnesses.

REGULATORY PROBLEMS OF INDEPENDENT OWNER-OPERATORS

Committee on Small Business: Subcommittee on Special Small Business Problems continued hearings on regulatory problems of independent owner-operators with testimony from representatives of ICC; American Trucking Associations, Inc., and owner-operators.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met for consideration of committee business.

NATIONAL ACADEMY OF SCIENCES STUDY

Committee on Veterans' Affairs: Subcommittee on Medical Facilities and Benefits continued hearings on the National Academy of Sciences Study with testimony from officials of Veterans Administration.

BETTER JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued hearings on H.R. 9030, Better Jobs and Income Act. Testimony was heard from Representatives Vanik, Fraser, Rousselot, Badillo, and Schroeder; and Resident Commissioner from Puerto Rico, Corrada.

Joint Committee Meetings

DOD PROCUREMENT PRACTICES

Joint Committee on Defense Production: Committee began hearings to examine Federal defense procurement practices, receiving testimony from Thomas V. Jones, Northrop Corporation, Los Angeles.

Hearings continue tomorrow.

ERDA AUTHORIZATION

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 1811, authorizing funds for fiscal year 1978 for nuclear programs of the Energy Research and Development Administration,

but did not complete action thereon and will meet again on Monday, October 3.

APPROPRIATIONS—LABOR, HEW

Conferees met to resolve the differences between the Senate- and House-passed versions of amendment No. 82 (dealing with matter of abortion) to H.R. 7555, making appropriations for the Departments of Labor and HEW for fiscal year 1978, but did not complete action thereon and will meet again on Monday, October 3.

Friday, September 30, 1977

Senate

Chamber Action

Routine Proceedings, pages 31745–31835

Bills Introduced: Seven bills and seven resolutions were introduced, as follows: S. 2162–2168; S. Con. Res. 46–47; and S. Res. 275–279.

Pages 31746, 31775, 31795, 31813–31814

Bills Reported: Reports were made as follows:

S. Res. 238, expressing the sense of the Senate that the U.S. delegation to the U.N. should work with delegations of other member nations to call for a World Assembly on Aging and a World Year on Aging (S. Rept. 95–458);

S. Res. 278, increasing to $20,000 funds available to Committee on Foreign Relations to receive officials of intergovernmental organizations and foreign government officials, and increasing such ceiling to $25,000 for 1978 and subsequent years (S. Rept. 95–459) (referred to Committee on Rules and Administration);

S. 1582, providing for the settlement of the water claims of the Ak-chin Indian community (S. Rept. 95–460);

S. Res. 272, requesting an additional $3,000 for expenses of Select Committee on Small Business (without written report, referred to Committee on Rules and Administration);

S. Con. Res. 47, expressing the sense of the Congress with respect to Presidential action affecting the limitation of strategic armaments (without written report).

Page 31795

Bills Passed:

Enrollment correction: Senate agreed to S. Con. Res. 46, authorizing corrections in the enrollment of H.R. 6415, to extend the Export-Import Bank Act in order to conform to the new fiscal year. Page 31746

Senator Carl Hayden: Senate agreed to S. Res. 275, marking the 100th anniversary (on October 2) of the birth of the late Senator Carl Hayden and expressing high tribute to his great achievements. Page 31775

Medicare-Medicaid Fraud: Senate passed and returned to the House H.R. 3, to strengthen Government capability to detect, prosecute, and punish fraudulent activities under the medicare and medicaid programs, after striking all after the enacting clause and inserting in lieu thereof text of the Senate companion bill, S. 143, as reported to the Senate, after agreeing to committee amendment in the nature of a substitute which had at first been amended by adoption of the following two amendments:

(1) Talmadge unprinted amendment No. 857, in the nature of a substitute bill; and Page 31755

(2) Dole U.P. amendment No. 858, delaying until January 1, 1979, effective date for implementing certain methods of determining reasonable costs for skilled nursing facility services and intermediate care facility services. Page 31769

Senate insisted on its amendments, requested conference with the House and appointed as conferees Senators Long, Talmadge, Ribicoff, Curtis, and Dole.

Page 31773

S. 143 was then indefinitely postponed. Page 31773

Pages 31755–31773

Public Debt Limit: By 58 yeas to 30 nays, Senate passed and returned to the House H.R. 9290, to authorize an increase in the temporary public debt limit, after agreeing to Harry F. Byrd, Jr., unprinted amendment No. 859, providing a $52 billion increase for a 6-month period, instead of a $72 billion increase for a 1-year period, as provided in the House-passed bill.

Pages 31789–31791

Capitol Police: Senate passed without amendment and sent to the House S. 2052, to extend supervision of the Capitol Police to certain facilities leased by the Office of Science and Technology at 600 Pennsylvania Avenue Southeast, Washington, D.C. Pages 31832–31833

Rules Committee Funds: Senate agreed to S. Res. 267, authorizing an additional $38,400 for certain administrative expenses of the Committee on Rules and Administration. Page 31833

Interstate Highways: Senate agreed to H. Con. Res. 282, directing the Secretary of Transportation to apportion the $3.25 billion authorized for the Interstate Highway System for fiscal year 1969. Page 31833

U.S. Territories: Senate agreed to the House amendment to the Senate amendment to the House amendment to Senate amendment No. 10 to H.R. 6550, to authorize funds for territories of the United States, thus clearing the measure for the President. Page 31792

Civil Rights Commission: By 80 yeas to 4 nays, Senate agreed to the House amendment to the Senate amendment to H.R. 5645, authorizing funds for fiscal year 1978 for the U.S. Commission on Civil Rights, thus clearing the measure for the President.

Pages 31792–31794

Center for the Book: Senate agreed to the House amendments to S. 1331, to establish within the Library of Congress a Center for the Book—a research center to investigate the history and prospects of the book, thus clearing the measure for the President.

Pages 31834–31835

ERDA Authorizations: Senate insisted on its amendment to H.R. 5101, authorizing funds for environmental research and development activities of the Environmental Protection Agency, agreed to conference with the House and appointed as conferees Senators Culver, Muskie, and Wallop. Page 31754

Natural Gas Pricing: Senate continued consideration of S. 2104, to establish a comprehensive natural gas pricing policy, taking actions in connection therewith, as follows:

(1) By 56 yeas to 32 nays, tabled Hansen amendment No. 1141 (No. 1022); Page 31749

(2) By 76 yeas to 17 nays, tabled Long amendment No. 1122 (to No. 862); Page 31749

(3) By division vote, tabled Abourezk amendment No. 1285 (to S. 2104); Page 31751

(4) By voice vote, tabled Abourezk amendment No. 1288 (to S. 2104); Page 31751

(5) By 81 yeas to 10 nays, agreed to motion to direct the Sergeant at Arms to compel the attendance of absent Senators; Page 31752

(6) By 61 yeas to 31 nays, tabled McClure amendment No. 1144; Page 31752

(7) By 89 yeas to 3 nays, tabled Metzenbaum amendment No. 1297; Page 31754

(8) By 90 yeas to 1 nay, tabled Abourezk amendment No. 1305; Page 31755

(9) By 85 yeas to 6 nays, tabled Abourezk amendment No. 1306; Page 31774

(10) By 69 yeas to 25 nays, tabled Abourezk amendment No. 1316; Page 31777

(11) By 44 yeas to 50 nays, failed to agree to motion to table Bumpers amendment No. 1039 (Bentsen-Pearson No. 2), to provide for the deregulation of new natural gas, which amendment was pending at recess.

Page 31783

Also, during consideration of this bill today, numerous amendments were offered and ruled out of order by the Chair. Pages 31747–31755, 31744, 31792

Bill Referred: H.R. 9019, budget authority rescissions, was referred jointly to Committees on Appropriations, the Budget, Foreign Relations, and Energy and Public Works. Pages 31794–31795

Bill Held at Desk: H.R. 9354, staff allowance for former Presidents, was received and held at the desk.

Page 31835

Messages From the House: Page 31794

Amendments Submitted for Printing:

Pages 31814–31815

Nominations: Pages 31835–31837

Statements on Introduced Bills: Page 516074

Additional Statements: Pages 31815–31832

Debate Limitation Agreement: By unanimous consent it was agreed that when Senate proceeds to consider H.R. 9005, making appropriations for the District of Columbia for fiscal year 1978, time for debate thereon be limited to 1 hour; 2 hours each on amendments which may be offered by Senators Mathias, Weicker, and Hollings; 30 minutes on any other amendment, and 20 minutes on amendments in the second degree.

Pages 31747–31748

Nuclear Non-Proliferation Report: Time was extended until midnight Monday, October 3, 1977, for Committees on Governmental Affairs, Energy and Natural Resources, and Foreign Relations to report S. 897, proposed Nuclear Non-Proliferation Act of 1977.

Page 31834

Nominations: Senate received the following nominations:

Thomas F. Moakley, of Massachusetts, to be a Federal Maritime Commissioner;

Frank M. Johnson, Jr., of Alabama, to be Director of the Federal Bureau of Investigation;

Robert T. O'Leary, to be U.S. Attorney for the District of Montana;

Archie P. Sherar, to be U.S. Marshal for the Eastern District of Washington;

One Navy in the rank of Admiral; and

Routine nominations in the Navy, Marine Corps, Coast Guard and Foreign Service. Pages 31835–31837

Record Votes: 11 record votes were taken today.

Pages 31749, 31750, 31752–31753, 31754, 31755, 31774, 31777, 31791, 31794

Recess: Senate met at 10 a.m. and recessed at 8:21 p.m.

Page 31835

Committee Meetings

AUTO SAFETY STANDARDS

Committee on Commerce, Science, and Transportation: Consumer Subcommittee voted to disapprove S. Con. Res. 31 and 37, proposing that Congress disapprove the Federal Motor Vehicle Safety Standard pertaining to passive restraint devices promulgated by the Secretary of Transportation, transmitted to Congress on June 30, 1977. In the same motion, Subcommittee agreed to rec-

ommend that if the full committee considers these resolutions that they be tabled.

COMMITTEE BUSINESS

Committee on Finance: Committee reconsidered its action of September 29 when it ordered favorably reported H.R. 7200, to improve the supplemental security income benefits program, child welfare services, and social services, and agreed to modify the community work and training provisions so as to require that participants receive at least the Federal minimum wage, and again approved the bill for reporting to the Senate.

Also, committee continued consideration of proposals affecting social security system financing, but did not complete action thereon and will meet again to consider this matter on Tuesday, October 4.

Committee will meet on Monday to resume consideration of the proposed National Energy Tax Act (as embodied in H.R. 8444, which is being held at the Senate desk).

PANAMA CANAL TREATIES

Committee on Foreign Relations: Committee continued hearings on the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Ex. N, 95th Cong., 1st sess.), receiving testimony from Secretary of Transportation Brock Adams; Richard N. Cooper, Under Secretary of State for Economic Affairs; Anthony Solomon, Under Secretary of the Treasury for Monetary Affairs; and Howard F. Casey, Deputy Assistant Secretary of Commerce for Maritime Affairs.

Hearings continue on Tuesday, October 4.

FUNDS FOR VISITING DIGNATARIES

Committee on Foreign Relations: Committee approved an original resolution (S. Res. 278) increasing from $15,000 to $20,000 for fiscal year 1977 and to $25,000 in fiscal year 1978 funds available to receive officials of foreign governments and intergovernmental organizations.

COMMITTEE BUSINESS

Committee on Human Resources: Committee ordered favorably reported the following business items:

S. 1784, raising from 65 to 70 years the age limit for retirement under the Age Discrimination in Employment Act, with amendments, one of which would make the effective date January 1, 1979;

S. 2108, to extend through 1981 the time during which assistance may be provided for refugees from Indochina (amended);

S. 1328, to encourage the implementation of career education programs (amended); and

The nomination of Bertram R. Cottine, of the District of Columbia, to be a Member of the Occupational Safety and Health Review Commission.

VETERANS' HEALTH CARE

Committee on Veterans' Affairs: Committee held hearings on the National Academy of Sciences Study of Health Care for American Veterans, receiving testimony from Max Cleland, Administrator of Veterans' Affairs; Robert E. Lyngh, The American Legion; Donald H. Schwab, Veterans of Foreign Wars; William G. Gardiner, Disabled American Veterans; Larry Roffee, Paralyzed Veterans of America, Inc.; Dennis McClure, AMVETS; and Harold Say, Veterans of World War I, all of Washington, D.C.

Hearings continue on Thursday, October 6.

FOOD QUALITY

Select Committee on Nutrition and Human Needs: Committee resumed hearings to examine food quality in Federal food programs, receiving testimony from Secretary Bob Bergland, Carol Tucker Foreman, Assistant Secretary, and Drs. Walter Mertz and Kent Steward, Nutrition Institute, Agricultural Research Service, all of the Department of Agriculture; Dean K. Crowther, Deputy Director, Program Analysis Division, General Accounting Office; Dr. Jean Mayer, and Dr. Stanley Gershoff, Tufts University, Boston; and Mary Elizabeth Crimmins, ARA Food Service Co., Philadelphia.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Intelligence, Special Investigations Subcommittee met in a closed business meeting, but made no announcements and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 9387–9400; 1 private bill, H.R. 9401; and 5 resolutions, H.J. Res. 609, H. Con. Res. 366 and 367, and H. Res. 802 and 803 were introduced. Pages 31727–31728

Bills Reported: Reports were filed as follows:

H.R. 8358, to amend title 44, United States Code, to provide for the designation of libraries of accredited law schools as depository libraries of Government publications (H. Rept. 95-650);

H. Res. 766, providing for the reform of the administrative organization and legislative management services of the House of Representatives (H. Rept. 95-651); and

Report entitled "Report on the 1977 midyear review of the economy" (H. Rept. 95-652). Page 31727

Journal: By a yea-and-nay vote of 317 yeas to 11 nays with 1 voting "present", Roll No. 613, the House approved the Journal of Thursday, September 29. Page 31688

Compensation for Victims of Crime: By a yea-and-nay vote of 192 yeas to 173 nays, Roll No. 616, the House passed H.R. 7010, Victims of Crime Act of 1977.

Agreed To:

An amendment that lowers the amount the Federal Government would contribute to the cost of the State programs from 50 to 25 percent (agreed to by a recorded vote of 216 ayes to 144 noes, Roll No. 614);

Sundry committee amendments;

An amendment requiring that a criminal may be required to make restitution to any victim or victim's surviving dependent for the crime (agreed to by a division vote of 18 ayes to 17 noes);

An amendment that requires participating States to require anyone contracting with a person accused and convicted of a qualifying crime for a rendition, an interview, a statement, or an article relating to the crime, to deposit moneys payable under such contract into an escrow fund for the benefit of the victim or survivors (agreed to by a recorded vote of 245 ayes to 113 noes, Roll No. 615). The amendment was previously rejected by a division vote of 12 ayes to 17 noes;

An amendment that reduces the maximum limitation of amounts awarded victims from $50,000 to $25,000; and

An amendment that reduces the program authorizations to $25 million for fiscal year 1978, $30 million for fiscal year 1979, and $35 million for fiscal year 1980.

Rejected:

An amendment that sought to regulate Federal grants for crime victim compensation programs by a proportionate relation to the Federal revenue sharing program; and

An amendment that sought to stipulate that in order for certain crimes committed with firearms to be qualifying crimes for the program, they must be punishable in the State by at least 5 years of imprisonment, which could not be shortened by probation or parole. Pages 31690–31704

Territories Authorization: House agreed, with an amendment, to the Senate amendment to the House amendment to the Senate amendment No. 10 to H.R. 6550, to authorize certain appropriations for the territories of the United States and to amend certain Acts relating thereto—returning the measure to the Senate. Pages 31704–31705

Staff Allowances for Former Presidents: By a yea-and-nay vote of 262 yeas to 95 nays, Roll No. 617, the House passed H.R. 9354, to amend the Act of August 25, 1958, with respect to staff allowances for former Presidents.

H. Res. 800, the rule under which the bill was considered, was agreed to earlier by a voice vote.

The Clerk was authorized to make technical corrections in the engrossment of the bill. Pages 31705–31710

Kosciuszko Memorial Plaque: House agreed to H.J. Res. 573, commemorating Gen. Thaddeus Kosciuszko by presenting a memorial plaque in his memory to the people of Poland on behalf of the American people. Pages 31710–31711

Council on Wage and Price Stability: House completed all general debate and began reading for amendment on H.R. 6951, to amend the Council on Wage and Price Stability Act to extend its termination date; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to continue on Monday, October 3.

Agreed to the committee amendment; and

An amendment that strengthens the confidentiality provisions of the Act (agreed to by a division vote of 32 ayes to 4 noes).

H. Res. 703, the rule under which the bill was considered, was agreed to earlier by a voice vote. Pages 31711–31720

Calendar Wednesday: Objection was heard to a request to dispense with Calendar Wednesday business of October 5. Page 31719

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 31727

Adjournment: Adjourned at 3:01 p.m.

Committee Meetings

RESERVE READINESS

Committee on Armed Services: Subcommittee on Military Personnel met for a briefing on current Defense Department studies on the situation in the individual Reserve and the programs for full-time support for the Selected Reserve by Maj. Gen. Francis R. Gerard, USAF, Study Director.

CONSUMER CREDIT PROTECTION ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs concluded hearings on H.R. 8753, Consumer Credit Protection Act Amendments of 1977. Testimony was heard from representatives of retail establishments and associations.

SUPPLEMENTARY FINANCING FOR IMF

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy continued hearings on supplementary financing facility for the International Monetary Fund. Testimony was heard from public witnesses.

HEALTH SERVICES

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs continued hearings on provision of health services in the District of Columbia and potential impact of H.R. 6894, Health Services Act. Testimony was heard from representatives of D.C. Government, Metropolitan Council of Governments, and public witnesses.

Hearings continue Monday, October 3.

INDIAN EDUCATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued oversight hearings on Indian education with testimony from public witnesses.

Hearings continue Tuesday, October 4.

OFFICE OF WATER RESEARCH AND TECHNOLOGY

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources continued oversight hearings on Office of Water Research and Technology with testimony from public witnesses.

NATIONAL CRUDE OIL SUPPLY AND TRANSPORTATION ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on H.R. 9203, National Crude Oil Supply and Transportation Act. Testimony was heard from Representative Runnels; FEA Administrator O'Leary; Richard Maullin, State of California Energy and Development Commission; and Fred Garabaldi, Standard Oil of Ohio.

Hearings continue Thursday, October 6.

CONSUMER PRODUCT SAFETY COMMISSION

Committee on Interstate and Foreign Commerce: Subcommittees on Oversight and Investigations and on Consumer Protection and Finance continued joint hearings on the Consumer Product Safety Commission.

Hearings continue Monday, October 3.

CABLE TELEVISION REGULATORY POLICY

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued panel discussions on cable television regulatory policy.

HOSPITAL COST CONTAINMENT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of hospital cost containment proposals, and will resume on Monday, October 3.

FINANCIAL DISCLOSURE ACT

Committee on the Judiciary: Met for markup of H.R. 1, Financial Disclosure Act, and will resume on Tuesday, October 4.

NONGAME FISH AND WILDLIFE PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 8606, to establish a nongame fish and wildlife program. Testimony was heard from representatives of Department of Interior, Council on Environmental Quality, a panel of State representatives, and public witnesses.

WHITE HOUSE PERSONNEL AUTHORIZATION

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization continued hearings on H.R. 6326, authorization for White House personnel, with testimony from members of the White House staff.

SUPPLEMENTAL APPROPRIATIONS

Committee on Rules: Held a hearing but postponed action on H.R. 9375, supplemental appropriations, fiscal year 1978. Testimony was heard from Chairman Mahon and Representatives Cederberg, Coughlin, Bevill, Myers of Indiana, Edwards of Alabama, Shipley, Stratton, Price, and Dickinson.

BETTER JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued hearings on H.R. 9030, Better Jobs and Income Act. Testimony was heard from Senator Moynihan and Representatives Rangel, Steiger, Pattison of New York, and Stockman.

PROFESSIONAL STANDARDS REVIEW ORGANIZATION

Committee on Ways and Means: Subcommittee on Health held a hearing on Professional Standards Review Organization. Testimony was heard from Dr. Michael Goran, HEW; and public witnesses.

Joint Committee Meeting

DEFENSE PROCUREMENT PRACTICES

Joint Committee on Defense Production: Committee continued hearings to examine Federal defense procurement practices, receiving testimony from Dale Church, Directorate of Defense Research and Engineering; Jacques Gansler, Washington, D.C.; and Dr. James Kurth, Swarthmore College, Swarthmore, Pa.

Hearings were recessed subject to call.

Saturday, October 1, 1977

Senate

Chamber Action

Routine Proceedings, pages 38153–31894

Bills Introduced: One resolution was introduced, as follows: S. Con. Res. 48. Pages 31871–31873

Bill Passed:

Federal grants and agreements: Senate passed and returned to the House H.R. 7691, to distinguish Federal grant and cooperative agreement relationships from Federal procurement relationships, after striking all after the enacting clause and inserting in lieu thereof the text of Senate companion bill, S. 431, as reported to the Senate.

S. 431 was then indefinitely postponed.

Pages 31884–31885

Public Debt Limit: Senate insisted on its amendment to H.R. 9290, to authorize an increase in the temporary public debt limit, requested conference with the House and appointed as conferees Senators Long, Harry F. Byrd, Jr., Talmadge, Gravel, Haskell, Curtis, Roth, and Packwood. Page 31885

Housing: By 55 yeas to 19 nays, Senate agreed to conference report on H.R. 6655, authorizing funds for housing and community development assistance programs for fiscal years 1978–1980, thus clearing the measure for action of the House. Pages 31885–31893

Pages S16080, S16081, S16083, S16084, S16086,

Natural Gas Pricing: Senate continued to consider S. 2104, to establish a comprehensive natural gas pricing policy, taking actions in connection therewith, as follows:

(1) By 62 yeas to 4 nays, tabled Metzenbaum amendment No. 1301; Page 31854

(2) By 57 yeas to 22 nays, tabled Abourezk amendment No. 1197; Page 31854

(3) By 77 yeas to 2 nays, upheld the Chair when it ruled out of order Danforth amendment No. 1106; Page 31857

(4) By 47 yeas to 33 nays, upheld the Chair when it ruled a request for the reading of Metzenbaum amendment No. 865 dilatory (amendment subsequently ruled out of order); Page 31857

(5) By 31 yeas to 49 nays, rejected Metzenbaum amendment No. 1172; Page 31860

(6) By 56 yeas to 26 nays, upheld the Chair when it ruled a call for a quorum dilatory; Page 31862

(7) By 47 yeas to 35 nays, tabled Danforth amendment No. 970; Page 31867

(8) By 9 yeas to 71 nays, failed to sustain a point of order that an appeal from the ruling of the Chair that an amendment is out of order is dilatory; Page 31870

(9) By 77 yeas to 3 nays, sustained the Chair when it ruled out of order Chafee amendment No. 1084. Page 31870

Also, numerous amendments were offered and ruled out of order by the Chair. Pages 31853–31871

Statements on Introduced Bills: Pages 31871–31873

Additional Statements: Pages 31873–31884

Motion To Suspend the Rules: Senator Hart entered written notice stating his intention to move to suspend the rules for the purpose of proposing an amendment to amendment No. 1022 to S. 2104, to establish a comprehensive natural gas pricing policy. Page 31873

Record Votes: 10 record votes were taken today. 31862, 31867, 31870, 31893

Recess: Senate met at 9 a.m. and recessed at 3:36 p.m. Page 31894

Committee Meetings

No meetings were held.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, October 3.

Committee Meetings

No meetings were scheduled.

Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through September 30, 1977

	Senate	*House*	*Total*
Days in session	140	137	..
Time in session	918 hrs., 04′	710 hrs., 35′	..
Congressional Record:			
Pages of proceedings	16,078	19,448	26,526
Extension of Remarks	..	..	5,994
Public bills enacted into law	33	81	114
Private bills enacted into law	1	6	7
Bills in conference	3	8	..
Bills through conference	9	37	..
Measures passed, total	499	553	1,052
Senate bills	147	46	..
House bills	114	255	..
Senate joint resolutions	12	6	..
House joint resolutions	11	13	..
Senate concurrent resolutions	12	9	..
House concurrent resolutions	26	35	..
Simple resolutions	177	189	..
Measures reported, total	*487	*543	1,030
Senate bills	213	12	..
House bills	76	344	..
Senate joint resolutions	5	..	..
House joint resolutions	2	6	..
Senate concurrent resolutions	6	1	..
House concurrent resolutions	4	19	..
Simple resolutions	181	161	..
Special reports	43	57	..
Conference reports	14	50	..
Measures pending on calendar	46	73	..
Measures introduced, total	2,571	11,180	13,751
Bills	2,161	9,401	..
Joint resolutions	84	609	..
Concurrent resolutions	47	367	..
Simple resolutions	279	803	..
Quorum calls	55	46	..
Yea-and-nay votes	503	363	..
Recorded votes	..	208	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 460 reports have been filed in the Senate, a total of 650 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through September 30, 1977

Army nominations, totaling 16,428, disposed of as follows:	
Confirmed	12,317
Unconfirmed	4,111
Navy nominations, totaling 18,559, disposed of as follows:	
Confirmed	17,692
Unconfirmed	867
Air Force nominations, totaling 18,235, disposed of as follows:	
Confirmed	16,338
Unconfirmed	1,897
Marine Corps nominations, totaling 3,524, disposed of as follows:	
Confirmed	3,016
Unconfirmed	508
Civilian nominations, totaling 3,938, disposed of as follows:	
Confirmed	3,637
Unconfirmed	244
Withdrawn	57

Summary

Total nominations received	60,684
Total confirmed	53,000
Total unconfirmed	7,627
Total withdrawn	57

Monday, October 3, 1977

Senate

Chamber Action

Routine Proceedings, pages 31894–31987

Bills Introduced: Three bills were introduced, as follows: S. 2169–2171. Page 31945

Bills Reported: Reports were made as follows:

Conference report on S. 717, to promote safety and health in the mining industry, (S. Rept. 95-461);

S. Res. 263, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2114, authorizing Federal action to encourage energy conservation, efficiency, and equitable rates in public utility systems, (S. Rept. 95-462);

S. Res. 270, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 785, declaring that certain land be held in trust for the Paiute and Shoshone Tribes of the Fallon Indian Reservation, Nevada, (S. Rept. 95-463);

S. Res. 273, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1863, authorizing funds for military procurement for fiscal year 1978 (S. Rept. 95-464).

Report on S. Res. 222, to disapprove Reorganization Plan No. 1, calling for the reorganization of the Executive Office of the President, together with additional views (S. Rept. 95-465);

H.R. 7738, with respect to the powers of the President in time of war or national emergency, with amendments (S. Rept. 95-466);

S. 897, to strengthen U.S. policies on nuclear nonproliferation and reorganize certain export functions, reported by three committees, each with amendment (S. Rept. 95-467); and

S. 457, to extend the delimiting period for completion for certain veterans, and under certain conditions, with an amendment (S. Rept. 95-468). Pages 31944–31945

Bill Held at Desk: H.R. 6951, to extend the Council on Wage and Price Stability, was received and ordered to be held at the desk. Page 31985

Resolution Placed on Calendar: Committee on Governmental Affairs was discharged from the further consideration of S. Res. 222, disapproving reorganization Plan No. 1 of 1977, and the resolution was placed on the Senate calendar.

Amendments Submitted for Printing: Page 31953

Executive Communications: Pages 31943–31944

Statements on Introduced Bills: Pages 31945–31953

Additional Statements: Pages 31954–31983

Salt Talks: Senate considered S. Con. Res. 47, expressing the sense of the Congress with respect to Presidential action affecting the limitation of strategic armaments, taking actions in connection therewith, as follows:

(1) By voice vote, agreed to Allen unprinted amendment No. 860, to require that during the negotiations Secretary of State report to the Congress at least every six months on the status of such negotiations; Page 31909

(2) Motion to recommit the resolution was ruled out of order by the Chair; Page 31909

(3) By 19 yeas to 77 nays, rejected motion to table resolution; Page 31912

(4) By 62 yeas to 34 nays, tabled McClure unprinted amendment No. 861, to provide that the resolution not be construed to prohibit development or deployment of any weapons system authorized by the Congress. Page 31912

(5) The Chair sustained a point of order that a quorum of the committee was not present when the resolution was ordered reported, and therefore the resolution never left the committee. Page 31912

Pages 31900–31916

Natural Gas Pricing: Senate continued consideration of S. 2104, to establish a comprehensive natural gas pricing policy, taking actions in connection therewith, as follows:

(1) By 63 yeas to 31 nays, tabled Abourezk amendment No. 1226; Page 31916

(2) By 79 yeas to 14 nays, tabled an appeal from the ruling of the Chair that, under cloture, amendments which are out of order on their face may be ruled out of order by the Chair on his own initiative; Page 31919

(3) By 59 yeas to 34 nays, sustained a point of order that a Senator has the right to recall his own amendments qualified and pending under cloture and have them removed from the desk prior to being called up; Page 31923

(4) By 74 yeas to 21 nays, sustained a point of order that actions ruled dilatory do not constitute the transaction of business for purpose of calling another quorum; Page 31926

(5) By voice vote, tabled Stevens amendments Nos. 1207 and 1208; Page 31934

(6) By voice vote, agreed to Metzenbaum amendment No. 1060, making proposed maximum lawful price inapplicable for any first sale of old natural gas produced from a new well in the U.S. Page 31935

(7) By 90 yeas to 1 nay, agreed to motion to instruct the Sergeant at Arms to request the attendance of absent Senators; Page 31939

(8) By 46 yeas to 45 nays, two thirds of the Senators not having voted in the affirmative, failed to agree to Hart motion to suspend the Rules for the purpose of

calling up his modified amendment No. 1389, of a perfecting nature to amendment No. 1022. Page 31941

Also during consideration of this bill today, numerous amendments were called up and ruled out of order by the Chair; and several Senators recalled various amendments from the desk. Page 31943

Pages 31916–31943, 31985–31987

Presidential Message: Senate received a message from the President reporting 42 deferrals of fiscal year 1978 budget authority totaling $1.480 billion—referred jointly to Committees on Appropriations; the Budget; Agriculture, Nutrition, and Forestry; Commerce, Science, and Transportation; Armed Services; Finance; Human Resources; Energy and Natural Resources; the Judiciary; and Governmental Affairs (PM 119). Page 31943

Record Votes: Eight record votes were taken today. Pages 31912, 31920, 31923, 31926, 31827, 31939, 31942–31943

Recess: Senate met at 10 a.m. and recessed at 7:22 p.m. Page 31987

Committee Meetings

ELECTRONIC FUND TRANSFER

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Consumer Affairs began hearings on S. 2065, to protect consumer rights and provide remedies in electronic fund transfer systems, receiving testimony from Esther Peterson, Special Assistant to the President for Consumer Affairs; Linda Hudak, Consumer Federation of America, Washington, D.C.; Elinor Guggenheimer, New York City Department of Consumer Affairs; Mark Leymaster, National Consumer Law Center, Boston; James Brown, University of Wisconsin, Milwaukee; and Ellen Broadman, Consumers Union, Washington, D.C.

Hearings continue tomorrow.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the following Department of Energy nominations after the nominees testified and answered questions on their own behalf: John F. O'Leary, of New Mexico, to be Deputy Secretary; Dale D. Myers, of California, to be Under Secretary; Alvin L. Alm, of the District of Columbia, to be an Assistant Secretary for Policy and Evaluation; Herry E. Bergold, Jr., of Florida, to be an Assistant Secretary for International Affairs; and Phillip S. Hughes, of Maryland, to be an Assistant for Intergovernmental and Institutional Relations.

FOREIGN AFFAIRS—MIDDLE EAST

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs held hearings on the topic: Framework of Problems in the Middle East" receiving testimony from Prof. Michael Hudson, Center for Contemporary Arab Studies, Georgetown University, I. L. Kenen, and Maj. Gen. George J. Keegan, Jr., USAF (Ret.), U.S. Strategic Institute, all of Washington, D.C.

Hearings were recessed subject to call.

MEDICAL SCHOOL ENROLLMENTS

Committee on Human Resources: Subcommittee on Health reported to the full committee without recommendation S. 2159, to require an increase in the enrollment of third-year medical students in school year 1978–79 as a condition to receiving capitation grants.

NATURAL GAS PRICE DEREGULATION

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly held hearings to examine the impact on the public of natural gas price deregulation, receiving testimony from Esther Peterson, Special Assistant to the President for Consumer Affairs; Dr. David C. Sweet, Public Utilities Commission of Ohio, Columbus; Joel Jacobson, Public Utilities Commission of New Jersey, Newark, N.J.; Michael Dar Barnes, Maryland Public Services Commission, Baltimore; Mayor Francisco Benavides of Crystal City, Tex.; Mayor Dale Helmerich, Huntingburg, Ind.; Ralph Nader, Washington, D.C.; Dorothy Ryan Youngstown, representing the Ohio State Council of Senior Citizens and the National Council of Senior Citizens; Gale Cincotta, National People's Action, Chicago; Natalie Schneiderman, Massachusetts Fair Share, Chelsea; David Garner, Illinois Public Action Council, Herrin, Ill., and Vincent Steffen, Harvestall Industries, New Hampton, Iowa.

Hearings were adjourned subject to call.

SMALL BUSINESS AMENDMENTS

Select Committee on Small Business: Committee began hearings on title I, proposing amendments to the Small Business Investment Act of 1958 of S. 1815, (pending before Committee on Finance) the proposed Small Business Venture Capital Act, receiving testimony from A. Vernon Weaver, Administrator, Small Business Administration; Herbert Krasnow, Intercoastal Capital Corporation, New York City; Arthur D. Little, Narragansett Capital Corporation; Providence, Rhode Island; Robert W. Allsop, NorAmerica Capital Corporation, Cedar Rapids, Iowa; Nathaniel Gibbs, Capital Marketing Corporation, Dallas; James F. Hansley, Vanguard Investment Company, Inc., Winston-Salem, N.C.; and Patrick Burns, Minority Equity Capital Company, New York City.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 9402–9423; 1 private bill, H.R. 9424; and 3 resolutions, H. Res. 804–806, were introduced. Page 32054

Bills Reported: Reports were filed as follows:

H.R. 9165, to authorize the Secretary of State to acquire a statue or bust of George C. Marshall for placement in the Department of State (H. Rept. 95–653);

H. Res. 770, dismissing the election contest of Albert Dehr against Robert L. Leggett (H. Rept. 95–654);

Conference report on S. 717, Federal Mine Safety Amendments of 1977 (H. Rept. 95–655);

Conference report on H.R. 7555, making appropriations for the Departments of Labor, and Health, Education, and Welfare for fiscal year 1978 (H. Rept. 95–656);

H. Res. 804, concurring in the Senate amendment to H.R. 9290, to increase the temporary debt limit (H. Rept. 95–657); and

H.R. 8518, providing for an 18-month review and evaluation respecting the toxicity and carcinogenicity of food additives (H. Rept. 95–658).

Pages 32054–32055

Consent Calendar: On the call of the Consent Calendar, the House passed the following bills:

Cleared for the President:

Indian lands: S. 667, to declare certain federally owned land held in trust by the United States for the Te-Moak Bands of Western Shoshone Indians. Page 31988

Sent to the Senate, amended:

Indian lands: H.R. 6348, to convey to the Ely Indian Colony the beneficial interest in certain Federal lands. Page 31988

Debt Limit: Objection was heard to a request to agree to the amendments of the Senate to H.R. 9290, to increase the temporary debt limit. Page 31988

Presidential Message—Budget Deferrals: Read a message from the President reporting 42 deferrals totaling $1,480.6 million—referred to the Committee on Appropriations and ordered printed (H. Doc. 95–235). Page 31989

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of October 5. Page 31989

Council on Wage and Price Stability: By a yea-and-nay vote of 251 yeas to 145 nays, Roll No. 620, the House passed H.R. 6951, to amend the Council on Wage and Price Stability Act to extend its termination date.

By a recorded vote of 178 ayes to 215 noes, Roll No. 619, rejected an amendment that sought to direct the President to present a plan to Congress before March 30, 1978, which would transfer the functions of the Council to other agencies by September 30, 1979.

A motion to vacate this passage and to pass S. 2056, an identical Senate-passed bill in lieu was objected to.

Pages 31989–31999

FTC Amendments: House considered H.R. 3816, to expedite the enforcement of Federal Trade Commission cease and desist orders and compulsory process orders; to increase the independence of the Federal Trade Commission in legislative, budgetary, and personnel matters; but came to no resolution thereon.

Took the following action in the Committee of the Whole:

Agreed To:

An amendment that strikes out section 6 (authorizes the Commission to seek equitable relief from a court during the time the Commission is pursuing administrative adjudication); agreed to by a division vote of 48 ayes to 12 noes; and

A perfecting amendment (agreed to by a division vote of 51 ayes to 26 noes); earlier, a point of order against the amendment was overruled.

Pending when the Committee rose was an amendment that seeks to strike out section 7 (authorizes consumer class action suits).

H. Res. 718, the rule under which the bill was considered was adopted earlier by a voice vote.

Pages 31999–32020

Late Report: Committee on Interstate and Foreign Commerce received permission to file a report by midnight tonight on H.R. 8515, providing for an 18-month review and evaluation respecting the toxicity and carcinogenicity of food additives. Page 32040

Referral: One Senate-passed bill was referred to the appropriate House committee. Page 32054

Adjournment: Adjourned at 5:41 p.m.

Committee Meetings

PROPOSED WITHDRAWAL OF TROOPS FROM KOREA

Committee on Armed Services: Subcommittee on Investigations continued hearings on the proposed withdrawal of U.S. troops from Korea. Testimony was heard from Gen. Richard G. Stilwell (ret.), former Commander, U.S. Forces, Korea.

RESERVE READINESS

Committee on Armed Services: Subcommittee on Military Personnel held a hearing on results of Army mobilization exercise, 1976. Testimony was heard from Brig. Gen. N. Creighton and Col J. H. Claybrook, Department of the Army.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance concluded hearings on H.R. 9086, Safe Banking Act. Testimony was heard from Robert S. Keller, Deputy Comptroller General, GAO; SEC Chairman Harold M. Williams; and public witnesses.

HEALTH SERVICES

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs continued hearings on provision of health services in the District of Columbia and potential impact of H.R. 6894, Health Services Act. Testimony was heard from a panel of HEW officials.

Hearings continue tomorrow.

FEDERAL EMPLOYEES' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety held an oversight hearing on the Federal Employees' Compensation Act. Testimony was heard from representatives of the Department of Agriculture and Department of the Army.

Hearings continue tomorrow.

USE OF FREEDOM OF INFORMATION ACT

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on use of the Freedom of Information Act by businesses. Testimony was heard from Michael James, EPA; Donald Elisburg, Department of Labor; and Nancy Campbell, professor of law, Georgetown University.

Hearings continue tomorrow.

SMITHSONIAN INSTITUTION

Committee on House Administration: Subcommittee on Library and Memorials and Government Operations' Subcommittee on Activities and Transportation held a joint oversight hearing on the Smithsonian Institution. Testimony was heard from Dr. S. Dillon Ripley, Secretary, and other Smithsonian officials; Phillip S. Hughes, Investigator, Smithsonian Institution Board of Regents; and officials of the General Accounting Office.

Hearings continue tomorrow.

INDIAN PUEBLOS OF NEW MEXICO

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on and approved for full committee action H.R. 8873 amended, to provide for the return to the United States of title to certain lands conveyed to certain Indian pueblos of New Mexico and for such land to be held in trust by the United States for such tribes. Testimony was heard from Representative Lujan; and Ray Butler, Acting Deputy Commissioner of Indian Affairs, Department of the Interior.

PINE BARRENS NATIONAL ECOLOGICAL RESERVE

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs held a hearing on H.R. 6625, to provide for the establishment of a Pine Barrens National Ecological Reserve in the State of New Jersey. Testimony was heard from Representatives Florio, Forsythe, Hughes and Maguire; Deputy Assistant Secretary of Interior David Hales; and public witnesses.

WESTERN EUROPE

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on Western Europe: NATO. Testimony was heard from Ambassador Robert Komer, Advisor to the Secretary and Deputy Secretary of Defense for NATO Affairs, and other Defense Department witnesses.

CONSUMER PRODUCT SAFETY COMMISSION

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations and on Consumer Protection and Finance continued joint oversight hearings on the Consumer Product Safety Commission. Testimony was heard from the Chairman and commissioners of the Consumer Product Safety Commission.

HOSPITAL COST CONTAINMENT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of hospital cost containment proposals, and will resume tomorrow.

OLYMPIC GAMES

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held a hearing on the broadcasting aspects of the 1980 Olympic Games. Testimony was heard from officials of ABC, NBC, and CBS networks.

OPTICAL FIBRE TECHNOLOGY

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held a panel discussion on the optical fibre technology.

LAW ENFORCEMENT ASSISTANCE ADMINISTRATION

Committee on the Judiciary: Subcommittee on Crime held a hearing on the Task Force report to restructure the Law Enforcement Assistance Administration. Testimony was heard from Richard C. Wertz, Governor's Commission on Law Enforcement and the Administration of Justice, State of Maryland; Dr. Malcolm Feeley, University of Wisconsin; Dr. David Walker, Dr. Carl Stenberg, and Jane Roberts, representing the Advisory Commission on Intergovernmental Relations; and Saul Arrington, representing LEAA's National Minority Advisory Council.

MARINE POLLUTION

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on S. 1617, to establish a program of environmental research and development related to marine pollution. Testimony was heard from Dr. Wilmot N. Hess, Acting Associate Administrator, NOAA; and Steven Gage, Assistant Administrator for Research and Development, EPA.

FLIGHT SERVICE STATION SYSTEM

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on H.R. 7699 and related bills, to modernize the flight service station system. Testimony was heard from Quentin S. Taylor, Deputy Administrator, FAA; and public witnesses.

U.S. INTERNATIONAL AVIATION NEGOTIATIONS

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on United States International Aviation Negotiations. Testimony was heard from Robert Aaronson, Administrator, Maryland State Aviation Administration, and public witnesses.

TEMPORARY DEBT LIMIT INCREASE

Committee on Rules: Granted a rule providing for taking from the Speaker's table H.R. 9290 as passed by the Senate and concurring with the Senate amendments, to increase the temporary debt limit. Testimony was heard from Chairman Ullman and Representative Conable.

SUPPLEMENTAL APPROPRIATIONS

Committee on Rules: Granted a rule waiving points of order against designated provisions of the bill for failure to comply with the provisions of clause 2 and clause 6 of Rule XXI, on H.R. 9375, making supplemental appropriations for fiscal year 1978. Testimony was heard from Chairman Mahon and Representatives Boland, Roberts, Coughlin, Edwards of Alabama, and Harsha.

DEFENSE SUPPLEMENTAL APPROPRIATION AUTHORIZATION

Committee on Rules: Granted an open rule providing 2 hours of general debate; waiving section 402(a) of the Congressional Budget Act of 1974, making the committee amendment in order as an original bill for the purpose of amendment, providing that the substitute be read for amendment by titles instead of by sections, waiving all points of order against the substitute for failure to comply with the provisions of clause 7, Rule XVI, and providing for a motion to recommit with or without instructions, on H.R. 8390, Department of Defense Supplemental Appropriation Authorization Act, 1978. Testimony was heard from Chairman Price and Representatives Stratton, Lloyd of California, and Dickinson.

SOCIAL SECURITY FINANCING

Committee on Ways and Means: Continued markup of H.R. 9346, Social Security Financing, and will resume tomorrow.

Joint Committee Meeting

APPROPRIATIONS—LABOR-HEW

Conferees agreed to file a conference report in disagreement between the Senate- and House-passed versions of amendment No. 82 (dealing with the matter of abortion) to H.R. 7555, making appropriations for the Departments of Labor and HEW for fiscal year 1978.

Tuesday, October 4, 1977

Senate

Chamber Action

Routine Proceedings, pages 32198–32336

Bills Introduced: Two bills and six resolutions were introduced, as follows: S. 2172–2173; S.J. Res. 85 and 86; and S. Res. 280–283. Pages 32215, 32222–32223

Bills Reported: Reports were made as follows:

Special Report of Committee on Human Resources on division of allocation of budget authority and outlays among programs within its jurisdiction (S. Rept. 95–469). Page 32215

S. Res. 281, authorizing a member of the staff of the Senate Permanent Subcommittee on Investigations to testify in a civil action pending before the U.S. District Court for the Northern District of California; Page 32215

S. Res. 283, to waive Section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2108, to extend the period during which assistance may be given to refugees from Indochina (without written report, referred to the Committee on the Budget). Page 32215

Bills Passed:

D.C. Borrowing Authority: Senate passed without amendment and cleared for the President H.R. 6530, relating to the authority of the District of Columbia to borrow from the U.S. Treasury. Page 32211

Budget Act Waiver: Senate agreed to S. Res. 263, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2114, authorizing Federal action to encourage energy conservation, efficiency, and equitable rates in public utility systems. Pages 32211–32212

Budget Act Waiver: Senate agreed to S. Res. 270, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 785, declaring that certain land be held in trust for the Paiute and Shoshone Tribes of the Fallon Indian Reservation, Nevada. Page 32212

Budget Act Waiver: Senate agreed to S. Res. 273, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1863, authorizing funds for military procurement for fiscal year 1978. Pages 32212–32213

Council on Wage and Price Stability: Senate passed without amendment and cleared for the President H.R. 6951, to extend until September 30, 1979, the life of the Council on Wage and Price Stability. Pages 32283–32284

Natural Gas: By voice vote, Senate passed H.R. 5289, a private relief bill, after amending the bill by adding the text of S. 2104, to establish a comprehensive natural gas pricing policy, as amended, and Part 4 (Natural Gas) of H.R. 8444, proposed Energy Tax Act. Prior to passage of this measure, Senate took actions in connection with S. 2104, as follows:

(1) By 50 yeas to 46 nays, agreed to Bumpers Amendment No. 1039 (as a substitute for Amendment No. 862) to provide for incremental pricing of new deregulated natural gas, as amended (so-called Pearson-Bentsen No. 2); and Page 32304

(2) By voice vote, agreed to Amendment No. 862, as amended. Page 32308

Also during consideration of this matter today, Senate, by 89 yeas to 1 nay, agreed to motion to instruct the Sergeant-at-Arms to compel the attendance of absent Senators; and by 89 yeas to 1 nay, agreed to motion to instruct the Sergeant-at-Arms to request the attendance of absent Senators. Page 32284

Pages 32205–32210, 32284–32310

District of Columbia Appropriations: Senate passed H.R. 9005, making appropriations for the District of Columbia for fiscal year 1978, after agreeing to committee amendments en bloc, and, by 82 yeas to 13 nays, modified Hollings Amendment No. 1024, appropriating $1.4 billion for the physical disaster loan program of the Small Business Administration. Page 32313

Senate rejected the following two amendments:

(1) By 25 yeas to 65 nays, Weicker Amendment No. 980, which would have restored $27 million for land acquisition for a Civic Center in the District of Columbia; and Page 32324

(2) Mathias Amendment No. 1005, which would have increased from $276 million to $292.5 million Federal payment for the District of Columbia. Page 32330

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Leahy, Burdick, DeConcini, Hollings, Magnuson, Inouye, Mathias, Weicker, and Young.

Page 32332
Pages 32310–32333

Former Presidents' Staff: Senate passed without amendment and cleared for the President, H.R. 9354, to provide for additional allowance for staff of former Presidents. Pages 32334–32335

Courtney C. Pace: Senate agreed to S. Res. 280, commending Courtney C. Pace for thirty-five years of faithful and outstanding service to the United States Senate. Page 32335

Court Testimony: Senate agreed to S. Res. 281, authorizing a member of the staff of Senate Permanent Subcommittee on Investigations to testify in a civil action pending before the U.S. District Court for the Northern District of California. Page 32335

Marine Mammal Protection: Senate agreed to the House amendments with amendments to S. 1522, authorizing funds for fiscal year 1978 to carry out programs under the Marine Mammal Protection Act. Senate amendments (Robert C. Byrd unprinted Amendment No. 862) would (1) ban commercial whaling within 200 miles of the United States, and (2) reaffirm the oil port siting policy of the State of Washington. Pages 32210–32211

George Washington University: Senate agreed to the House amendment to S. 1060, to restate the charter of George Washington University in the District of Columbia, thus clearing the measure for the President. Pages 32213–32214

Bills Referred: H.J. Res. 573, Kosciusko memorial plaque, was referred to Committee on Foreign Relations; H.R. 7010, Victims of Crime Act, was referred to Committee on the Judiciary; and H.R. 6348, Ely Indian Colony lands, was referred to Select Committee on Indian Affairs. Page 32215

Also S. 2161, the Regional Energy Development Act of 1977, was referred to the Committee on Governmental Affairs in addition to the Committees on Energy and Natural Resources and Banking, Housing, and Urban Affairs. Page 32334

Messages From the House: Page 32214

Amendments Submitted for Printing: Pages 32223–32224

Executive Communications: Pages 32214–32215

Nominations: Page 32336

Statements on Introduced Bills: Pages 32215–32222

Additional Statements: Pages 32225–32283

Debate Limitation Agreement: By unanimous consent, it was agreed that when on Wednesday, October 5, Senate proceeds to consider S. 2114, Public Utilities Regulation and Policy Act, debate thereon be limited to 4 hours; 1½ hours each on amendments which may be offered by Senators Griffin, Tower (two), Glenn and Johnston; 30 minutes on amendments which may be offered by Senators Ford and Durkin; and 30 minutes on amendments in the second degree. Page 32334

Change of Legislative Day: During proceedings today, Senate adjourned for one minute, thereby changing the legislative day. Page 32335

Nominations: Senate received the nominations of Gillian M. Sorensen, of New York, and Sharon P. Rockefeller, of West Virginia, each to be a Member of the Board of Directors of the Corporation for Public Broadcasting; and

The withdrawal of the nomination of Donald L. Tucker, of Florida, to be a Member of the Civil Aeronautics Board. Page 32336

Record Votes: Five record votes were taken today. Pages 32205, 32284, 32306, 32324, 32330

Recess: Senate met at 10 a.m. and recessed at 7:29 p.m. Page 32336

Committee Meetings

APPROPRIATIONS—SUPPLEMENTAL PUBLIC WORKS

Committee on Appropriations: Subcommittee approved for full committee consideration proposed supplemental appropriations for fiscal year 1978 for public works projects.

ELECTRONIC FUND TRANSFER

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Consumer Affairs continued hearings on S. 2065, to protect consumer rights and provide remedies in electronic fund transfer systems, receiving testimony from Stephen S. Gardner, Vice Chairman, Board of Governors of the Federal Reserve System; Lewis Goldfarb, Acting Assistant Director for Special Statutes, Federal Trade Commission; and Richard J. Francis, Michigan State Financial Institutions Bureau, Lansing.

Hearings continue tomorrow.

RURAL HOUSING

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Rural Housing began hearings on S. 1150, to increase and extend certain authorities of the Farmers Home Administration, receiving testimony from Senator Hathaway; Gordon Cavanaugh, Administrator, Farmers Home Administration, Department of Agriculture; Harold O. Wilson, Housing Assistance Council, Washington, D.C.; and Lee P. Reno, Washington, D.C., and William Cobb, Douglasville, Ga., both representing the National Rural Housing Coalition.

Hearings continue tomorrow.

NOMINATIONS AND AIR TRANSPORTATION REFORM

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the nomination of Charles D. Ferris, of Massachusetts, to be a Member of the Federal Communications Commission. Also, Committee agreed to recommend to the Committee on Environment and Public Works that the nomination of Steven D. Jellinek, of Maryland, to be Assistant Administrator for Toxic Substances, Environmental Protection Agency, be ordered favorably reported.

Also, committee resumed discussion of regulatory reform in the air transportation industry, but did not complete action thereon and will meet again on Thursday, October 6, to consider this and other committee business.

DEEP SEABED RESOURCES

Committee on Energy and Natural Resources: Subcommittee on Public Lands and Resources concluded joint hearings with Committee on Commerce, Science, and Transportation on S. 2053, to promote the orderly and environmentally sound exploration for and commercial recovery of hard mineral resources of the deep seabed, after receiving testimony from Representative Pritchard; Ambassador at Large Elliot L. Richardson, Special Representative of the President for the Law of the Sea Conference; James Barnes, Center for Law and Social Policy, Washington, D.C.; Samuel R. Levering, U.S. Committee for the Oceans, Washington, D.C.; Robert A. Kilmarx, Center for Strategic and International Studies, Georgetown University, Washington, D.C.; Dr. John J. Logue, Villanova University, Villanova, Pa.; Professor Jonathan I. Charney, Vanderbilt University, Nashville, Tennessee; A. P. Statham, International Nickel Co., New York City; R. S. Ary, Development in the Australasia Division, San Francisco; and Renier Lock, Law of the Seas Committee, San Francisco Bar Association, Calif.

SOCIAL SECURITY FINANCING

Committee on Finance: Committee resumed consideration of proposals affecting social security system financing, but made no announcements and recessed subject to call.

PANAMA CANAL TREATIES

Committee on Foreign Relations: Committee resumed hearings on the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Ex. N, 95th Cong., 1st sess.) receiving testimony from Senators Thurmond, Hollings, and Allen; Representative Stratton; and Baltasar Corrada, Resident Commissioner from Puerto Rico.

Hearings continue tomorrow.

EDUCATION AMENDMENTS

Committee on Human Resources: Subcommittee on Education, Arts, and the Humanities held hearings on S. 1753, to extend and amend the Elementary and Secondary Education Act, receiving testimony from Dr. Mary Berry, Assistant Secretary of the Department of Health, Education and Welfare for Education; and Dr. Thomas C. Schmidt, Providence, R.I., representing the Education Commission of the States and the Council of Chief State School Officers.

Hearings were recessed subject to call.

LEGAL SERVICES FOR THE ELDERLY

Committee on Human Resources: Subcommittee on Aging held hearings on S. 1282, to provide assistance for legal services projects for the elderly, receiving testimony from Donald F. Reilly, Deputy Commissioner, Administration on Aging, Department of Health, Education, and Welfare; Thomas Erhlich, Legal Services Corporation, Washington, D.C.; David Marlin, National Council of Senior Citizens, Washington, D.C.; and Edward King and Robert Cohen, National Senior Citizens Law Center, Los Angeles.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee concluded hearings on the nominations of Nicholas J. Bua and Stanley J. Roszkowski, each to be a U.S. district judge for the northern district of Ill., after the nominees, who were introduced to the Committee by Senators Percy and Stevenson, testified and answered questions on their own behalf.

Committee concluded hearings on S. 2149, to create the district court for the Northern Mariana Islands, after receiving testimony from C. Brewster Chapman, Assistant Solicitor for Territories, Department of the Interior; Herman Marcuse, Attorney Advisor, Office of Legal Counsel, Department of Justice; Stafford D. Richie, II, Assistant General Counsel, Administrative Office of the U.S. Courts; and Edward Pangelinan, Liaison Officer, Office of Transition Studies, Government of the Northern Mariana Islands.

Also, committee began consideration of S. 1566, to establish a procedure for electronic surveillance in the area of foreign intelligence, but did not complete action thereon and will meet again tomorrow to consider this and other committee business.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 9425–9440; 1 private bill, H.R. 9441; and 12 resolutions, H.J. Res. 610–612, H. Con. Res. 368, and H. Res. 807–814 were introduced. Pages 32157–32158

Report Filed: One report was filed as follows: H. Res. 807, waiving certain points of order against H.R. 9375, making supplemental appropriations for fiscal year 1978 (R. Rept. 95–659). Page 32157

Private Calendar: On the call of the Private Calendar, the House took the following action:

Passed over without prejudice: H.R. 1405, 3085, 3090, 1777, 1787, 4401, and 1798. Page 32102

Controlled Substances: House agreed to the Senate amendment to H.R. 5742, to amend the Controlled Substances Act to extend for three fiscal years the authorization of appropriations under that Act for the expenses of the Department of Justice in carrying out that Act—clearing the measure for the President. Pages 32102–32104

Debt Limit: By a yea-and-nay vote of 233 yeas to 194 nays, Roll No. 622, the House agreed to H. Res. 804, concurring in the Senate amendment to H.R. 9290, to increase the temporary debt limit—clearing H.R. 9290 for the President. Pages 32104–32106

Medicare-Medicaid: House disagreed to the amendments of the Senate to H.R. 3, Medicare-Medicaid Anti-Fraud and Abuse Amendments; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Ullman, Rostenkowski, Corman, Pike, Vanik, Staggers, Rogers, Satterfield, Preyer, Scheuer, Conable, Duncan. Carter, and Madigan. Page 32107

Labor Reform: House completed all general debate on H.R. 8410, Labor Reform Act of 1977; but came to no resolution thereon. Proceedings under the 5-minute rule will continue tomorrow.

H. Res. 799, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 291 yeas to 128 nays, Roll No. 624. Earlier, by a yea-and-nay vote of 267 yeas to 152 nays, Roll No. 623, agreed to the previous question on the resolution. Pages 32107–32132

Meeting Hour: Agreed to meet at 10 a.m. on Wednesday, October 5. Page 32132

Late Report: Committee on Agriculture received permission to file a report by midnight tonight on H.R. 8681, to amend the Federal Insecticide, Fungicide, and Rodenticide Act, as amended. Page 32132

Housing and Community Development: By a yea-and-nay vote of 384 yeas to 26 nays, Roll No. 625, the House agreed to the conference report on H.R. 6655, Housing and Community Development Act of 1977—clearing the measure for the President. Pages 32132–32140

Marine Mammal Protection: Objection was heard to a request that the House agree to the amendments of the Senate to the amendments of the House to S. 1522, to increase the appropriations authorization for fiscal years 1977 and 1978 and to authorize appropriations for fiscal year 1978 to carry out the Marine Mammal Protection Act of 1972. Page 32140

Committee To Sit: Committee on Interior and Insular Affairs received permission to sit Wednesday, October 5, during proceedings of the House under the 5-minute rule. Page 32140

Adjournment: Adjourned at 5:50 p.m.

Committee Meetings

RESTRICTIONS ON IMPORTED TOMATOES

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition held a hearing on H.R. 744, to subject imported tomatoes to restrictions comparable to those applicable to domestic tomatoes. Testimony was heard from Senators Stone, Goldwater, Chiles and DeConcini; Representatives Udall, Fascell and Bafalis; USDA; State Department, Office of Special Trade Representative and public witnesses.

MEAT SALES REPORTS

Committee on Agriculture: Subcommittee on Livestock and Grains held a hearing on H.R. 7393 and related bills, to require that meat sales reports meet standards set by the Secretary of Agriculture. Testimony was heard from USDA and public witnesses.

ARMED SERVICES MISCELLANY

Committee on Armed Services: Met and ordered reported favorably to the House the following bills:

H.R. 6954 as amended, Ethics in Government Act;

H.R. 6966, to provide a more equitable standard for awarding the gold star lapel button; and

H.R. 2637, amended, to authorize the Secretary of the Air Force to contract with air carriers to acquire civil aircraft to provide greater cargo capacity for national defense purposes in the event of war or national emergency, and to modify existing passenger aircraft for this purpose.

The Committee also approved Army reprogramings 7744 and 7745.

DEFENSE MANAGEMENT

Committee on Armed Services: Subcommittee on Research and Development met for briefing by Dr. E. R. Jayne II, Associate Director, OMB, on Defense management, initiatives and issues.

MILITARY RETIREMENT SYSTEM

Committee on Armed Services: Subcommittee on Military Compensation held a hearing on the military retirement system with testimony from Col. Leon S. Hirsch, Jr., USAF, Director of Compensation, Office of the Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics.

NATIONAL DOMESTIC DEVELOPMENT BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on H.R. 8652, National Domestic Development Bank. Testimony was heard from Representatives Badillo and Vento.

Hearings continue tomorrow.

INTERNATIONAL BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance began markup of H.R. 7325, International Banking Act, and will resume tomorrow.

LONG-RANGE DEFENSE NEEDS

Committee on the Budget: Task Force on National Security held a hearing on Navy shipbuilding programs and problems relating to ship maintenance and repair. Witnesses heard were Assistant Secretary of the Navy E. Hidalgo; Vice Adm. J. H. Doyle, Jr., USN, Deputy Chief of Naval Operations; and Vice Adm. C. R. Bryan, USN, Commander, Naval Sea Systems Command.

Hearings continue tomorrow.

HEALTH SERVICES

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs continued hearings on provision of health services in the District of Columbia and potential impact of H.R. 6894, Health Services

Act, with testimony from Albert Russo, Director, D.C. Department of Human Resources.

Hearings continue tomorrow.

FEDERAL EMPLOYEES' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety continued oversight hearings on the Federal Employees' Compensation Act. Testimony was heard from Edward J. Baier, Deputy Director, National Institute for Occupational Safety and Health; and Charles E. Elkins and Alice Suter, EPA.

ELEMENTARY AND SECONDARY EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 15, to extend for five years certain elementary and secondary education programs, with testimony from administration and public witnesses.

Hearings continue tomorrow.

USE OF FREEDOM OF INFORMATION ACT

Committee on Government Operations: Subcommittee on Government Information and Individual Rights continued hearings on use of the Freedom of Information Act by businesses. Testimony was heard from FDA and public witnesses.

IRS AND TREASURY POLICIES

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on IRS and Treasury policies and procedures relating to foreign tax credits claimed by U.S. petroleum companies. Testimony was heard from Dr. Laurence Woodworth, Assistant Secretary for Tax Policy, Department of the Treasury.

AFDC PROGRAM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on the Aid to Families with Dependent Children (AFDC) program. Testimony was heard from Don Wortman, Deputy Commissioner, Social Security Administration, HEW; James D. Martin, Deputy Director, Human Resources Division, GAO; and Dr. Marc Bendick, Jr., The Urban Institute.

Hearings continue tomorrow.

SMITHSONIAN INSTITUTION

Committee on House Administration: Subcommittee on Library and Memorials and Government Operations' Subcommittee on Government Activities and Transportation continued joint oversight hearings on the Smithsonian Institution. Testimony was heard from Dr. S. Dillon Ripley, Secretary, and other Smithsonian officials; and James Billington, Director, Woodrow Wilson International Center for Scholars.

PUBLIC ENERGY COMPETITION ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment began markup of H.R. 7816, Public Energy Competition Act, and will resume on Tuesday, Oct. 11.

WESTERN EUROPE

Committee on International Relations: Subcommittee on Europe and the Middle East continued hearings on Western Europe with testimony from Henry C. Wallich, Board of Governors, Federal Reserve System.

SOUTHERN RHODESIA

Committee on International Relations: Subcommittee on Africa held a hearing on recent political developments in Southern Rhodesia. Testimony was heard from Sister Janice McLaughlin, Member of the Catholic Commission for Justice and Peace in Rhodesia, and Bernard Rivers, Member, Haslemere Group of London.

HOSPITAL COST CONTAINMENT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of hospital cost containment proposals, and will resume tomorrow.

INTERNATIONAL COMMUNICATIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Communications began panel discussions on international communications, and will continue tomorrow.

REGIONAL RAIL REORGANIZATION ACT AMENDMENTS

Commitee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce concluded hearings on H.R. 8882, to amend the Regional Rail Reorganization Act of 1973. Testimony was heard from representatives of Departments of Treasury and Transportation; U.S. Railway Association; and Penn Central Railroad.

FINANCIAL DISCLOSURE ACT

Committee on the Judiciary: Continued markup of H.R. 1, Financial Disclosure Act, and will resume tomorrow.

CONGRESSIONAL REPRESENTATION FOR THE DISTRICT OF COLUMBIA

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on H.J. Res. 139, 392, and 554, to provide for Congressional representation for the District of Columbia. Testimony was heard from Robert Washington, Chairman, D.C. Democratic State Committee; and a panel of D.C. attorneys.

LAW ENFORCEMENT ASSISTANCE ADMINISTRATION

Committee on the Judiciary: Subcommittee on Crime continued oversight hearings on Task Force report to restructure the Law Enforcement Assistance Administration. Testimony was heard from Representative McClory; Senator Stanley Aronoff, Member of Ohio Judiciary Committee, and public witnesses.

NATIONAL SEA GRANT PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held an oversight hearing on the National Sea Grant Program. Testimony was heard from Dr. Ned Ostenso, Director, National Sea Grant Program; Dr. Frank Press, Director, Office of Science and Technology Policy, and other representatives of Sea Grant programs.

GREAT LAKES FISHERY ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on and approved for full committee action H.R. 2203, Great Lakes Fishery Act of 1956. Testimony was heard from representatives of U.S. Fish and Wildlife Service.

GUARANTEES FOR FISHING VESSELS

Committee on Merchant Marine and Fisheries: Subcommittees on Merchant Marine and on Fisheries and Wildlife Conservation and the Environment held a joint hearing on H.R. 4831 and related bills to allow guarantees for fishing vessels to equal 87½ percent of actual cost. Testimony was heard from representatives of National Marine Fisheries Service; Maritime Administration; and public witnesses.

POSTAL SERVICE ACT

Committee on Post Office and Civil Service: Subcommittees on Postal Operations and Services and on Postal Personnel and Modernization met in joint markup session and approved for full committee action H.R. 7700 as amended, Postal Service Act.

CONGRESSIONAL REVIEW OF POSTAL SERVICE

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services met and approved for full committee action H.R. 9146, to provide for congressional review of proposed changes in postal service.

COLLECTIVE BARGAINING

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization met and approved for full committee action H.R. 2722, relating to collective bargaining representation of postal employees.

VETERANS' PREFERENCE

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on veterans' preference, hearing testimony from representatives of the Civil Service Commission and General Accounting Office.

Hearings continue tomorrow.

FLEXIBLE WORK SCHEDULES

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization continued hearings on H.R. 2732 and related bills, authorizing flexible work schedules; and H.R. 1627, relating to part time employment. Testimony was heard from representatives of Social Security Administration; Treasury Department; Pension Benefit Guaranty Corporation; and Haldi Associates.

SECRET SERVICE NAME CHANGES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held hearings on and approved for full committee action the following bills:

H.R. 8992, to change the name of the Executive Protective Service to the "United States Secret Service Uniformed Division"; and

H.R. 8993, to designate the Secret Service Training Center as the "James J. Rowley Secret Service Training Center."

Testimony was heard from Lilburn E. Boggs, Deputy Director, U.S. Secret Service.

HOUSE ADMINISTRATIVE AND LEGISLATIVE REFORM

Committee on Rules: Ordered reported favorably to the House H. Res. 766 amended, and granted a modified rule providing two hours of general debate; one and one-half hours to be equally divided and controlled by the chairman and ranking minority member of the Committee on Rules and one-half hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on House Administration, providing that the resolution shall be read for amendment by titles instead of by sections, except that titles I, II, and III shall be considered for the purpose of this resolution as one title; and providing that no amendment to the bill shall be in order except pro forma amendments for the purpose of debate and except the amendments as designated in the rule, which shall not

be subject to amendment except as specified in this resolution but which may be debated by the offering of pro forma amendments. Testimony was heard from Chairman Thompson and Representatives Long of La. and Lott. A statement for the record was submitted by Representative Dickinson.

NASA PROGRAM REVIEW

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on NASA program review. Testimony was heard from Dr. Noel Hinners, Office of Space Science, and R. D. Ginter, Office of Energy Programs, NASA.

Hearings continue tomorrow.

COMPUTER MANAGED INSTRUCTION

Committee on Science and Technology: Subcommittee on DISPAC held a hearing on computer-managed instruction. Testimony was heard from Dr. Gordon M. Ambach, Commissioner of Education, State of New York; Irving Anker, Chancellor, and other representatives of New York City public schools.

Hearings continue Thursday, October 6.

SOCIAL SECURITY FINANCING AMENDMENTS

Committee on Ways and Means: Continued markup of H.R. 9346, Social Security Financing Amendments of 1977, and will resume tomorrow.

Joint Committee Meetings

CLEAN WATER

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 3199, proposed Clean Water Act, but did not complete action thereon and recessed subject to call.

BLACK LUNG BENEFITS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 4544, making reforms in the administration of the black lung benefits programs, but did not complete action thereon and recessed subject to call.

ERDA—NUCLEAR PROGRAMS

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 1811, authorizing funds for fiscal year 1978 for nuclear programs of the Energy Research and Development Administration, but did not reach final agreement thereon and will meet again tomorrow.

Wednesday, October 5, 1977

Senate

Chamber Action

Routine Proceedings, pages 32376–32479

Bills Introduced: Six bills and two resolutions were introduced, as follows: S. 2174–2179; and S. Res. 284–285. Pages 32386, 32445, 32453

Bills Reported: Reports were made as follows:

S. 2100, to provide for the improvement of Roberts Field in Redmond, Oreg., with an amendment (S. Rept. 95–470).

S. 2108, to extend for four years, through fiscal year 1981, the period during which assistance may be given to refugees from Indochina, with an amendment (S. Rept. 95–471).

S. Res. 286, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 897, to strengthen U.S. policies on nuclear nonproliferation and reorganize certain export functions (without written report—referred to the Committee on the Budget). Page 32445

Bills Passed:

Water Resources Management: Senate agreed to S. Res. 284 to express the sense of the Senate with regard to establishment of a National Water Resources Management Policy. Pages 32386–32390

World Assembly on Aging: Senate agreed to S. Res. 238, expressing the sense of the Senate that the U.S. delegation to the U.N. should work with delegations of other member nations to call for a World Assembly on Aging and a World Year on Aging. Pages 32477–32478

Public Utility Rates: Senate began consideration of S. 2114 to encourage overall energy conservation in electric and gas utility systems, and to encourage equitable rates to the consumers of such services, agreeing to the following 11 amendments:

(1) Curtis unprinted amendment No. 863, to authorize the use of Federal eminent domain for construction of the Mandan electric transmission line from Manitoba, Canada, through the States of North Dakota, South Dakota, and Nebraska; Page 32395

(2) Johnston U.P. No. 864, to empower the Federal Energy Regulatory Commission to order the interconnection of electric utilities' facilities; Page 32396

(3) Modified Cranston U.P. No. 865, to exempt from FPC licensing requirements small hydroelectric projects of 15 megawatts or less on existing conduits; Page 32399

(4) Stafford U.P. No. 866, to authorize the Chief of Army Engineers to provide technical assistance for rehabilitation of small hydroelectric projects; Page 32440

(5) Modified Durkin U.P. No. 867, to provide Federal guarantees for financing small hydroelectric projects; Page 32401

(6) Modified Durkin U.P. No. 869, providing for study and reports to Congress by the Secretary of Energy on all major existing nonexperimental utility rate reform programs; Page 32410

(7) Durkin U.P. No. 870, calling for an FERC study of innovative rates and rate structures (so-called pancaking process); Page 32412

(8) Ford U.P. No. 871, to extend the present law allowing an industry to buy natural gas under contract with a transmission line (so-called end-user amendment); Page 32413

(9) Modified Hart U.P. No. 873, calling for Secretary of Energy to conduct an analysis of waste heat energy recovery techniques; Page 32417

(10) By 57 yeas to 36 nays and 1 "present", modified Hart amendment No. 1399, to extend to persons 62 years of age and older a basic amount of electricity at the lowest cost afforded any class of consumer (motion to table rejected by 35 yeas to 61 nays). Page 32428

(11) Haskell U.P. No. 875, to prevent discrimination by utilities against certain energy consumers which utilize alternative energy systems. Page 32437

Pages 32391–32444, 32478

Bill Placed on Calendar: Committee on Finance was discharged from the further consideration of H.R. 4018, a tariff bill, and by unanimous consent all after the enacting clause was stricken and the bill was placed on the Senate calendar for the purpose of serving as a vehicle for text of S. 2114, Public Utilities Regulatory Policy bill, when passed by the Senate. Page 32478

Bill Held at Desk: H.R. 7769, Indochina refugees, was received and ordered to be held at the desk. Page 32406

Subjects on the Table: Several measures were transferred in the calendar to Subjects on the Table, with an understanding. Page 32478

Message From the House: Page 32445

Amendments Submitted for Printing: Pages 32454–32455

Statements on Introduced Bills: Pages 32445–32453

Additional Statements: Pages 32455–32477

Change of Legislative Day: During today's proceedings Senate adjourned briefly, thereby changing the legislative day. Page 32478

Debate Limitation Agreement: By unanimous consent it was agreed that when Senate proceeds to consider S. 1863, authorizing supplemental funds for defense procurement for fiscal year 1978, debate thereon be limited to 3 hours, with 30 minutes on amendments. Page 32382

Record Votes: Two record votes were taken today. Pages 32434, 32436

Recess: Senate met at 9 a.m. and recessed at 7:10 p.m. Page 32479

Committee Meetings

HUNGER AND MALNUTRITION COMMISSION AND COMMITTEE FUNDS

Committee on Agriculture, Nutrition and Forestry: Committee ordered favorably reported the following resolutions:

S. Res. 271, to establish a Commission on Domestic and International Hunger and Malnutrition; and

An original resolution requesting $30,000 through Feb. 28, 1978, for staff salaries and expenses of Select Committee on Nutrition the functions of which committee will be incorporated into the Agriculture Committee effective January 1, 1978.

RURAL HOUSING

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Rural Housing continued hearings on S. 1150, to increase and extend certain authorities of the Farmers Home Administration, receiving testimony from Vondal S. Graviee, National Association of Home Builders, Birmingham, Alabama; Walter L. Benning, Manufactured Housing Institute, Arlington, Va.; and Gerald Sinclair, Salem National Bank, Salem, Illinois.

Hearings continue tomorrow.

ELECTRONIC FUND TRANSFER

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Consumer Affairs continued hearings on S. 2065, to protect consumer rights and provide remedies in electronic fund transfer systems, receiving testimony from Roy A. Green, on behalf of the U.S. League of Savings Associations, Washington, D.C.; J. Frederick Ruf, Marshall & Isley Bank, Milwaukee; Eugene M. Tangney, on behalf of the American Bankers Association, Washington, D.C.; Hank Koehn, Security Pacific National Bank, Los Angeles; Maurice Gregg, on behalf of the National Retail Merchants Association, Washington, D.C.; Karen Brown, Food Marketing Institute, Washington, D.C.; Milton Schober, American Retail Federation, Washington, D.C.; and David Huemer, VISA U.S.A. Incorporated, Washington, D.C.

Hearings were recessed subject to call.

ENERGY TRANSPORTATION SECURITY

Committee on Commerce, Science, and Transportation: Committee resumed hearings on S. 61, requiring that a certain percentage of U.S. oil imports be carried on U.S.-flag vessels, receiving testimony from Representative McCloskey; Harry S. Havens, Director, Program Analysis Division, General Accounting Office; David G. Dawson, Clark Maritime Corporation, Dallas; Dr. Jack Carlson, Chamber of Commerce of the U.S., Washington, D.C.; John C. Datt, American Farm Bureau Federation, Washington, D.C.; Dr. Allen R. Ferguson, Public Interest Economics Center, Washington, D.C.; and Robert B. Skeele, Zapata Bulk Transport, Inc., Houston.

Hearings continue on Friday, October 7.

REDWOOD NATIONAL PARK

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation resumed hearings on S. 1976, to add certain lands to the Redwood National Park, California, receiving testimony from Robert Herbst, Assistant Secretary of the Interior for Fish, Wildlife, and Parks; Dr. Thomas C. Nelson, Deputy Chief, National Forest System, and George A. Roether, Forester, Division of Timber Management, both of the Forest Service, Department of Agriculture; Hal Williams, Deputy Assistant Secretary of Commerce for Economic Development; and Alfred L. Lasley, Lumber & Sawmill Production Local Union 2692, AFL-CIO, Eureka, California.

Hearings were adjourned subject to call.

ENERGY CONSERVATION REPORT

Committee on Environment and Public Works: Subcommittee on Transportation held hearings to review a report by the Congressional Budget Office on energy conservation through public transportation, receiving testimony from Dr. Alice M. Rivlin, Director, Congressional Budget Office; William Stokes, American Public Transit Association, Washington, D.C.; and Lewis J. Gambaccini, Port Authority Trans-Hudson Corp., New York City.

Hearings were recessed subject to call.

NATIONAL ENERGY TAX

Committee on Finance: Committee resumed consideration of the crude equalization tax aspects of the proposed National Energy Tax Act (as embodied in H.R. 8444, which is being held at the Senate desk), but made no announcements and will meet again tomorrow.

PANAMA CANAL TREATIES

Committee on Foreign Relations: Committee continued hearings on the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Ex. N, 95th Cong., 1st sess.) receiving testimony from Senators Gravel, Laxalt, Helms, Dole, and Scott; and Representatives Murphy of New York, Fraser, Leggett, and McDonald.

Hearings continue on Monday, October 10.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 2149, to create the District Court for the Northern Mariana Islands;

S. 1566, to establish procedures for electronic surveillance in the area of foreign intelligence information;

H.R. 4836, extending for seven months through July 31, 1978 the term of the National Commission on New Technological Uses of Copyrighted Works;

S. J. Res. 80, requesting the President to proclaim November 8, 1977, as "National Law Student Recognition Day";

H.R. 1613, for the relief of certain postmasters charged with postal deficiencies;

S. 1590, to provide for the incorporation of an organization known as American Ex-prisoners of War, Inc.;

Four private immigration bills S. 200, 280, and 1551, and H.R. 1934; and

The following nominations: Hugh H. Bownes, of New Hampshire, to be United States Circuit Judge for the First Circuit;

A. Leon Higginbotham, Jr., of Pennsylvania, to be U.S. Circuit Judge for the Third Circuit;

Thomas Tang, of Arizona, to be U.S. Circuit Judge for the Ninth Circuit;

Nicholas J. Bua, to be U.S. District Judge for the Northern District of Illinois;

Edward H. Johnstone, to be U.S. District Judge for the Western District of Kentucky;

Louis F. Oberdorfer, of Virginia, to be U.S. District Judge for the District of Columbia;

Stanley J. Roszkowski, to be U.S. District Judge for the Northern District of Illinois;

William L. Brown, to be U.S. marshal for the Eastern District of Wisconsin

Jacob V. Eskenazi, to be U.S. attorney for the Southern District of Florida;

Harvey N. Johnson, Jr., to be U.S. marshal for the Northern District of Illinois;

Rafael E. Juarez, to be U.S. marshal for the District of Colorado;

Edward N. Keliikoa, to be U.S. marshal for the District of Hawaii;

Franklin Payne, to be U.S. marshal for the Eastern District of Missouri;

Edward L. Shaheen, to be U.S. attorney for the Western District of Louisiana;

M. Karl Shurtliff, to be U.S. attorney for the District of Idaho;

Anton T. Skoro, to be U.S. marshal for the District of Idaho;

Roy A. Smith, to be U.S. marshal for the Southern District of Ohio; and

Barry E. Teague, to be U.S. attorney for the Middle District of Alabama.

Committee indefinitely postponed action on the following private immigration bills: S. 353, 574, 968, 1557, and 1786.

Also, committee began consideration of S. 1437, to codify, revise and reform the Federal criminal laws, but did not complete action thereon and will meet again tomorrow.

LAW ENFORCEMENT

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings to examine the erosion of law enforcement intelligence gathering capabilities, receiving testimony from Robert Chasen, Administrator, U.S. Customs Service, Department of the Treasury.

Hearings were recessed subject to call.

PRISONS

Committee on the Judiciary: Subcommittee on Penitentiaries and Corrections began hearings to explore the function of prisons in today's society, with emphasis on rehabilitation of inmates. Witnesses heard were Norman A. Carlson, Director, Bureau of Prisons, Department of Justice; Judith Wilkes, Center for Knowledge in Criminal Justice, New York City; and Professor Andrew Von Hirsch, Rutgers University, New Brunswick, N.J.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 9442–9459; 1 private bill, H.R. 9460; and 10 resolutions, H.J. Res. 613 and 614, H. Con. Res. 369–372, and H. Res. 815–818 were introduced. Pages 32537–32538

Bills Reported: Reports were filed as follows:

Report entitled "Allocation of Budget Totals to Subcommittees for fiscal year 1978 (H. Rept. 95-660);

H. Res. 688, to disapprove Reorganization Plan Numbered 1 of 1977 (H. Rept. 95-661);

Report entitled "Subdivision Among Subcommittees of Budget Allocations for fiscal year 1978, Committee on Interior and Insular Affairs" (H. Rept. 95-662);

H.R. 8681, to amend the Federal Insecticide, Fungicide, and Rodenticide Act, as amended (H. Rept. 95-663);

H. Res. 815, providing for the consideration of H.R. 8390, Department of Defense Supplemental Procurement Authorization Act for fiscal year 1978 (H. Rept. 95-664); and

H. Con. Res. 368, calling for the support of the City of Los Angeles, representing the United States in its bid before the International Olympic Committee to host the 1984 Summer Olympic Games (H. Rept. 95-665). Page 32537

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright Speaker pro tempore for today. Page 32479

Marine Mammal Protection: House agreed to the Senate amendments to the House amendments to S. 1522, to increase the appropriations authorization for fiscal years 1977 and 1978 and to authorize appropriations for fiscal year 1978 to carry out the Marine Mammal Protection Act of 1972—clearing the measure for the President. Page 32480

Labor Reform: House continued consideration of H.R. 8410, Labor Reform Act of 1977; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, October 6.

By a yea-and-nay vote of 384 yeas to 5 nays, Roll No. 626, the House agreed to a motion to resolve itself into the Committee of the Whole.

Agreed To:

An amendment providing that a three-member panel of the NLRB can summarily affirm administrative law judge decisions, that a motion for summary affirmance be filed within 10 days after the decision of the administrative law judge, and that any response be filed within 20 days thereafter;

An amendment as amended by a substitute that expands the equal access provisions to all elections and assures that the employee has an equal opportunity overall to obtain such information from the employer and labor organization (agreed to by a recorded vote of 408 ayes to 8 noes, Roll No. 628). Rejected two amendments to the substitute that sought to make the equal access provisions applicable only during the 7-day period prior to a representation election; and to prohibit employers from being required to reimburse employees for time used to obtain information from labor organizations;

An amendment that permits the review of requests to the Board to make timely rules to be heard by the court of appeals in which the petitioner resides or has its principal office or in the District of Columbia (agreed to by a recorded vote of 246 ayes to 174 noes, Roll No. 629, after being rejected earlier by a division vote of 30 ayes to 39 noes);

An amendment as amended by a substitute that provides for Congressional review and veto of rules or regulations issued by the Board. Agreed to a technical amendment to the substitute amendment;

An amendment that extends the provisions for expedited elections to decertification and deauthorization elections;

An amendment as amended by a substitute that changes the time limits for representational elections from 15 to 25 days when a majority of employees petition, and from 45 to 50 days when 30 to 50 percent petition; and requires the Board to order an election within 17 days of the filing of the petition (agreed to by a recorded vote of 418 ayes, Roll No. 631). Rejected an amendment to the substitute that sought to change the time limits from 15 to 28, 45 to 60, and 75 to 90 days when complex issues were involved; and extend from 7 to 20 days the time in which the Board must order an election (rejected by a recorded vote of 185 ayes to 229 noes, Roll No. 630);

An amendment that clarifies language concerning challenged ballots, permitting the resolution of eligibility questions raised by the challenges;

An amendment that restores the substantial evidence test for judicial review of certification of bargaining agents; and

An amendment that grants the Secretary of Labor the discretion of removing or reducing debarments and restricts debarment to the particular facility where the violation occurs or to the entity legally responsible for the violation (agreed to by a recorded vote of 394 ayes to 8 noes, Roll No. 633).

Rejected:

An amendment that sought to strike the provisions expanding the Board from 5 to 7 members and lengthening their terms (rejected by a division vote of 28 ayes to 37 noes);

An amendment that sought to strike the provision requiring that in representation campaigns employees may obtain information from the labor organization in an equivalent manner to information given employees by employers (rejected by a recorded vote of 168 ayes to 247 noes, Roll No. 627);

An amendment that sought to strike language directing the Board to promulgate rules defining appropriate units for collective bargaining purposes (rejected by a division vote of 18 ayes to 40 noes);

An amendment that sought to strike language relating to standards for judicial review of rules;

An amendment that sought to permit review of rules on the grounds that they have been improperly applied (rejected by a division vote of 33 ayes to 55 noes);

An amendment that sought to prohibit the Board from hearing fair labor practice disputes if the parties have agreed to arbitration, unless the arbitration determinations were inconsistent with rights granted in the Act (rejected by a division vote of 19 ayes to 29 noes); and

An amendment that sought to strike the debarment provisions in the bill (rejected by a recorded vote of 111 ayes to 301 noes, Roll No. 632).

Points of order were sustained against sundry amendments.

Pages 32480–32529

Columbus Day Recess: Agreed to H. Con. Res. 372, providing for an adjournment of the House from the close of business on Thursday, October 6, until noon on Tuesday, October 11.

Page 32529

Subcommittee To Sit: Subcommittee on Immigration, Citizenship and International Law of the Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule on Thursday, October 6.

Page 32530

Adjournment: Adjourned at 7:39 p.m.

Committee Meetings

OLDER AMERICANS ACT

Select Committee on Aging: Subcommittee on Retirement Income and Employment held an oversight hearing on Title IX of the Older Americans Act. Testimony was heard from representatives of national contractors, related Government agencies, and other public witnesses.

DISASTER PAYMENTS' EXEMPTION

Committee on Appropriations: Met and ordered reported favorably to the House H.R. 9090, to exempt disaster payments made in connection with the 1977 crops of wheat, feed grains, upland cotton, and rice from the payment limitations contained in the Agricultural Act of 1970 and the Agricultural Act of 1949.

WORLDWIDE MILITARY CLUB SYSTEMS

Committee on Armed Services: Subcommittee on Investigations—Nonappropriated Fund Panel held a hearing on worldwide military club systems. Testimony was heard from Brig. Gen. Herbert L. Emanuel, USAF, Deputy Chief of Staff/Military Personnel; Rear Adm. C. J. Seiberlich, USN, Assistant Chief of Naval Operations for Manpower: Brig. Gen. J. C. Pennington, USA, Adjutant General of the Army; and various non-commissioned officers.

MILITARY RETIREMENT SYSTEM

Committee on Armed Services: Subcommittee on Military Compensation continued hearings on the military retirement system. Testimony was heard from Charles J. Zwick, Chairman, Blue Ribbon Commission on Military Compensation; and Robert F. Hale, Congressional Budget Office.

SERVICE ACADEMIES' HONOR CODE

Committee on Armed Services: Subcommittee on Military Personnel held a hearing on the service academies' honor code. Testimony was heard from Lt. Gen. Andrew J. Goodpaster, USA, Superintendent, U.S. Military Academy; RAdm. Kinnaird R. McKee, USN, Superintendent, U.S. Naval Academy; and Lt. Gen. Kenneth Tallman, USAF, Superintendent, U.S. Air Force Academy.

Hearings continue tomorrow.

JFK ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of John F. Kennedy held an executive hearing.

NATIONAL DOMESTIC DEVELOPMENT BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on H.R. 8652, National Domestic Development Bank with testimony from public witnesses.

Hearings continue Tuesday, October 18.

INTERNATIONAL BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued markup of H.R. 7325, International Banking Act, and will resume tomorrow.

LONG RANGE DEFENSE NEEDS

Committee on the Budget: Task Force on National Security continued hearings on the Navy shipbuilding programs and problems relating to ship maintenance and repair. Testimony was heard from Vice Adm. E. W. Cooke, and Rear Adm. L. Fisher, USN, Office of Chief of Naval Operations; and Rear Adm. H. R. Hoffman, USN, Naval Sea Systems Command.

CONGRESSIONAL BUDGET PROCESS

Committee on the Budget: Task Force on the Budget Process held a hearing on the progress, problems and potential of the Congressional budget process. Testimony was heard from Representatives Cederberg, Bolling, Sisk, Flowers, Gibbons, and Brooks.

Hearings continue tomorrow.

HEALTH SERVICES

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs continued hearings on provision of health services in the District of Columbia and H.R. 6894, Health Services Act, with testimony from public witnesses.

ELEMENTARY AND SECONDARY EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 15, to extend for five years certain elementary and secondary education programs. Testimony was heard from HEW and public witnesses.

Hearings continue tomorrow.

PROJECT HEADSTART

Committee on Education and Labor: Subcommittee on Economic Opportunity held a hearing on Project Headstart with testimony from representatives of General Accounting Office; Congressional Research Service; and HEW.

Hearings continue tomorrow.

AFDC PROGRAM

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued hearings on the Aid to Families with Dependent Children (AFDC) program. Testimony was heard from representatives of National Governors' Conference, and National Conference of State Legislatures.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met for consideration of committee business.

ERDA AUTHORIZATION—EXCESS LANDS

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

S. 266 amended, to authorize appropriations to the Energy Research and Development Administration for financial assistance to limit radiation exposure from uranium mill tailings used for construction; and

H.R. 8499 amended, to reduce speculation in excess lands purchased under the Federal reclamation laws by imposing additional restrictions on sales and resales of such excess lands originally sold to qualify for water rights under such laws.

AID POLICY FOR AFRICA

Committee on International Relations: Subcommittee on Africa held a hearing on a more responsive aid policy for Africa, hearing testimony from Mrs. Goler T. Butcher, Assistant Administrator, Bureau for Africa, AID, State Department.

MIA'S IN SOUTHEAST ASIA

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held a hearing on H. Con. Res. 331, to request a special United Nations Commission to secure a full accounting of Americans listed as

missing in Southeast Asia. Testimony was heard from Representatives Gilman and Guyer; Col. Earl P. Hopper, Sr., and Mrs. Brendan Foley, National League of Families of American Prisoners and Missing in Southeast Asia.

OLYMPIC GAMES

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House H. Con. Res. 368, calling for the support of the city of Los Angeles, representing the United States, in its bid before the International Olympic Committee to host the 1984 summer Olympic games; and

Began markup of H. Con. Res. 273, to disapprove Federal motor vehicle safety standard 208 transmitted June 30, 1977, and will resume tomorrow.

INTERNATIONAL COMMUNICATIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued panel discussions on international communications.

FINANCIAL DISCLOSURE ACT

Committee on the Judiciary: Continued markup of H.R. 1, Financial Disclosure Act, and will resume on Tuesday, October 11.

SPECIAL PROSECUTOR ACT

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of H.R. 2835, Special Prosecutor Act of 1977.

MARINE SAFETY PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held an oversight hearing on the Coast Guard's Marine Safety Program, hearing testimony from Rear Adm. William M. Benkert, Chief, Office of Merchant Marine Safety, USCG.

JUDGES' ANNUITIES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 4320, to discontinue civil service annuity payments for periods of employment as a justice or judge of the United States. Testimony was heard from Judge Elmo Hunter, Chairman, Subcommittee on Judicial Improvements of the Judicial Conference; and a representative of the Civil Service Commission.

VETERANS' PREFERENCE

Committee on Post Office and Civil Service: Subcommittee on Civil Service continued hearings on veterans' preference. Testimony was heard from representatives of American Legion; VFW; DAV; Women's Equality Action League; Coalition for Women's Appointments; Federally Employed Women; and International Personnel Management Association.

AIR CARRIER ECONOMIC REGULATION

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on H.R. 8813, to reform Air Carrier Economic Regulation. Testimony was heard from Alfred Kahan, Chairman, CAB; and Richard Gravelle, Commissioner, California Public Utilities Commission.

Hearings continue tomorrow.

NASA PROGRAM

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on NASA program review, with testimony from NASA witnesses.

Hearings continue tomorrow.

FAA PROGRAM REVIEW

Committee on Science and Technology: Subcommittee on Transportation, Aviation and Weather continued hearings on FAA program review. Testimony was heard from representatives of Department of Defense, National Research Council; and GAO.

PRODUCT LIABILITY INSURANCE

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities continued hearings on product liability insurance. Testimony was heard from John R. Ingram, Commissioner of Insurance, State of North Carolina; and Alfred Franz and Ray Kaminsky, Internal Revenue Service, Hartford, Conn.

SOCIAL SECURITY FINANCING AMENDMENTS

Committee on Ways and Means: Continued markup of H.R. 9346, Social Security Financing Amendments, and will resume tomorrow.

Joint Committee Meetings

MEDICARE-MEDICAID FRAUD

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 3, to strengthen Government capability to detect, prosecute, and punish fraudulent activities under the medicare and medicaid programs.

ERDA—NUCLEAR PROGRAMS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1811, authorizing funds for fiscal year 1978 for nuclear programs of the Energy Research and Development Administration.

Thursday, October 6, 1977

Senate

Chamber Action

Routine Proceedings, pages 32640–32792

Bills Introduced: Three bills and two resolutions were introduced, as follows: S. 2180–2182; S. Con. Res. 49; and S. Res. 287. Pages 32735, 32736–32738

Bills Reported: Reports were made as follows:

S. 280, 200, and 1551, private bills (S. Repts. 95–472 to 95–474, respectively).

S. 2149, to create the District Court for the Northern Mariana Islands (S. Rept. 95–475).

H.R. 1934, private bill (S. Rept. 95–476).

H.R. 4836, to extend by seven months through July 31, 1978, the term of the National Commission on New Technological Uses of Copyrighted Works (S. Rept. 95–477).

S.J. Res. 80, requesting the President to designate November 8, 1977, as "National Law Student Recognition Day" (S. Rept. 95–478).

S. Res. 287, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2149, to create the District Court for the Northern Mariana Islands—referred to Committee on the Budget. Page 32734

Bills Passed:

Public utility rates: By 86 yeas to 7 nays, Senate passed H.R. 4018 to suspend the duty on certain doxorubicin hydrochloride antibiotics, which had at first been amended by (U.P. No. 892) adding the text of S. 2114, to encourage overall energy conservation in electric and gas utility systems, and to encourage equitable rates to the consumers of such services, and Part 5 (Public Utility Regulatory Policies) of Title I of H.R. 8444, National Energy Tax Bill. Prior to passage of this bill, Senate took action on amendments proposed to S. 2114, as follows:

Adopted:

(1) Johnston unprinted amendment No. 876, to encourage voluntary conversion from natural gas to heavy petroleum fuel oils by electric powerplants; Page 32646

(2) Durkin U.P. No. 877, of a clarifying nature concerning ownership or operation of cogeneration facilities or small power production facilities; Page 32652

(3) Modified Durkin U.P. No. 878, to provide financial assistance to the States for consumer representation; Page 33653

(4) By 73 yeas to 19 nays, Griffin amendment No. 1395, to provide that a gas utility may keep any gas which it saves through conservation measures; Page 32666

(5) Glenn U.P. No. 881, to provide Department of Energy with authority to mandate conversions from gas to oil in emergency situations; Page 32667

(6) Johnston U.P. No. 882 (to U.P. No. 881), of a conforming nature; Page 32668

(7) Allen U.P. No. 883, providing GSA the right to renegotiate leases in hardship cases where the amount of the lease does not cover the cost of the services required of the lessor under the lease; Page 32668

(8) Modified Melcher amendment No. 885, to provide expedited procedures for preparation of environmental impact statements, decisions on applications, and judicial review of decisions in connection with pipelines to transport Alaskan oil; Page 32670

(9) Johnston U.P. No. 886, of a technical nature; Page 32672

(10) Ford amendment No. 1424, to provide office space for National Association of Regulatory Utility Commissioners; Page 32680

(11) Haskell U.P. No. 889, to clarify the section dealing with the development of accounting practices required for the preparation of reports to be filed with the Department of Energy for use in compiling a reliable energy data base. Page 32688

(12) Modified Roth U.P. No. 890, to provide for three additional institutions of higher education which may be designated to serve as coal research laboratories; and Page 32690

(13) Bayh U.P. No. 891, to require public utilities to report to FERC any anticipated electric shortages and to submit a contingency plan to deal with such a shortage. Page 32694

Rejected:

(1) Modified Brooke U.P. No. 879, in the nature of a substitute for U.P. No. 878 (tabled by 54 yeas to 43 nays); Page 32655

(2) Brooke amendment No. 1400, authorizing Secretary of Energy to appeal decisions by a State regulatory commission (tabled by 59 yeas to 37 nays); Page 32660

(3) By 34 yeas to 59 nays, Bumpers U.P. No. 888, to provide that persons aged 62 or older would not be eligible for lower electricity rates (under Hart amendment No. 1399) unless their annual income is less than 125 percent of the poverty level. Page 32680

Pages 32643, 32646–32676, 32679–32696

House Adjournment: Senate agreed to H. Con. Res. 372, providing for an adjournment of the House of Representatives from October 6 until October 11, 1977. Pages 32678–32679

Mine Safety: Senate agreed to the conference report on S. 717, to promote safety and health in the mining

industry, thus clearing the measure for action of the House. Pages 32645–32646

ERDA Defense Programs: Senate disagreed to the House amendments to S. 1339, to authorize funds for the Energy Research and Development Administration for their national defense programs for fiscal year 1978, requested conference with the House and appointed as conferees Senators Stennis, Jackson, Cannon, McIntyre, Nunn, Hart, Tower, Thurmond, and Bartlett. Page 32676

Under Secretary of Defense for Policy: Senate agreed to the House amendments to S. 1372, to disestablish one of the positions of Deputy Secretary of Defense, and establish an Under Secretary of Defense for Policy, thus clearing the measure for the President.

Pages 32676–32678

Minimum Wage: Senate began consideration of S. 1871, to increase and to provide automatic adjustments in the minimum wage, agreeing to committee amendments en bloc, and the bill as thus amended will be considered as original text for the purpose of further amendment. Senate took action on other proposed amendments as follows:

Adopted:

(1) Modified Helms amendment No. 963, to add organized camps and religious or educational conferences to the exempt categories under the Fair Labor Standards Act; Page 32724

(2) By 76 yeas to 14 nays, Williams amendment No. 1018, providing increases in the minimum wage to $2.65, $2.90, $3.15, and $3.40 for the years 1978–1981, respectively; and Page 32701

(3) By 81 yeas to 7 nays, Stafford U.P. No. 896, to reduce the tip credit by 5 percent per year until it reaches 30 percent in 1981. Page 32726

Rejected:

(1) By 17 yeas to 72 nays, Bartlett U.P. No. 893 (to Williams U.P. No. 1018), providing increases to $2.50, $2.70, and $2.90 per year for the years 1978–1980, respectively; Page 32705

(2) By 32 yeas to 60 nays, Tower U.P. No. 894 (to U.P. No. 1018) to provide increases to $2.65, $2.85, and $3.05 for the years 1978–1980, respectively; Page 32718

(3) By 32 yeas to 58 nays, Domenici U.P. No. 895 (to U.P. No. 1018), providing for increases in minimum wages over a 3-year period, instead of a 4-year period; Page 32721

(4) By 42 yeas to 46 nays, Stone U.P. No. 897 (as a substitute for U.P. No. 896), calling for the Secretary of Labor to conduct a study on the impact of reducing the tip credit on employment; Page 32727

(5) By 42 yeas to 47 nays, Allen U.P. No. 898 (to U.P. No. 896), reducing the tip credit by 5 percent a year to a maximum of 40 percent. Page 32729

Pending at recess was Hathaway amendment No. 1393, relating to agricultural hand harvest laborers' wages. Page 32730

Pages 32696–32731

Committee Authorizations: Committee on Commerce, Science, and Transportation was authorized to sit during sessions of the Senate on October 18 and 19 in connection with the Amateur Sports Act of 1977.

Also that committee was given until midnight Saturday, October 8, to file reports on S. Con. Res. 31 and S. Con. Res. 37, disapproving certain Federal motor vehicle safety standards. Page 32792

Presidential Message: Senate received a message from the President transmitting proposals to strengthen our public broadcasting system by increasing long-term Federal funding for public television and radio—referred to Committee on Commerce, Science, and Transportation (PM–120). Pages 32731–32733

Subjects on the Table: One measure was transferred in the calendar to Subjects on the Table, with an understanding. Page 32791

Messages From the House: Pages 32733–32734

Amendments Submitted for Printing: Pages 32738–32739

Executive Communications: Page 32733

Statements on Introduced Bills: Pages 32735–32736

Additional Statements: Pages 32740–32791

Change of Legislative Day: During proceedings today, Senate adjourned briefly, thereby changing the legislative day. Page 32640

Record Votes: 12 record votes were taken today.

Pages 32659, 32664, 32667, 32687, 32696, 32718, 32720–32721, 32724, 32729, 32730

Recess: Senate met at 8:45 a.m. and recessed at 10:40 p.m. Page 32792

Committee Meetings

DEFENSE CIVIL PREPAREDNESS AGENCY

Committee on Armed Services: Subcommittee on General Legislation, held oversight hearings on the activities of the Defense Civil Preparedness Agency, receiving testimony from Bardyl Tirana, Director, Defense Civil Preparedness Agency

Hearings were recessed subject to call.

ALTERNATIVE MORTGAGE INSTRUMENTS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions began oversight hearings on variable rate mortgages and on alternative mortgage instruments, receiving testimony from Donald M. Kaplan, Office of Economic Research, Federal Home Loan Bank Board, and Katherine Lyall, Deputy Assistant Secretary of Housing and Urban Development for Economic Affairs, who were accompanied by their associates.

Hearings continue tomorrow.

RURAL HOUSING

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Rural Housing continued hearings on S. 1150, to extend certain authorities of the Farmers Home Administration, receiving testimony from Earl D. Thompson, Chatham County, North Carolina, and Robert McNichols, Pulaski County, Virginia, both representing the National Association of Counties; Henry Schechter, AFL–CIO, Washington, D.C.; William Murray, National Rural Electric Cooperatives Association, Washington, D.C.; Clay Cochran, Rural America, Incorporated, Washington, D.C., and Joseph S. Marinich, Council of State Community Affairs Agencies, Washington, D.C.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the nomination of James B. King, of Massachusetts, to be a member of the National Transportation Safety Board, and 44 routine nominations in the Coast Guard.

Committee voted to report unfavorably S. Con. Res. 31, proposing that Congress disapprove the Federal Motor Vehicle Safety Standard pertaining to passive restraint devices promulgated by the Secretary of Transportation.

Committee also discussed S. 1547, to assure that all those providing communications services are able to use existing space on poles which are owned by regulated utilities, and to simplify FCC forfeiture procedures, and the matter of regulatory reform in the air transportation industry, but did not complete action on these measures and will meet again on Tuesday, October 11, to consider these and other business items.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Kent F. Hansen, of Massachusetts, to be a member of the Nuclear Regulatory Commission, after the nominee testified and answered questions on his own behalf.

WILDERNESS

Committee on Energy and Natural Resources: Committee ordered favorably reported with an amendment in the nature of a substitute H.R. 3454, designating as wilderness certain endangered public lands. As approved by the committee, the bill includes the following areas: Coronado National Forest, Arizona—Pusch Ridge Wilderness Area;

Inyo and Sequoia National Forests, California—Golden Trout Wilderness Area;

Padres National Forest, California—Santa Lucia Wilderness Area;

Los Padres National Forest, California—Ventana Wilderness Additions;

White River National Forest, Colorado—Hunter-Fryingpan Wilderness Area;

Cibola National Forest, New Mexico—Manzano Mountain Wilderness Area;

Cibola National Forest, New Mexico—Sandia Mountain Wilderness Area;

Santa Fe and Carson National Forests, New Mexico—Chama River Canyon Wilderness Area;

Wasatch and Uinta National Forests, Utah—Lone Peak Wilderness Area;

Siskiyou National Forest, Oregon—Kalmiopsis Wilderness Additions;

Umatilla National Forest, Oregon and Washington—Wenaha-Tucannon Wilderness;

Mount Hood National Forest, Oregon—Mount Hood (Zigzag) Proposed Wilderness;

Willamette National Forest, Oregon—French Pete Creek and Other Proposed Additions, Three Sisters Wilderness; and

Nezperce National Forest, Idaho—Gospel-Hump Area.

Committee will meet again on Monday, October 10, to consider other pending measures.

NATIONAL ENERGY TAX

Committee on Finance: Committee continued consideration of the proposed National Energy Tax Act (as embodied in H.R. 8444 which is being held at the Senate desk) and (A) agreed to delete from the House-passed provisions the "business use tax" on oil and gas; (B) modified the President's National Security Import Authority as it relates to petroleum; and (C) made several amendments to business and residential energy tax credits.

Committee will meet again tomorrow to further consider this measure.

OPEC SURPLUSES

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy resumed hearings on OPEC surpluses and U.S. contribution to the "Witteveen Facility" of the International Monetary Fund, receiving testimony from Erland Heginbotham, Deputy Assistant Secretary of State for East Asian and Pacific Affairs.

Hearings continue tomorrow.

NOMINATIONS

Committee on Human Resources: Committee concluded hearings on the following nominations after the nominees testified and answered questions on their own behalf: Julius Shishkin, of Maryland, to be Commissioner of Labor Statistics, Department of Labor;

Charles J. Chamberlain, of Illinois, to be a member of the Railroad Retirement Board; and

John C. Truesdale, of Maryland, to be a member of the National Labor Relations Board.

Mr. Shishkin was introduced to the Committee by Senator Proxmire.

Also, committee met in closed session to consider other pending nominations, but made no announcements and adjourned subject to call.

HUMAN RESOURCES PROGRAMS

Committee on Human Resources: Committee began hearings on the topic: "Cost, Management and Utilization of Human Resources Program Evaluation," receiving testimony from Wayne Granquist, Associate Director for Management and Regulatory Policy, Office of Management and Budget; Harry Havens, Director, Program Analysis Division, General Accounting Office; Joseph N. Nay, Urban Institute, Washington, D.C.; and Dr. Donald Stokes, Woodrow Wilson School of International Studies, Princeton University.

Hearings continue tomorrow.

NOMINATIONS AND CRIMINAL CODE

Committee on the Judiciary: Committee concluded hearings on the nominations of Thomas A. Ballantine, Jr., to be U.S. district judge for the western district of Kentucky; Eugene H. Nickerson, to be U.S. district judge for the eastern district of New York; and Charles P. Sifton, to be U.S. district judge for the eastern district of New York, after the nominees testified and answered questions on their own behalf. Senators Huddleston and Ford introduced Mr. Ballantine, and Senators Javits and Moynihan introduced Messrs. Nickerson and Sifton.

Committee resumed consideration of S. 1437, to codify, revise, and reform the Federal criminal laws, but did not complete action thereon and will meet again on Tuesday, October 11, 1977.

FREEDOM OF INFORMATION

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure resumed oversight hearings on the Freedom of Information Act, receiving testimony from Allen H. McCreight, Inspector-Deputy Assistant Director, Freedom of Information and Privacy Act Branch, Federal Bureau of Investigation; William G. Schaffer, Deputy Assistant Attorney General, Civil Division, Robert L. Saloschin, Chairman, Freedom of Information Committee, Office of Legal Counsel, Quinlan J. Shea, Jr., Director, Office of Privacy and Information Appeals, Office of the Deputy Attorney General, and Lynne Zusman, Acting Chief, Information and Privacy Section, Civil Division, all of the Department of Justice; and Diane Cohn, Freedom of Information Clearing House, Washington, D.C.

Hearings were recessed subject to call.

PRISONS

Committee on the Judiciary: Subcommittee on Penitentiaries and Corrections continued hearings to explore the function of prisons in today's society, with emphasis on rehabilitation of inmates. Witnesses heard were Prof. David Fogel, University of Illinois, Chicago; Dr. Jerome Miller, Pennsylvania State Commissioner of Children and Youth, Harrisburg; William Nagel, Philadelphia; Dr. Robert B. Coates, Harvard University, Cambridge, Mass.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Select Committee on Ethics: Committee met in open and closed sessions to consider committee business, but made no announcements and recessed subject to call.

SBA CONTRACTS

Select Committee on Small Business: Committee held hearings to receive testimony on the implementation of that part of P.L. 95-89 which established priorities for the awarding of contracts to firms located in labor surplus areas. Witnesses heard were Representative Harrington; Ernest G. Green, Assistant Secretary of Labor for Employment and Training; Robert P. Graham, Commissioner, Federal Supply Service, General Services Administration; and Ronald Royal, Assistant Director, Federal Preparedness Agency.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 26 public bills, H.R. 9461–9486; 3 private bills, H.R. 9487–9489; and 11 resolutions, H.J. Res. 615–618, H. Con. Res. 373–375, and H. Res. 819–822 were introduced. Pages 32638–32640

Bills Reported: Reports were filed as follows:

Report entitled "Allocation of Budget Totals to Subcommittees, Committee on Merchant Marine and Fisheries" (H. Rept. 95-666);

H. Res. 819, providing for the consideration of H. Res. 766, providing for the reform of the administrative organization and legislative management services of the House of Representatives (H. Rept. 95-667);

Report entitled "Allocation of Budget Totals for fiscal year 1978, Committee on Science and Technology" (H. Rept. 95-668); and

H. Res. 820, providing for the consideration of H.R. 9090, to exempt disaster payments made in connection with the 1977 crops of wheat, feed grains, upland cotton, and rice from the payment limitations contained in the Agricultural Act of 1970 and the Agricultural Act of 1949 (H. Rept. 95-669). Page 32638

Journal: By a yea-and-nay vote of 364 yeas to 16 nays with 1 voting "present", Roll No. 634, the House approved the Journal of Wednesday, October 5. Pages 32588–32589

Subcommittee To Sit: Subcommittee on Oversight and Investigations of the Committee on Interstate and Foreign Commerce received permission to sit today during proceedings of the House under the 5-minute rule. Page 32590

Olympic Games: House agreed to H. Con. Res. 368, calling for support of the city of Los Angeles, representing the United States in its bid before the International Olympic Committee to host the 1984 summer Olympic Games. Pages 32590–32591

Marine Protection: By a yea-and-nay vote of 388 yeas to 2 nays, Roll No. 635, the House agreed to H. Res. 798, providing for the consideration of H.R. 4297, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to authorize appropriations to carry out the provisions of such Act for fiscal year 1978. Pages 32591–32593

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 3, Medicare-Medicaid Anti-Fraud and Abuse Amendments of 1977. Page 32593

District of Columbia Appropriations: House disagreed to the amendments of the Senate to H.R. 9005, District of Columbia Appropriations Act, 1978; and agreed to the conference asked by the Senate. Appointed as conferees Representatives Natcher, Giaimo, Charles Wilson of Texas, McKay, Burke, Benjamin, Mahon, Burgener, Kemp, and Cederberg. Page 32593

Navigation Development: House agreed to H. Res. 776, providing for the consideration of H.R. 8309, Navigation Development Act.

By a yea-and-nay vote of 241 yeas to 169 nays, Roll No. 636, the previous question on the resolution was ordered. Pages 32593–32601

ERDA Authorization: Conferees received permission to file a conference report by midnight, Friday, October 7, on S. 1811, ERDA Authorization Act of 1978—Civilian Applications. Page 32601

Labor Reform: By a yea-and-nay vote of 257 yeas to 163 nays, Roll No. 639, the House passed H.R. 8410, Labor Reform Act of 1977.

By a yea-and-nay vote of 139 yeas to 279 nays, Roll No. 638, rejected a motion to recommit the bill to the Committee on Education and Labor with instructions to report it back forthwith with an amendment that sought to assure the freedom of expression in union election contests so long as the statement did not contain any threat, reprisal, or promise of benefits.

Agreed to the committee amendment in the nature of a substitute as amended by:

An amendment that provides for double back pay to be shared by the employer and union, less any wages the employee has earned during the interim;

An amendment that codifies the Giselle court decision;

An amendment that provides the Board with the power to seek injunctive relief in the case of true stranger picketing not authorized by a union or union employees.

Rejected:

An amendment that sought to strike the language authorizing the Board to award employees compensation for lost pay due to a delay in bargaining if the employer unlawfully refused to bargain for an initial contract (rejected by a recorded vote of 162 ayes to 250 noes, Roll No. 637). Pages 32601–32613

Late Report: Committee on International Relations received permission to file a report by midnight, Friday, October 7, on H.R. 9179, Overseas Private Investment Corporation Amendments Act of 1977. Page 32614

Receive and Sign: Permission was granted for the Speaker to sign enrolled bills and the Clerk to receive messages notwithstanding the adjournment of the House from Thursday, October 6, to Tuesday, October 11. Page 32614

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of October 12. Page 32615

Presidential Message—Public Broadcasting: Received and read a message from the President wherein he transmitted proposed legislation to strengthen public broadcasting system and to insulate it from political manipulation—referred to Committee on Interstate and Foreign Commerce and ordered printed (H. Doc. 95-239). Pages 32615–32617

Recess: House went into recess at 3:24 p.m. and reconvened at 3:42 p.m. Page 32638

Adjournment: Adjourned at 3.43 p.m.

Committee Meetings

NUTRITION EDUCATION

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition continued hearings on the role of the Federal Gov-

ernment in nutrition education. Testimony was heard from representatives of USDA and HEW.

TOBACCO INDUSTRY

Committee on Agriculture: Subcommittee on Tobacco held a hearing with testimony from groups involved in the general tobacco industry.

SERVICE ACADEMIES' HONOR CODE

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on the service academies' honor code with further testimony from the superintendents of the Military, Naval and Air Force Academies.

CONGRESSIONAL BUDGET PROCESS

Committee on the Budget: Task Force on the Budget Process continued hearings on the progress, problems and potential of the Congressional budget process. Testimony was heard from Representatives Bedell, Volkmer, Panetta, Michel, AuCoin, Conyers, and Giaimo.

HEALTH SERVICES

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs continued hearings on provision of health services in the District of Columbia and H.R. 6894, Health Services Act. Testimony was heard from public witnesses.

Hearings continue Wednesday, October 12.

ARMORY BOARD'S FISCAL YEAR—
REVENUE BONDS FOR UNIVERSITIES

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs held hearings on and approved for full committee action the following bills to amend the District of Columbia Self-Government and Governmental Reorganization Act:

S. 1062 amended, to change Armory Board's fiscal year; and

S. 1063, authorizing issuance of revenue bonds for colleges and universities.

Testimony was heard from Comer Coppie, Special Assistant to Mayor Washington; Robert Sigholtz, General Manager, D.C. Armory Board; and Father Whalen, Consortium of Universities, District of Columbia.

ELEMENTARY AND SECONDARY
EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 15, to extend for five years certain elementary and secondary education programs. Testimony was heard from public witnesses.

INDIAN EDUCATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued oversight hearings on Indian education, and will continue tomorrow.

PROJECT HEADSTART

Committee on Education and Labor: Subcommittee on Economic Opportunity continued review of the report on Project Headstart with representatives of Congressional Research Service, and Office of Management and Budget.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Accounts met on committee business.

CONTESTED ELECTION

Committee on House Administration: Panel on Elections met for discussion of *Lowe* v. *Fowler* contested election.

NATIONAL TRAILS SYSTEM ACT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs held a hearing on H.R. 8803, to amend the National Trails System Act. Testimony was heard from Representatives Byron, Johnson of Colorado, and Ullman; Senator Mathias; Assistant Secretary of Interior Robert Herbst; environmental groups and other public witnesses.

NATIONAL CRUDE OIL SUPPLY AND
TRANSPORTATION ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on H.R. 9203 and related bills, National Crude Oil Supply and Transportation Act of 1977. Testimony was heard from Representatives Baucus, Bonker and Dicks; representatives of Department of Interior and Department of Energy; Lawrence Bradley, State of Washington Energy Office; and a panel of industry witnesses.

WILDERNESS LANDS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on H.R. 1907 and S. 1671, to designate certain lands as wilderness. Testimony was heard from Representative Baucus; and R. Max Peterson, Forest Service, USDA.

CHEROKEE, CHOCTAW AND CHICKASAW
INDIAN NATIONS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on and approved for full committee action H.R. 4377 amended, relating to Cherokee, Choctaw, and Chickasaw Indian Nations rights in riverbed of the Arkansas River. Testimony was heard from public witnesses.

HOSPITAL COST CONTAINMENT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of hospital cost containment proposals, and will resume on Wednesday, October 12.

INTERNATIONAL COMMUNICATIONS

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued panel discussions on international communications, relating to problems associated with transborder data flow.

SURGICAL CARE

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on quality of surgical care with testimony from medical personnel.

DISTRICT OF COLUMBIA REPRESENTATION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on H. J. Res. 139, 392, and 554, congressional representation for the District of Columbia. Testimony was heard from Patricia M. Wald, Assistant Attorney General, Department of Justice; and public witnesses.

TRANSFER OF PRISONERS

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law held a hearing on H.R. 7148, to provide for the implementation of treaties for the transfer of offenders to or from foreign countries. Testimony was heard from Representative Stark; John L. Hill, attorney general, State of Texas; and public witnesses.

ENFORCEMENT OF ANTITRUST LAWS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.R. 8359, to restore effective enforcement of the antitrust laws. Testimony was heard from California attorneys Maxwell Blecher and David Foster; and former district court Judge Harold R. Tyler, Jr.

SALE OF VESSELS

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 7928 and related bills, to authorize the Secretary of Commerce to sell two obsolete vessels to Mid-Pacific Sea Harvesters, Inc. Testimony was heard from Representatives Akaka and Heftel; Robert E. Groder, U.S. Navy; and representatives of Department of Commerce and Mid-Pacific Sea Harvesters, Inc.

NARCOTICS RESEARCH

Select Committee on Narcotics Abuse and Control: Held a hearing on current Federal initiatives involving narcotics research. Witnesses heard were Dr. Robert DuPont, Director, National Institute on Drug Abuse; James Gregg, Acting Administrator, LEAA; and Secretary of Agriculture Robert Bergland.

AIR CARRIER ECONOMIC REGULATION

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on H.R. 8813, to reform air carrier economic regulation, with testimony from Mayor David Vann of Birmingham, Ala.; and public witnesses.

Hearings continue Tuesday, October 11.

SURFACE TRANSPORTATION ASSISTANCE

Committee on Public Works and Transportation: Subcommittee on Transportation continued hearings on H.R. 8648, Surface Transportation Assistance Act of 1977. Testimony was heard from a panel of transportation officials from California, Maryland, New York and New Hampshire; Representative McDade; and Governor Snelling of Vermont.

DISASTER PAYMENTS EXEMPTION

Committee on Rules: Granted an open rule providing 1 hour of general debate on H.R. 9090, to exempt disaster payments made in connection with the 1977 crops of wheat, feed grains, upland cotton, and rice from the payment limitations contained in the Agricultural Act of 1970 and the Agricultural Act of 1949. Testimony was heard from and statements for the record were submitted by Chairman Foley and Representative Sebelius.

NASA PROGRAM REVIEW

Committee on Science and Technology: Subcommittee on Space Science and Applications continued hearings on NASA program review with testimony from NASA witnesses.

COMPUTER ASSISTED INSTRUCTION

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on the effectiveness of computers in educational programs with testimony from public witnesses.

Hearings continue Wednesday, October 12.

OFFICE OF TECHNOLOGY ASSESSMENT

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on Office of Technology Assessment. Testimony was heard from Representatives Winn and Holt; and Charles A. Mosher, former vice chairman, Technology Assessment Board.

SOCIAL SECURITY FINANCING AMENDMENTS

Committee on Ways and Means: Ordered reported favorably to the House H.R. 9346 amended, Social Security Financing Amendments of 1977.

TAX PROVISIONS

Committee on Ways and Means: Held a hearing on estate and gift tax carryover basis, generation-skipping

trust provisions, and income tax provisions relating to foreign conventions. Testimony was heard from public witnesses.

Joint Committee Meeting

MARITIME PROGRAMS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1019, authorizing funds for fiscal years 1978 and 1979 for certain maritime programs of the Department of Commerce.

Friday, October 7, 1977

Senate

Chamber Action

Routine Proceedings, pages 32839–33010

Bills Introduced: Three bills and seven resolutions were introduced, as follows: S. 2183–2185; S.J. Res. 87–88; S. Con. Res. 50–51; and S. Res. 288–290.

Pages 32939, 32941

Bills Reported: Reports were made as follows:

S. 1590, to grant a Federal charter to the American Ex-Prisoners of War, Inc. (S. Rept. 95–479).

H.R. 1613, for the relief of certain postmasters charged with postal deficiencies (S. Rept. 95–480).

S. Con. Res. 31, to disapprove Federal Motor Vehicle Safety Standard 208 transmitted on June 30, 1977 (S. Rept. 95–481). Page 32938

Bills Passed:

Minimum Wage: By 63 yeas to 24 nays, Senate passed H.R. 3744, to increase minimum wage levels under the Fair Labor Standards Act, after striking all after the enacting clause and inserting in lieu thereof the text of Senate companion bill, S. 1871, on which bill Senate had first taken additional action on proposed amendments, as follows:

Adopted:

(1) Hathaway amendment No. 1393, to waive child labor restrictions with respect to certain agricultural hand harvest laborers; Page 32848

(2) Williams unprinted amendment No. 899 (to amendment No. 1393), limiting to 8 weeks in any one calendar year period during which waiver may be granted; Page 32859

(3) Modified Nelson amendment No. 1418, to minimize paperwork and to encourage small business to employ full-time students; Page 32859

(4) Division 1 of modified DeConcini amendment No. 1038, increasing from four to six the number of full-time students which an employer may hire at 85 percent of prevailing minimum wage rate; Page 32888

(5) Division 2 of modified DeConcini Amendment No. 1038, giving Secretary of Labor discretionary authority to provide exemptions upon the limitations imposed by Division 1 of this amendment (motion to table rejected by 43 yeas to 48 nays); Page 32893

(6) Division 3 of modified DeConcini Amendment No. 1038; Page 32893

(7) Modified Tower Amendment No. 1019, as amended to define an enterprise as a business which has a gross annual sales volume of $275,000; Page 32893

(8) Bumpers U.P. No. 903 (to Amendment No. 1019), reducing from $500,000 to $275,000 the sales test level (motion to table rejected by 38 yeas to 51 nays); Page 32899

(9) Domenici U.P. No. 904, to require the Secretary of Labor to collect demographic data on minimum wage earners; and Page 32901

(10) Brooke U.P. No. 907, reducing from 46 to 44 the number of hours which hotel, motel, and restaurant employees, including custodial employees, must work prior to receiving overtime pay. Page 32905

Rejected:

(1) By 23 yeas to 74 nays, McClure U.P. No. 900, to exempt from minimum wage coverage all workers age 16 through 19; Page 32860

(2) By 38 yeas to 55 nays, Stevenson amendment No. 1427, to permit the hiring of workers between ages 16 and 20 at a wage 85 percent of the adult minimum wage; Page 32864

(3) By 38 yeas to 55 nays, modified Schweiker amendment No. 1406, to permit employers to pay workers under age 20, 75 percent of the adult minimum wage for six months; Page 32872

(4) By 44 yeas to 49 nays, modified Domenici amendment No. 1405, to permit employers to pay workers under age 20, 85 percent of the adult minimum wage for six months; Page 32883

(5) By 14 yeas to 77 nays, Scott amendment No. 1416, to provide that workers who are 68 years of age or older, and who are otherwise subject to the minimum wage, may be employed at not less than 75 percent of the applicable minimum wage; and Page 32886

(6) By 29 yeas to 59 nays, Chiles U.P. No. 905, in the nature of a substitute bill embodying the provisions of the House-passed bill. Page 32901

S. 1871 was then indefinitely postponed.

Pages 32848–32909

Talented Children Week: Senate passed and sent to the House S.J. Res. 88, requesting the President to proclaim the week beginning November 13, 1977 as "National Gifted and Talented Children Week". Page 33001

1984 Summer Olympics: Senate agreed to H. Con. Res. 368, calling for the support of Los Angeles in its bid to host the 1984 Summer Olympic Games.

Pages 33001–33002

Supplemental Military Procurement Authorizations: By 66 yeas to 1 nay, Senate passed S. 1863, authorizing supplemental funds for fiscal year 1978 for military procurement, agreeing to committee amendments en bloc, and to two additional amendments, as follows: Page 32936

(1) Mathias unprinted amendment No. 908, asserting the readiness of the Congress to consider such modifications in the U.S. cruise missile programs as the President may recommend to facilitate SALT negotiations; and Page 32923

(2) Jackson U.P. No. 909, increasing from $5 million to $15 million authorizations for development of a cruise missile-type carrier. Page 32929

Pages 32910–32937

Bill Referred: H.R. 8410, Labor Reform Act, was referred to Committee on Human Resources. Page 32938

Messages From the House: Page 32937

Amendments Submitted for Printing: Page 32941

Executive Communications: Page 32937

Confirmations: Pages 33009–33010

Nominations: Pages 33004–33009

Statements on Introduced Bills: Page 32939

Additional Statements: Page 32943

Presidential Communication: Senate received a communication from the President transmitting an amendment to proposed supplemental appropriations for fiscal year 1978 in the amount of $675 million for physical disaster loans by the Small Business Administration—referred to Committee on Appropriations and printed as S. Doc. 95–69. Page 32938

Presidential Message: Senate received a message from the President transmitting (in accordance with the Fishery Conservation and Management Act) a governing international fishery agreement between the United States and Mexico—referred jointly to Committees on Commerce, Science, and Transportation and Foreign Relations (PM 121). Page 32937

Treaty Received: Reciprocal Fisheries Agreement between the United States and the United Kingdom and Northern Ireland (Ex. O, 95th Cong., 1st sess.) was received, the injunction of secrecy removed therefrom, and the treaty, together with accompanying papers, was referred to Committee on Foreign Relations. Page 33003

Confirmations: Senate confirmed the following nominations:

John D. Negroponte, of New York, to serve with the rank of Ambassador in his position of Deputy Assistant Secretary of State for Oceans and Fisheries Affairs;

Ralph Earle II, of Pennsylvania, to be Special Representative for Arms Control and Disarmament Negotiations;

Robert W. Fri, of Maryland, to be U.S. Representative to the 21st Session of the General Conference of the International Atomic Energy Agency;

Richard T. Kennedy, of the District of Columbia, Louis V. Nosenzo, of Virginia, Nelson F. Sievering, Jr., of Maryland, Gerard C. Smith, of the District of Columbia, Galen L. Stone, of the District of Columbia, Robert D. Thorne, of California, and Robert S. Rochlin, of Maryland, each to be an Alternate U.S. Representative to the 21st Session of the General Conference of the I.A.E.A.;

Frank J. Devine, of the District of Columbia, to be Ambassador to El Salvador;

Esteban Edward Torres, of Virginia, for the rank of Ambassador during the tenure of his assignment as the U.S. Permanent Representative to UNESCO;

Carolyn R. Payton, of the District of Columbia, to be an Associate Director of the ACTION Agency;

David T. Ready, to be U.S. attorney for the Northern District of Indiana.

Thomas Tang, of Arizona, to be U.S. circuit judge for the 9th circuit;

Hugh H. Bownes, of New Hampshire, to be U.S. circuit judge for the 1st circuit;

A. Leon Higginbotham, Jr., of Pennsylvania, to be U.S. circuit judge for the 3d circuit;

Nicholas J. Bua and Stanley J. Roszkowski, both to be U.S. district judges for the northern district of Illinois;

Edward H. Johnstone, to be U.S. district judge for the western district of Kentucky;

Louis F. Oberdorfer, of Virginia, to be U.S. district judge for the District of Columbia;

Edward L. Shaheen, to be U.S. attorney for the western district of Louisiana;

M. Karl Shurtliff, to be U.S. attorney for the district of Idaho;

Jacob V. Eskenazi, to be U.S. attorney for the southern district of Florida;

Barry E. Teague, to be U.S. attorney for the middle district of Alabama;

Edward N. Keliikoa, to be U.S. marshal for the district of Hawaii;

Harvey N. Johnson, Jr., to be U.S. marshal for the northern district of Illinois;

Franklin Payne, to be U.S. marshal for the eastern district of Missouri;

William L. Brown, to be U.S. marshal for the eastern district of Wisconsin;

Anton T. Skoro, to be U.S. marshal for the district of Idaho;

Roy A. Smith, to be U.S. marshal for the southern district of Ohio;

Rafael E. Juarez, to be U.S. marshal for the district of Colorado;

Roxanne Barton Conlin, to be U.S. attorney for the southern district of Iowa;

James H. Reynolds, to be U.S. attorney for the northern district of Iowa;

Willie D. Durham, Sr., to be U.S. marshal for the western district of Tennessee; and

Sundry Coast Guard nominations. Pages 33009–33010

Nominations: Senate received the following nominations:

Theodore M. Hesburgh, of Indiana, for the rank of Ambassador during the tenure of his service as Chairman of the U.S. Delegation to the United Nations Conference on Science and Technology for Development;

James S. Brady, to be U.S. attorney for the western district of Michigan;

G. William Hunter, to be U.S. attorney for the northern district of California;

Isaac G. Hylton, to be U.S. marshal for the eastern district of Virginia;

Rufus A. Lewis, to be U.S. marshal for the middle district of Alabama;

Harry H. Marshall, to be U.S. marshal for the southern district of Illinois;

Mortimer L. Downey III, of Virginia, to be an Assistant Secretary of Transportation;

Donald E. Stingel, of Pennsylvania, to be a Member of the Board of Directors of the Export-Import Bank of the United States;

John H. Fanning, of Rhode Island, to be a Member of the National Labor Relations Board; and

Douglas Coulter, of New Hampshire, to be a Commissioner of the Copyright Royalty Tribunal; and

Numerous nominations in the Army and Navy.

Pages 33004–33009

Record Votes: 10 record votes were taken today.

Pages 32864, 32871, 32882, 32886, 32888, 32893, 32900, 32903, 32908, 32936

Recess: Senate met at 8:30 a.m. and recessed at 8:55 p.m. Page 33004

Committee Meetings

ALTERNATIVE MORTGAGE INSTRUMENTS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Financial Institutions continued oversight hearings on variable rate mortgages and on alternative mortgage instruments, receiving testimony from William A. James, National Association of Mutual Savings Banks, Stuart Davis, U.S. League of Savings Associations, Dr. David L. Smith, National Savings and Loan League, all of Washington, D.C.; John R. Hardie, New Hampshire Savings Bank, Concord, Kathleen O'Reilly, Consumer Federation of America, Washington, D.C.

Hearings were recessed subject to call.

EXCHANGE STABILIZATION FUND

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance began hearings on S. 2093, to bar availability of moneys in the Exchange Stabilization Fund for payment of administrative expenses of the Treasury Department receiving testimony from Anthony M. Solomon, Under Secretary of the Treasury for Monetary Affairs; Elmer B. Staats, Comptroller General of the United States, General Accounting Office; David E. Bodner, Chemical Bank, and Hans Hunsch, representing Bankers Trust and Forex Association of North America, both of New York City.

Hearings were recessed subject to call.

ENERGY TRANSPORTATION SECURITY

Committee on Commerce, Science, and Transportation: Committee resumed hearings on S. 61, requiring that a certain percentage of U.S. oil imports be carried on U.S.-flag vessels, receiving testimony from Mayor Jason Luby, Corpus Christi, representing the U.S. Conference of Mayors; Earl W. Clark, The Propeller Club of the United States, Vincent T. Hirsch, Navy League of the United States, Leonard Meeker, Center for Law and Social Policy, James Miller, American Enterprise Institute, and Mark Green, all of Washington, D.C.

Hearings were recessed subject to call.

CONSUMER PRODUCT SAFETY COMMISSION

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded oversight hearings on the implementation of the Consumer Product Safety Act, after receiving testimony from S. John Byington, Chairman, Consumer Product Safety Commission, who was accompanied by several of his associates.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the following nominations after the nominees testified and answered questions on their own behalf: Charles B. Curtis, of Maryland, and George R. Hall, and Georgiana H. Sheldon, both of Virginia, Matthew Holden, Jr., of Wisconsin, and Don S. Smith, of Arkansas, all to be Members of the Federal Energy Regulatory Commission; and David J. Bardin, of New Jersey, to be Administrator of the Economic Regulatory Administration. Mr. Holden was introduced to the committee by Senator Nelson.

HUMPHREY BUILDING AND NOMINATION

Committee on Environment and Public Works: Committee approved S. 2169, to name the new south portal Federal building of the Department of Health, Education, and Welfare the "Hubert H. Humphrey Building"; and

The nomination of Steven D. Jellinek, of Maryland, to be Assistant Administrator for Toxic Substances of the Environmental Protection Agency.

HIGHWAY LEGISLATION

Committee on Environment and Public Works: Subcommittee on Transportation held oversight hearings on the Federal Aid Highway program and on the administration's option paper on highway legislation, receiving testimony from Secretary of Transportation Brock Adams, who was accompanied by several of his associates.

Hearings continue on Tuesday, October 11.

NATIONAL ENERGY TAX

Committee on Finance: Committee continued consideration of the proposed National Energy Tax Act (as embodied in H.R. 8444, which is being held at the Senate desk), but did not complete action thereon and will meet again on Tuesday, October 11.

OPEC SURPLUSES

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy continued hearings on international indebtedness, financial surpluses of members of the Organization of Petroleum Exporting Countries, and U.S. contribution to the Witteveen Lending Facility of the International Monetary Fund, receiving testimony from John Moore, Export-Import Bank, Washington, D.C.

Hearings continue on Monday, October 10.

REGULATORY FLEXIBILITY

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure held hearings on S. 1974, to improve Federal rulemaking practice by creating different sets of regulations for smaller units of the regulated public whenever feasible, receiving testimony from Senator Nelson, Warren Buhler, Staff Director, Commission on Federal Paperwork, Carl A. Beck, National Small Business Association, James D. McKevitt, National Federation of Independent Business, all of Washington, D.C.; Dr. Milton Kafoglis, University of Florida, Gainesville; and Thomas O. James, Chatham College, Pittsburgh, representing the National Association of College and University Business Officers.

Hearings were recessed subject to call.

INDIAN LEGISLATION

Select Committee on Indian Affairs: Committee ordered favorably reported the following measures:

S. 661, to restore Federal recognition of certain Oklahoma Indian tribes, with amendments;

H.R. 2719, to authorize the Secretary of the Interior to contract with the Middle Rio Grande Conservatory District of New Mexico, for the payment of operation and maintenance charges on Pueblo Indian lands;

H.R. 6348, to convey certain Federal land in Nevada to the Ely Indian Colony (Senate companion measure, S. 103, was passed by the Senate on June 9, 1977).

Also, committee considered S. 1214, to establish standards for the placement of Indian children in foster or adoptive homes, but did not complete action thereon and recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Tuesday, October 12.

Committee Meeting

INDIAN EDUCATION

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued oversight hearings on Indian education.

Joint Committee Meeting

EMPLOYMENT–UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the employment-unemployment situation for September, receiving testimony from Julius Shiskin, Commissioner, Bureau of Labor Statistics, Department of Labor.

Hearings were recessed subject to call.

Monday, October 10, 1977

Senate

Chamber Action

Routine Proceedings, pages 33013–33122

Bills Introduced: Four bills were introduced, as follows: S2186–S2189. Page 33070

Bills Reported: Reports were made as follows:

Conference Report on S. 1811, authorizing funds for fiscal year 1978 for nuclear programs of the Energy Research and Development Administration (S. Rept. 95-482, filed on Friday, October 7, after recess of the Senate).

Special report of the Select Committee on Indian Affairs setting forth allocations and outlays of budget authority for projects within its jurisdiction (S. Rept. 95-483).

S. Res. 283, to waive Section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2108, to extend through fiscal year 1981 the period during which assistance may be given to refugees from Indochina (S. Rept. 95-484).

S. 2169, naming the new South Portal Federal Office Building in Washington, D.C., the "Hubert H. Humphrey Building" (S. Rept. 95-485). Page 33070

Bills Passed:

Private Bills: Senate took from calendar and passed the following four private bills: S. 280, 200, 1551, and H.R. 1934. Pages 33019–33021

Law Students' Day: Senate passed without amendment and sent to the House, S.J. Res. 80, requesting the President to designate November 8, 1977, as "National Law Student Recognition Day". Pages 33021–33022

Child Pornography: By 85 yeas to 1 nay, Senate passed S. 1585, to make unlawful the use of minors engaged in sexually explicit conduct for the purpose of promoting any film or printed material, after agreeing to committee amendment in the nature of a substitute, which had at first been amended by agreeing to:

(1) Bayh unprinted amendment No. 913, to make it unlawful for minors to participate in sexually explicit conduct in a live performance; Page 33045

(2) By 73 yeas to 13 nays, Roth amendment No. 1398, to prohibit the transportation in interstate or foreign commerce of material depicting sexual exploitation of children (motion to table rejected by 21 yeas to 65 nays); and Page 33047

(3) Culver U.P. No. 914, to the title of the bill. Page 33067

Pages 33041–33067

Budget Act Waiver: Senate agreed to S. Res. 283, to waive Section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2108, to extend for four years, through fiscal year 1981, the period during which assistance may be given to refugees from Indochina. Pages 33064–33065

Indochina Refugees: Senate passed and returned to the House H.R. 7769, to adjust the status of Indochina refugees, and to extend the Indochina Migration and Refugee Assistance Act of 1975, after agreeing to Kennedy amendment No. 1419, in the nature of a substitute bill.

S. 2108, Senate companion bill, was then indefinitely postponed. Pages 33065–33070

Legal Services Corporation: Senate began consideration of S. 1303, authorizing funds through fiscal year 1982 for the Legal Services Corporation, agreeing to four amendments proposed thereto, as follows:

(1) Modified Hayakawa amendment No. 861, clarifying conditions under which the Corporation may participate in litigation on behalf of clients of the Corporation; Page 33031

(2) Modified Danforth unprinted amendment No. 910, clarifying certain exceptions to the law giving preference to local citizens in filling staff attorney positions; Page 33034

(3) Danforth U.P. No. 911, to provide for prior notification of principal local bar associations of any legal assistance grant, project, or contract; and Page 33036

(4) Hathaway U.P. No. 912, to add rural indigent persons without adequate transportation as a target group for model legal services grants; Page 33040

Pages 33017–33019, 33022–33041, 33121

Confirmations: Page 33122

Statements on Introduced Bills: Pages 33070–33082

Additional Statements: Pages 33091-33121

Confirmations: Senate confirmed the following nominations:

Charles J. Chamberlain, of Illinois, to be a member of the Railroad Retirement Board;

Julius Shiskin, of Maryland, to be Commissioner of Labor Statistics, Department of Labor;

John C. Truesdale, of Maryland, to be a member of the National Labor Relations Board;

Andrea M. Sheridan Ordin, to be U.S. attorney for the central district of California;

Robert D. Kingsland, to be U.S. attorney for the eastern district of Missouri;

Louis J. Soscia, to be U.S. marshal for the eastern district of New York;

Also, by unanimous vote of 85 yeas, Senate confirmed the nomination of Charles D. Ferris, of Massachusetts, to be a Member of the Federal Communications Commission; and by 72 yeas to 12 nays, confirmed the nomination of James B. King, of Massachusetts, to be a Member of the National Transportation Safety Board.

Page 33122

Record votes: Five record votes were taken today.

Adjournment: Senate met at 12 noon and adjourned 7:03 p.m. Page 33122

Committee Meetings

FEDERAL RESERVE SERVICES

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on the feasibility of the Federal Reserve charging member banks for payment services, receiving testimony from George S. Oram, Jr., Executive Assistant to the Chairman, Federal Home Loan Bank Board; Professor Almarin Phillips, Dean, School of Public and Urban Policy, University of Pennsylvania, Philadelphia; John Lee, New York Clearing House Association, and Bernhard W. Romberg, Payments and Telecommunications Services Corporation, both of New York City; and Virgil Dissmeyer, National Automated Clearing House Association, Washington, D.C.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported the following measures:

S. 491, increasing from $613,000 to $8.5 million authorizations for the Fort Union Trading Post National Historic Site, North Dakota and Montana, with amendments;

S. 1104, to establish the Legionville National Historic Site in Pennsylvania, amended;

S. 1045, to change the name of the Indiana Dunes National Lakeshore to the Paul H. Douglas National Lakeshore, Ill.;

S. 791, increasing from $19,802,000 to $47,802,000 funds for the acquisition of lands and interests in lands within the Sawtooth National Recreation Area, Idaho;

S. Con. Res. 44, expressing the sense of the Senate to encourage the Secretary of the Interior to accept donations of suitable markers recognizing the role of General Thaddeus Kosciuszko in the American Revolutionary War;

H.R. 4979, directing the Secretary of the Interior to convey for fair market value certain lands to Mineral County, Nevada, amended;

S. 1553, to enlarge the boundary of the Cibola National Forest, New Mexico, amended;

S. 1318, to remove a Federal restriction on the use of certain State-owned land on Sand Island, Hawaii, so that it may be leased or sold for industrial purposes, amended;

S. 2033, authorizing the Secretary of the Interior to convey as townsite lands 17.4 acres in the Wenatchee National Forest, Washington;

S. 2101, to add 2,416 acres to the White River National Forest in Colorado;

S. 2118, authorizing the Secretary of Agriculture to convey eight valid homesite claims within the Chugach and Tongass National Forests in Alaska;

H.R. 1403, conveying the interest of the U.S. in over 1,000 acres in Adams County, Miss., to Weathersby Goldbold Carter, Jr., and Richard T. Harriss III;

H.R. 2527, authorizing the Secretary of Agriculture to convey to the Madera Cemetery District a 20-acre tract of land in the Sierra National Forest, California;

S.J. Res. 4, to establish an Aboriginal Hawaiian Claims Settlement Study Commission to determine the manner in which, and the extent to which, Aboriginal Hawaiian Claims might be settled by the Federal Government, amended;

S. 920, to allow oil and gas leases on certain land situated within the project designated as the Lake Murray Recreational Demonstration Area, Oklahoma, amended;

S. 917, to provide for conveyance of certain lands adjacent to the Gund Ranch, Grass Valley, Nevada to the University of Nevada; and

An original resolution requesting an additional $50,000 for inquiries and investigations of the committee.

Also committee agreed to report without recommendation S. 1699, to reduce empty vehicle movements and to increase efficiency in transporting goods by motor carriers.

PANAMA CANAL TREATIES

Committee on Foreign Relations: Committee resumed hearings on the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Ex. N, 95th Cong., 1st sess.), receiving testimony from Admiral Thomas H. Moorer (Ret.), McLean, Virginia; Admiral Elmo R. Zumwalt, Jr., (Ret.), Arlington, Virginia; General Maxwell Taylor (Ret.), Washington, D.C.; Patricia Fulton, Pacific Civic Council, Charlotte Kennedy, Cristobal-Margarita-Brazos Heights Civic Council, Harold Green, Gamboa Civic Council, Louis Sattorosi, Canal Zone Federation of Teachers, all of the Canal Zone.

Hearings continue tomorrow.

OPEC SURPLUSES

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy resumed hearings on interna-

tional indebtedness, financial surpluses of members of the Organization of Petroleum Exporting Countries, and U.S. contribution to the Witteveen lending facility of the International Monetary Fund, receiving testimony from Richard N. Cooper, Under Secretary of State for Economic Affairs and Irving Friedman, Citibank, New York City.

Hearings were recessed subject to call.

LABOR UNION INSURANCE PREMIUMS

Committee on Governmental Affairs: Permanent Subcommittee on Investigations began hearings concerning the awarding of labor union insurance contracts receiving testimony from James P. Hanna, Florida Insurance Department, Tallahassee and W. Donald Gray and Jonathan Cottin, both Subcommittee staff investigators.

Hearings continue tomorrow.

VETERANS' RIGHTS

Committee on Veterans' Affairs: Committee concluded hearings on S. 364, to provide for judicial review of administrative decisions promulgated by the Veterans' Administration, and to allow veterans full access to legal counsel in proceedings before the VA, after receiving testimony from Guy McMichael, General Counsel, accompanied by Mary Sinders, Deputy Assistant General Counsel, both of the Veterans' Administration; Irwin Goldbloom, Deputy Assistant Attorney General, Civil Division, Department of Justice; Donald H. Schwab, accompanied by William Sheehan, both of the Veterans of Foreign Wars, John F. Heilman, Disabled American Veterans, William E. Lawson, American Association of Minority Veterans Program Administrators, Frank E. G. Weil, accompanied by June Willenz, both of American Veterans Committee, Dennis W. Carroll, National Senior Citizens Law Center, and Harold J. Nussbaum, all of Washington, D.C.; Dennis M. Sweeney, Legal Aid Bureau, Inc., Baltimore; and Dennis Abbey, Veterans County Service Officer, Boulder County, Colorado.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Tuesday, October 11.

Committee Meetings

No meetings were held.

Tuesday, October 11, 1977

Senate

Chamber Action

Routine Proceedings, pages 33197–33283

Bills Introduced: Three bills and three resolutions were introduced, as follows: S. 2190–2192; S. Con. Res. 52; and S. Res. 291 and 292. Pages 33243, 33245, 33283

Bills Reported: Reports were made as follows:

Report of the Committee on Energy and Natural Resources setting forth allocations and outlays of budget authority for projects within its jurisdiction (S. Rept. 95-486).

S. Res. 286, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 897, to strengthen U.S. policies on nuclear nonproliferation and reorganize certain export functions (S. Rept. 95-487).

S. Res. 274, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 1582, providing for the settlement of the water claims of the Ak-chin Indian community (S. Rept. 95-488).

S. Res. 291, requesting $30,000 through February 28, 1978, for Committee on Agriculture, Nutrition, and Forestry to accommodate certain functions of Select Committee on Nutrition and Human Needs (S. Rept. 95-489)—referred to Committee on Rules and Administration.

H.R. 3454, to designate as wilderness certain endangered public lands, with an amendment (S. Rept. 95-490). Page 33242

Bills Passed:

Presidential War Powers: Senate passed with committee amendments and returned to the House H.R. 7738, to define the powers of the President to regulate international economic transactions in time of war or national emergency. Page 33212

American Ex-Prisoners of War: Senate passed without amendment and sent to the House, S. 1590, to grant a Federal charter to the American Ex-Prisoners of War, Inc. Pages 33213–33214

Postal Deficiencies: Senate passed without amendment and cleared for the President, H.R. 1613, for the relief of certain postmasters charged with postal deficiencies. Page 33214

Treasury Investments: Senate passed and returned to the House, H.R. 5675, to authorize the Secretary of the Treasury to make short-term investments of any portion of its excess operating cash balance, after agreeing to committee amendment in the nature of a substitute, and to Helms unprinted amendment No. 919, to amend the Bretton Woods Agreements Act with regard to utilization of sources of the International Monetary Fund. Pages 33215–32221

Federal Procurement Officers: Senate passed S. 695, to amend the Defense Production Act so as to prohibit a former Federal procurement officer from being employed by any Government contractor for 2 years after leaving Government service, after agreeing to committee amendment in the nature of a substitute bill which was at first amended by adoption of:

(1) Chiles unprinted amendment No. 920, setting levels for contract size and salary scale for individuals; Page 33222

(2) Schmitt U.P. No. 921, to exempt individuals who are involuntarily terminated through reductions in force; and Page 33222

(3) Proxmire U.P. No. 922, to change the effective date of the bill from January 1 until October 1, 1978. Page 13223
Pages 33221–33224

Budget Act Waiver: Senate agreed to S. Res. 274, waiving section 402(a) of the Congressional Budget Act of 1974 with respect to Senate consideration of S. 1582, providing for the settlement of the water claims of the Ak-chin Indian community. Page 33240

Ak-chin Indian Community: Senate passed with committee amendment and sent to the House, S. 1582, providing for the settlement of the water claims of the Ak-chin Indian community. Pages 33240–33241

Roberts Field: Senate passed with committee amendment and sent to the House, S. 2100, to provide for the improvement of Roberts Field, Redmond, Oreg. Page 33241

Printing: Senate agreed to S. Con. Res. 52, to print additional copies of booklet entitled "The Senate Chamber, 1810–1859". Page 33283

Legal Services Corporation: Senate continued consideration of S. 1303, authorizing funds through fiscal year 1982 for the Legal Services Corporation, agreeing to Nelson unprinted amendment No. 916, of a technical nature. Page 33210

Pending at recess was Helms U.P. No. 917, in the nature of a substitute bill, on which the yeas and nays have been ordered. Page 33210

Unanimous consent agreement was reached to vote on question of passage of this bill at not later than 5 p.m. on Tuesday, October 18. Page 33283
Pages 33198–33212, 33224–33235, 33280–32283

Committee Authority To Sit: Committee on Environment and Public Works was authorized to sit during sessions of the Senate on Wednesday and Thursday, October 12 and 13. Pages 33197–33198

Amendments Submitted for Printing: Pages 33245–33246

Nominations: Page 33283

Statements on Introduced Bills: Pages 33243–33245

Additional Statements: Page 33246

Debate Limitation Agreements: By unanimous consent, it was agreed that when Senate proceeds to consider S. 457, to extend the delimiting period for completion for certain veterans, and under certain conditions, time for debate thereon be limited to 2 hours, with 1 hour on any amendment;

When it proceeds to consider H.R. 3387, to extend certain child care programs, time for debate thereon be limited to 2 hours; 2 hours on an amendment which may be offered by Senators Javits; 1½ hours on an amendment which may be offered by Senator Domenici; and 1 hour on any other amendment; and Page 33239

At 1 p.m. on Wednesday, October 12, Senate will take up S. Con. Res. 31, to disapprove Federal Motor Vehicle Safety Standard 208 transmitted on June 30, 1977, and at 2 p.m. will vote on question of its adoption or on tabling motion; and in the event that a tabling motion fails, vote will immediately occur on question of adoption of the resolution. Page 33283

Presidential Message: Senate received a message from the President transmitting the Tenth Quarterly Report of the Council on Wage and Price Stability—referred to the Committee on Banking, Housing, and Urban Affairs (PM—122). Page 33242

Nomination: Senate received the nomination of Robert E. White, of Massachusetts, to be Ambassador to Paraguay. Page 33283

Recess: Senate met at 10 a.m. and recessed at 8:51 p.m. Page 33283

Committee Meetings

FARMER LOAN PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Credit and Rural Electrification concluded hearings on S. 312, 2126, and 2146, providing for changes in the farmer loan programs of the Farmers Home Administration, after receiving testimony from Senators Bellmon, Leahy, and Bartlett; Secretary of Agriculture Bob Bergland; Reuben Johnson, National Farmers Union, John Scott, National Grange, and William Murray, National Rural Electric Cooperative Association, all of Washington, D.C.; Ivan D. Fugate, Denver, Colorado, representing the Independ-

ent Bankers Association of America; and Bruce Cleveland, Bankers Finance, Arlington, Virginia.

FEDERAL RESERVE SERVICES

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on the feasibility of Federal Reserve charging member banks for payment services, receiving testimony from Philip E. Coldwell, Member, Board of Governors of the Federal Reserve System; Dr. Charles F. Haywood and Thomas Rideout, both representing the American Bankers Association, Washington, D.C.; and Leif H. Olsen, Citibank, North America, New York City.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 1547, to assure that all those providing communication services are able to use existing space on poles which are owned by regulated utilities, and to simplify FCC forfeiture procedures.

Also, committee resumed discussion of regulatory reform in the air transportation industry, but did not complete action thereon and will meet again on Thursday, October 13, to consider this and other committee business.

ALASKA GAS PIPELINE

Committee on Energy and Natural Resources: Committee held hearings on the administration's proposed Alaska natural gas pipeline project, receiving testimony from John G. McMillian, Alcan Pipeline Company, Salt Lake City, Utah; and S. Robert Blair, The Alberta Gas Trunk Line Company, Ltd., and Foothills Pipe Lines (Yukon) Ltd., Calgary, Alberta.

Hearings continue tomorrow.

HIGHWAY LEGISLATION

Committee on Environment and Public Works: Subcommittee on Transportation resumed oversight hearings on the Federal Aid Highway program and on the Administration's option paper on highway legislation, receiving testimony from Mayor E. S. Melvin, of Greensboro, North Carolina, representing the National League of Cities—Conference of Mayors; Daniel Murphy, County Engineer, Oakland County, Michigan, and Milton L. Johnson, County Engineer, Clayton County, Iowa, both representing The National Association of Counties; and Daniel J. Hanson, Sr., and Eugene M. Johnson, both representing the American Road and Transportation Builders Association, Washington, D.C.

Hearings continue tomorrow.

NATIONAL ENERGY TAX

Committee on Finance: Committee resumed consideration of the proposed National Energy Tax Act (as embodied in H.R. 8444, which is being held at the Senate desk), and announced the following decisions: (1) Agreed to extend the solar credit to leases of solar equipment; (2) Agreed to extend the residential insulation and other energy conservation component credits to: (a) heat pumps where they replace electric resistance heat, (b) fluorescent lights, (c) energy meters, and (d) replacement boilers and furnaces which result in increased combustion or absorption efficiency; and (3) Agreed to the House provisions concerning the business energy investment tax credit and the investment tax credit for business insulation property.

Committee did not complete action on this measure and will meet again tomorrow.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. 1771, to authorize a 4-year extension of the investment insurance and finance programs operated by the Overseas Private Investment Corporation, and to make certain changes in its existing programs and policies, with amendments, one of which would stress the developmental role of OPIC and its complementarity with foreign assistance programs;

An original concurrent resolution stating the sense of the Congress in favor of the President proceeding in accordance with the declaration of intent of the Secretary of State of September 23, 1977, concerning SALT;

H.J. Res. 573, commemorating General Thaddeus Kosciuszko by presenting to the people of Poland on behalf of the American people a memorial plaque to his memory;

An original resolution to print an additional 2,500 copies of Foreign Relations Committee hearings on the Panama Canal Treaties; and

The nomination of Carol R. Payton, of the District of Columbia, to be Associate Director, Office of International Operations (Peace Corps) ACTION Agency.

Committee discussed a proposed resolution relative to future arms sales to Iran, but did not complete action thereon and recessed subject to call.

PANAMA CANAL TREATIES

Committee on Foreign Relations: Committee continued hearings on the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Ex. N. 95th Cong., 1st sess.), receiving testimony from Professor Jorge Dominguez, Harvard University, Cambridge, Massachusetts; Professor Donald Dozer, University of California, Santa Barbara; Dr. Abraham F. Lowenthal, The Woodrow Wilson Center, Robert M. Bartell, Liberty Lobby, Franklin Delano Lopez, Puerto Rico Democratic Party, and Phillip Harman, Canal Zone Non-Profit Public Information Corp., all of Washington, D.C.

Hearings continue tomorrow.

IMF SUPPLEMENTARY FINANCING

Committee on Foreign Relations: Subcommittee on Foreign Economic Policy, in closed session, approved for full committee consideration S. 2152, authorizing the United States to participate in the Supplementary Financing Facility of the International Monetary Fund.

LABOR UNION INSURANCE PREMIUMS

Committee on Government Affairs: Permanent Subcommittee on Investigations continued hearings concerning the awarding of labor union insurance contracts, receiving testimony from Salvador Tricario, Business Agent of Local 767, Southeast Florida Laborers Union, West Palm Beach; John A. Boden, city undisclosed; and John Walsh, subcommittee staff investigator.

Hearings continue tomorrow.

PENSION REFORM LAW OVERSIGHT

Committee on Human Resources: Subcommittee on Labor began hearings on the implementation of Employees' Retirement Income Security Act (ERISA) and on S. 2125, to permit the Pension Benefit Guaranty Corporation to extend the effective date for mandatory multiemployer plan coverage. Witnesses heard were Francis X. Burkhardt, Assistant Secretary of Labor; Harold Williams, Chairman, Securities and Exchange Commission; Robert Georgine, Chairman, National Coordinating Committee for Multi-Employer Pension Plans, Harry P. Taylor, Council of Construction Employers, and Karen Ferguson, Pension Rights Center, all of Washington, D.C.

Hearings continue on Thursday, October 13.

NOMINATION/CRIMINAL CODE

Committee on the Judiciary: Committee concluded hearings on the nomination of Damon J. Keith, of Michigan, to be U.S. circuit judge for the sixth circuit, after the nominee, who was introduced by Senators Griffin and Riegle and Representatives Diggs and Conyers, testified and answered questions on his own behalf.

Also, committee resumed consideration of S. 1437, to codify, revise, and reform the Federal criminal laws, but did not complete action thereon and will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 9490–9500; 4 private bills, H.R. 9501–9504; and 4 resolutions, H.J. Res. 619 and H. Res. 823–825 were introduced. Page 33196

Bills Reported: Reports were filed as follows:

H.R. 9179, to amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation (H. Rept. 95-670);

Conference report on S. 1811, Energy Research and Development Administration Authorization (H. Rept. 95-671), both of the foregoing reports filed on Friday, October 7;

Report entitled "Allocation of Budget Totals by Programs, Committee on Government Operations" (H. Rept. 95-672); and

Conference report on H.R. 3, Medicare-Medicaid Anti-Fraud and Abuse Amendments of 1977 (H. Rept. 95-673). Page 33196

Speaker Pro Tempore: Read a letter from the Speaker wherein he appoints Representative Brademas as Speaker pro tempore for today. Page 33154

Presidential Messages: Received the following messages from the President:

United States-Mexico Fishery Agreement: Message transmitting a governing international fishery agreement between the United States and Mexico—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 95-240); and

Council on Wage and Price Stability: Message transmitting the 10th quarterly report of the Council on Wage and Price Stability—referred to the Committee on Banking, Finance and Urban Affairs. Page 33155

Committee To Sit: Committee on House Administration received permission to sit Thursday, October 13, during proceedings of the House under the 5-minute rule. Page 33155

Late Report: Committee on Ways and Means received permission to file a report by midnight, Wednesday, October 12, on H.R. 9346, Social Security Financing Amendments of 1977. Page 33170

Marine Protection Authorization: House completed all general debate on H.R. 4297, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to authorize appropriations to carry out the provision of such Act for fiscal year 1978; but came to no resolution thereon. Proceedings under the 5-minute rule will begin later this week. Pages 33170–33175

Navigation Development: House completed all general debate on H.R. 8309, Navigation Development Act (Locks and Dam); but came to no resolution thereon. Proceedings under the 5-minute rule will begin later this week. Pages 33175–33192

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 33196

Adjournment: Adjourned at 2:01 p.m.

Committee Meeting

INTERNATIONAL BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision,

Regulation and Insurance continued markup of H.R. 7325, International Banking Act, and will resume tomorrow.

FEDERAL LAND POLICY AND MANAGEMENT ACT

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held an oversight hearing on the Federal Land Policy and Management Act. Testimony was heard from Guy Martin, Assistant Secretary for Land and Water Resources, Department of Interior.

INDIANA DUNES NATIONAL LAKESHORE—PERRY'S VICTORY AND INTERNATIONAL PEACE MEMORIAL, OHIO

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs held hearings on and referred to the full committee without recommendation the following bills:

H.R. 2276, to designate the Indiana Dunes National Lakeshore as the "Paul H. Douglas National Lakeshore";

H.R. 7757, to dedicate the Indiana Dunes National Lakeshore to the memory of Paul H. Douglas; and

H.R. 7965, to increase the appropriations ceiling for development of Perry's Victory and International Peace Memorial, Ohio.

Testimony was heard from Representative Yates; and David Hales, Department of Interior.

PANAMA CANAL TREATIES

Committee on International Relations: Continued hearings on the Panama Canal Treaties and related legislation. Testimony was heard from Representative Murphy of New York; William P. Stedman, Senior Deputy Assistant Secretary of State for Inter-American Affairs; representatives of Panamanian Committee for Human Rights; and Father Leo Mahon, former Parish Priest in Panama.

Hearings continue Thursday, October 13.

NORMALIZATION WITH THE PRC

Committee on International Relations: Subcommittee on Asian and Pacific Affairs continued hearings on normalization with the People's Republic of China. Testimony was heard from Representative AuCoin; Marius van Gessel, President, American Chamber of Commerce, Taipei, Republic of China; and other public witnesses.

Hearings continue Thursday, October 13.

SOVIET UNION

Committee on International Relations: Subcommittee on Europe and the Middle East held a hearing on internal dynamics of the Soviet Union and factors influencing Soviet foreign policy. Testimony was heard from Prof. Christopher D. Jones, Russian Research Center, Harvard University; and Dr. Thomas W. Wolfe, the RAND Corp.

FINANCIAL DISCLOSURE ACT

Committee on the Judiciary: Continued markup of H.R. 1, Financial Disclosure Act, and will resume tomorrow.

U.S. PASSENGER VESSELS

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 3421 and related bills, to amend the Merchant Marine Act, 1936, as it applies to certain passenger vessels of the United States. Testimony was heard from representatives of the Departments of Commerce, Treasury, and Justice; the Seafarers International Union of North America; and other public witnesses.

MOLLUSCAN SHELLFISH STUDY

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment met for briefing on the molluscan shellfish study by representatives of the Department of Commerce.

AIR CARRIER ECONOMIC REGULATION

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on H.R. 8813, to reform air carrier economic regulation. Testimony was heard from Secretary of Transportation Adams; a panel representing various unions; Peter Cohalan, Supervisor, Town of Islip, N.Y.; and public witnesses.

Hearings continue tomorrow.

ERISA'S IMPACT ON SMALL BUSINESS

Committee on Small Business: Subcommittee on General Small Business Problems held a hearing on the impact of the Employee Retirement Income Security Act on small business. Testimony was heard from public witnesses.

Hearings continue Friday, October 14.

BETTER JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued hearings on H.R. 9030, Better Jobs and Income Act, with testimony from public witnesses.

Hearings continue tomorrow.

Joint Committee Meetings

TRADE DEFICIT

Joint Economic Committee: Subcommittee on International Economics held hearings on the topic "The Trade Deficit: How Much of a Problem? What Remedy?", receiving testimony from Anthony M. Solomon, Under Secretary of the Treasury for Monetary Affairs; Frank Weil, Assistant Secretary of Commerce for Domestic and International Business; William D. Nordhaus, Council of Economic Advisors; Howard Samuel, Deputy Under Secretary of Labor for International Affairs; Prof. Benjamin J. Cohen, Fletcher School of Law and Diplomacy, Tufts University, Medford, Mass.; Lawrence Krause, Brookings Institution, Washington, D.C.; and John Lichtblau, Petroleum Industry Research Foundation, and Robert L. Slighton, Chase Manhattan Bank North America, both of New York City.

Hearings were recessed subject to call.

BLACK LUNG BENEFITS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 4544, making reforms in the administration of the black lung benefits programs, but did not complete action thereon and will meet again tomorrow.

CLEAN WATER

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 3199, proposed Clean Water Act, but did not complete action thereon and recessed subject to call.

Wednesday, October 12, 1977

Senate

Chamber Action

Routine Proceedings, pages 33301–33428

Bills Introduced: 10 bills and 6 resolutions were introduced, as follows: S. 2193–2202; S.J. Res. 89–91; and S. Con. Res. 53–55.

Pages 33362, 33370–33371, 33378–33379

Bills Reported: Reports were made as follows:

H.J. Res. 573, commemorating Gen. Thaddeus Kosciuszko by presenting to the people of Poland on behalf of the American people a memorial plaque to his memory (S. Rept. 95-491).

Report of Committee on Veterans' Affairs, setting forth allocations and outlays of budget authority for projects within its jurisdiction (S. Rept. 95-492).

H.R. 5383, to increase from 65 to 70 years the age limit for retirement under the Age Discrimination in Employment Act, with an amendment, together with additional views (S. Rept. 95-493).

S. Res. 289, to print additional copies of part 2 of Judiciary Committee hearings on the Panama Canal Treaty (S. Rept. 95-494).

S. Res. 290, to print additional copies of part 1 of Judiciary Committee hearings on the Panama Canal Treaty (S. Rept. 95-495).

S.J. Res. 90, making continuing appropriations for the District of Columbia through October 31, 1977 (without written report).

S.J. Res. 91, making continuing appropriations for the Departments of Labor and Health, Education, and Welfare through October 31, 1977 (without written report).

S. Con. Res. 53, to print additional copies of Foreign Relations Committee hearings on the Panama Canal Treaties (without written report)—referred to the Committee on Rules and Administration. Page 33370

Bills Passed:

Steel industry: Committee on Finance was discharged from the further consideration of S. Res. 279, to reaffirm Senate support of strict enforcement of existing laws to prevent all forms of unfair competition that have an adverse impact on the American steel industry, and the resolution was then agreed to after adoption of Heinz unprinted amendment No. 925 to the preamble.

Pages 33310–33313

Enrollment Correction: Senate passed without amendment and sent to the House, S.J. Res. 89, making a technical correction in the enrolled bill, H.R. 6550, to authorize funds for territories of the United States.

Pages 33332–33333

Hubert H. Humphrey Bill: Senate passed without amendment and sent to the House, S. 2169, naming the new South Portal Federal Office Building in Washington, D.C., the "Hubert H. Humphrey Building".

Pages 33342–33347

Enrollment Correction: Senate agreed to S. Con. Res. 55 authorizing corrections in the enrollment of S. 1811, authorizing funds for fiscal year 1978 for nuclear programs of the Energy Research and Development Administration. Page 33362

Continuing Appropriations: Senate passed without amendment and sent to the House, S.J. Res. 90, making continuing appropriations for the District of Columbia through October 31, 1977. Pages 33362–33364

Continuing Appropriations: Senate passed and sent to the House, S.J. Res. 91, making continuing appropriations for the Departments of Labor and Health, Education, and Welfare through October 31, 1977.

Pages 33367–33368

Legal Services Corporation: By 77 yeas to 15 nays, Senate passed H.R. 6666, authorizing funds for extension of the Legal Services Corporation, after striking all after the enacting clause and inserting in lieu thereof provisions of the Senate companion bill, S. 1303, as amended. Prior to this action, Senate took action in connection with amendments proposed to S. 1303, as follows:

Adopted:

(1) McClure unprinted amendment No. 927, to allow judicial review of decisions of the Legal Services Corporation; Page 33333

(2) Domenici U.P. No. 928, to entitle a business or individual who prevails in a civil action and whose assets or income is below certain levels to awards for attorney's fees in cases where the U.S. is a party (motion to table rejected by 36 yeas to 55 nays); Page 33334

(3) McClure U.P. No. 929, to permit the Legal Services Corporation to represent a client in a civil action in which the client's status as a conscientious objector is the issue. Page 33341

(4) Nelson U.P. No. 930, authorizing $205 million for fiscal year 1978 and such funds as may be necessary for each of fiscal years 1979 and 1980 for the Legal Services Corporation. Page 33347

Rejected:

(1) By 23 yeas to 67 nays, Helms amendment No. 1456, to provide for State government participation in the Legal Services program; Page 33307

(2) By 38 yeas to 55 nays, Bartlett unprinted amendment No. 926, which would have retained existing restrictions on Legal Services involvement in desegregation lawsuits; and Page 33313

(3) Helms U.P. No. 931, to prohibit representation in quota cases under the Legal Services Corporation Act (tabled by 69 yeas to 22 nays). Page 33348

S. 1303 was then indefinitely postponed. Page 33355

Pages 33306–33310, 33313–33318, 33333–33342, 33347–33355

ERDA Nuclear Programs: Senate agreed to the conference report on S. 1811, authorizing funds for fiscal year 1978 for nuclear programs of the Energy Research and Development Administration. Pages 33355–33356

Minimum Wage: Senate insisted on its amendment to H.R. 3744, to increase minimum wage levels under the Fair Labor Standards Act, agreed to conference with the House, and appointed as conferees Senators Williams, Randolph, Pell, Nelson, Hathaway, Riegle, Javits, Schweiker, Stafford, and Hatch. Page 33351

Labor-HEW Appropriations: Senate agreed to the conference report (in disagreement) on H.R. 7555, making appropriations for the Departments of Labor and Health, Education, and Welfare for fiscal year 1978. Senate agreed to the House amendment to Senate amendment No. 82, with an amendment (Magnuson unprinted amendment No. 932), to prohibit the funding of abortions except where the life or health of the woman or the fetus would suffer serious health damage, thus clearing the measure for further action of the House. Pages 33364–33367

Auto Crash Protection: By 65 yeas to 31 nays, Senate tabled S. Con. Res. 31, disapproving Federal Motor Vehicle Safety Standard 208, issued on June 30, 1977, thereby giving Senate approval to the requirement for automatic occupant crash protection devices in new automobiles beginning in model year 1982.

Pages 33318–33332

Messages From the House: Pages 33369–33370

Executive Communications: Page 33370

Confirmations: Page 33428

Nominations: Page 33428

Statements on Introduced Bills: Pages 33371–33377

Additional Statements: Pages 33379–33428

Presidential Message: Senate received a message from the President transmitting his proposed Reorganization Plan No. 2 of 1977, calling for establishment in the executive branch of an Agency for International Communication—referred jointly to Committees on Governmental Affairs and Foreign Relations. Pages 33368–33369

Committee Authorizations: Committee of conference on H.R. 3744, to increase the minimum wage, was authorized until midnight Friday, October 14, to file its report.

Committee on Environment and Public Works was authorized to sit during the session of the Senate on Monday, October 17. Page 33428

Ak-chin Indians: By unanimous consent, certain technical amendments were made to S. 1582, providing for the settlement of the water claims of the Ak-chin Indian community, passed by the Senate on Tuesday, October 11. Page 33428

Debate Limitation Agreement: Debate limitation agreement of Tuesday, October 11, in connection with H.R. 3387, to extend certain child care programs, was amended so as to provide for 1½-hour time limitation on an amendment which may be offered by Senator Bellmon; and 30 minutes on an amendment which may be offered by Senator Church. Page 33428

Confirmations: Senate confirmed the following nominations:

Steven D. Jellinek, of Maryland, to be Assistant Administrator for Toxic Substances of the Environmental Protection Agency;

Charles P. Sifton, to be U.S. district judge for the eastern district of New York;

Thomas A. Ballantine, Jr., to be U.S. district judge for the western district of Kentucky; and

Carolyn R. Payton, of the District of Columbia, to be Director of the Peace Corps. Page 33428

Nominations: Senate received the following nominations:

John E. Downs, of Missouri, for the rank of Minister during the tenure of his service as the U.S. Representative on the Council of the International Civil Aviation Organization;

George A. Peapples, of Michigan, to be an Assistant Secretary of the Navy;

Gerald L. Klerman, of Massachusetts, to be Administrator of the Alcohol, Drug Abuse, and Mental Health Administration; and

The following-named persons to be Members of the National Museum Services Board:

Douglas Dillon, of New York; Neil Harris, of Illinois; Joan Mondale, of Minnesota; Mamie P. Clark, of New York; Benjamin W. Hazard, of California; Nancy Negley, of Texas; Gary K. Clarke, of Kansas; George Horse Capture, of Montana; Charlotte Ferst, of Georgia; Lewis Davis, of New York; Raul A. Lopez, of California; E. Leland Webber, of Illinois; Lloyd Hezekiah, of New York; Peter H. Raven, of Missouri; and George C. Seybolt, of Massachusetts. Page 33428

Record Votes: Six record votes were taken today. Pages 33309, 33317, 33332, 33340, 33351, 33355

Recess: Senate met at 9:45 a.m. and recessed at 8:01 p.m. Page 33428

Committee Meetings

LABOR-HEW AND DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Committee ordered favorably reported two original joint resolutions (S.J. Res. 90 and 91, respectively) providing continuing appropriations for the District of Columbia and the Departments of Labor and Health, Education, and Welfare through October 31, 1977.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Gillian M. Sorensen, of New York, and Sharon P. Rockefeller, of West Virginia, each to be a Member of the Board of Directors of the Corporation for Public Broadcasting, after the nominees testified and answered questions on their own behalf. Senator Javits and Representative Rangel introduced Ms. Sorensen, and Senators Randolph and Robert C. Byrd and Representative Staggers introduced Ms. Rockefeller.

FOREIGN TRADE REBATING

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine and Tourism held hearings on S. 2008, providing a 3-year period to reach a permanent solution of the rebating practices in the U.S. foreign trade, receiving testimony from Lawrence F. Ledebur, Chief, Admiralty and Shipping Section, Civil Division, Department of Justice; Richard K. Bank, Director, Office of Maritime Affairs, Bureau of Economic and Business Affairs, Department of State; Gary Hufbauer, Deputy Assistant Secretary of Treasury for Trade and Investment Policy; and Charles I. Hiltzheimer, Sea-Land Service, Inc., Edison, New Jersey.

Hearings continue tomorrow.

ALASKA GAS PIPELINE

Committee on Energy and Natural Resources: Committee continued hearings on the Administration's proposed Alaska natural gas pipeline project, receiving testimony from Senator Gravel; Stephen W. Bosworth, Deputy Assistant Secretary of State for International Resources and Food Policy; Roger Altman, Assistant Secretary of the Treasury for Domestic Finance; Frederick E. John, Public Utilities Commission, San Francisco; Professor Todd M. Doscher, University of Southern California, Los Angeles; Sidney M. Wolf, Indiana University at South Bend, Indiana; and Barbara Graham, Washington, D.C., representing Sierra Club, Wilderness Society, National Audubon Society, and Alaska Conservation Society.

Hearings were recessed subject to call.

HIGHWAY LEGISLATION

Committee on Environment and Public Works: Subcommittee on Transportation concluded oversight hearings on the Federal Aid Highway program and on the Administration's option paper on highway legislation, after receiving testimony from Peter G. Koltnow, Highway-Users Federation, and Seven Pearlman, Highway Action Coalition of Environmental Action, Inc., both of Washington, D.C.; and Douglas Pitcock, Houston, representing The Associated General Contractors of America.

NATIONAL ENERGY TAX

Committee on Finance: Committee continued consideration of the proposed National Energy Tax Act (as embodied in H.R. 8444, which is being held at the Senate desk), but did not complete action thereon and will meet again tomorrow.

HOSPITAL COSTS AND RENAL DISEASE

Committee on Finance: Subcommittee on Health began hearings on S. 1391, 1470, hospital cost containment bills, and H.R. 8423, to improve Medicare administration and operation of coverage for patients suffering from kidney failure, receiving testimony from Senator Schweiker; Secretary of Health, Education and Welfare Joseph A. Califano, Jr.; and John Alexander McMahon, of Chicago, representing the American Hospital Association.

Hearings continue tomorrow.

PANAMA CANAL TREATIES

Committee on Foreign Relations: Committee continued hearings on the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Ex. N, 95th Cong., 1st sess.), receiv-

ing testimony from William P. Thompson, National Council of Churches, and Morris Levinson, Synagogue Council of America, both of New York City; John Cardinal Krol, on behalf of U.S. Catholic Conference, Professor Donald E. Miller, Church of the Brethren, Rose Marie Aragon and Richard Eisenmann, both representing the Panamanian Committee for Human Rights, and Dennis Small, U.S. Labor Party, all of Washington, D.C.; and Kenneth Boehm, Young Americans for Freedom, Sterling, Virginia.

Hearings continue tomorrow.

DEPARTMENT OF EDUCATION

Committee on Governmental Affairs: Committee began hearings on S. 991, 255, 300, 894, and 1685, to create a separate Cabinet-level Department of Education in the Federal Government, receiving testimony from Senators Pell, Domenici, and Bellmon; James A. Farmer, Coalition of American Public Employees, Carl Marburger, National Committee for Citizens in Education, and Dr. Samuel Halperin, all of Washington, D.C.; Winfield Kelly, County Executive, Prince Georges County, Maryland; Dr. Rufus Miles, Woodrow Wilson School of Public Affairs, Princeton University, New Jersey; and Dr. Stephen K. Bailey, Harvard Graduate School of Education, Cambridge, Massachusetts.

Hearings continue tomorrow.

LABOR UNION INSURANCE PREMIUMS

Committee on Government Affairs: Permanent Subcommittee on Investigations continued hearings concerning the awarding of labor union insurance contracts, receiving testimony from Bernard R. Rubin, Southeast Florida Laborers District Council, Miami, and John J. Walsh and Jonathan Cottin, Subcommittee staff investigators.

Hearings continue on Monday, October 17.

EDUCATION AMENDMENTS

Committee on Human Resources: Subcommittee on Education, Arts, and Humanities continued hearings on S. 1753, to extend and amend the Elementary and Secondary Education Act, receiving testimony from Senator Tower; Dr. Paul Hill, director, title I study, National Institute of Education, Department of Health, Education, and Welfare; and Rev. Patrick J. Farrell, Richard Duffy, and George Reed, all representing the U.S. Catholic Conference, Washington, D.C.

Hearings continue tomorrow.

CRIMINAL CODE

Committee on the Judiciary: Committee continued consideration of S. 1437, to codify, revise, and reform the Federal criminal laws, but did not complete action thereon and will meet again tomorrow.

EXPLOSIVE MATERIALS

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings on S. 2013, to require the additional labeling of explosive materials for the purpose of identification and detection, receiving testimony from Paul Graybeal and Harry Hampton, both of Institute Makers of Explosives, New York City; and D. T. Froedge, Kentucky Department of Mines and Minerals, Lexington.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported the following business items:

S. Res. 272, increasing by $3,000, to a total of $4,500, funds for the Select Committee on Small Business for the procurement of consultants;

An original resolution requesting $61,100 for the transfer of ten employees of the former Joint Committee on Atomic Energy to Committees on Armed Services, Energy and Natural Resources, Foreign Relations, and Environment and Public Works;

An original resolution increasing by $30,000, to a total of $50,000, the amount which may be expended by the Committee on Rules and Administration during the 95th Congress for routine purposes;

An original resolution to pay a gratuity to the survivors of a deceased Senate employee;

S. Res. 289, to print additional copies of Committee on the Judiciary hearing entitled "Panama Canal Treaty (Disposition of U.S. Territory), Part 1";

S. Res. 290, to print additional copies of Committee on the Judiciary hearing entitled "Panama Canal Treaty (Disposition of U.S. Territory), Part 2";

Committee discussed S. Res. 268, to provide for radio and television coverage of Senate proceedings during consideration of the Panama Canal Treaties.

Also, committee held hearings on S. Res. 166, to provide for the reorganization of the administrative and support services and facilities provided for the Senate, receiving testimony from Senators Culver and Bentsen.

Committee will meet again on Wednesday, October 19, to hold hearings on the nomination of John J. Boyle, of Maryland, to be Public Printer, and to consider other pending legislative business.

House of Representatives

Chamber Action

Bills Introduced: 37 public bills, H.R. 9505–9541; 2 private bills, H.R. 9542 and 9543; and 10 resolutions, H.J. Res. 620–625, H. Con. Res. 376, and H. Res. 826–828, were introduced. Pages 33492–33494

Bills Reported: Reports were filed as follows:

H.R. 1775, amended, 3835, amended, 4404, amended, 4875, amended, 7653, amended, 7794, 1422, 1450, amended, 2256, amended, 2761, amended, S. 1005, 1142, H.R. 7324, S. 455, 556, 948, 1003, H. Res. 795, and 796, all private bills (H. Rept. 95–674 to 95–692, respectively);

H.R. 8159, International Safe Container Act, amended (H. Rept. 95–693);

Report entitled "Allocation of Budget Totals for Fiscal Year 1978, Committee on Agriculture" (H. Rept. 95–694);

H. Res. 826, providing for the consideration of H.R. 8200, to establish a uniform law on the subject of bankruptcies (H. Rept. 95–695);

H.R. 8059, prohibiting sexual exploitation of children, amended (H. Rept. 95–696);

H.R. 9251, Tax Treatment Extension Act, amended (H. Rept. 95–697);

H.R. 4535, a private bill, amended (H. Rept. 95–698);

H.R. 6966, to provide a more equitable standard for awarding the gold star lapel button (H. Rept. 95–699);

H.R. 6715, Technical Corrections Act of 1977, amended (H. Rept. 95–700);

Conference report on H.R. 7797, making appropriations for Foreign Assistance and related programs for fiscal year 1978 (H. Rept. 95–701); and

H.R. 9346, Social Security Financing Amendments of 1977, amended (H. Rept. 95–702).

Pages 33491–33492

ERDA National Security Authorization: House insisted on its amendments to S. 1339, to authorize appropriations to the Energy Research and Development Administration for national defense programs for the fiscal years 1977 and 1978; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Price, Charles H. Wilson of California, Brinkley, Dan Daniel, Montgomery, Bob Wilson, and Dickinson. Page 33430

Foreign Assistance: By a yea-and-nay vote of 273 yeas to 126 nays, Roll No. 641, the House agreed to a motion to recommit the conference report on H.R. 7797, making appropriations for Foreign Assistance and related programs for fiscal year 1978, to the Committee of Conference. Pages 33430–33432

Minimum Wage: By a division vote of 91 ayes to 41 noes, the House agreed to a motion to disagree to the Senate amendment to H.R. 3744, Fair Labor Standards Amendments of 1977; and ask a conference with the Senate. Appointed as conferees: Representatives Perkins, Dent, Phillip Burton, Gaydos, Clay, Biaggi, Zeferetti, Quie, Erlenborn, Ashbrook, and Pickle (solely for the consideration of section 12 and modifications thereof committed to conference).

Earlier, by a yea-and-nay vote of 138 yeas to 266 nays, Roll No. 642, the House rejected a motion to table the motion to disagree to the Senate amendment and request a conference. A point of order against the appointment of the House conferees was overruled.

Pages 33432–33435

Medicare-Medicaid: It was made in order to consider the conference report on H.R. 3, Medicare-Medicaid Anti-Fraud and Abuse Amendments, on Thursday, October 13. Page 33435

House Administrative Reorganization: By a yea-and-nay vote of 160 yeas to 252 nays, Roll No. 643, the House failed to agree to H. Res. 819, providing for the consideration of H. Res. 766, providing for the reform of the administrative organization and legislative management services of the House of Representatives.

Pages 33435–33444

Foreign Assistance: Conferees received permission to file a conference report by midnight tonight on H.R. 7797, making appropriations for Foreign Assistance and related programs for fiscal year 1978.

Pages 33444–33445

Labor-HEW Appropriations: By a yea-and-nay vote of 209 yeas to 206 nays, Roll No. 644, the House receded from its amendment to the Senate amendment No. 82 to H.R. 7555, making appropriations for the Departments of Labor, and Health, Education, and Welfare, and related agencies for the fiscal year ending June 30, 1978.

Subsequently, by a yea-and-nay vote of 263 yeas to 142 nays with 1 voting "present", Roll No. 645, the House agreed to Senate amendment No. 82 to the aforesaid bill, with an amendment—returning the measure to the Senate. Pages 33445–33455

Subcommittees To Sit: Subcommittee on SBA and SBIC Authority and General Small Business Problems of the Committee on Small Business and Subcommittee on Immigration, Citizenship, and International Law of the Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule on Thursday, October 13. Page 33455

DoD Supplemental Authorization: By a yea-and-nay vote of 347 yeas to 37 nays, Roll No. 646, the House passed H.R. 8390, Department of Defense Supplemental Appropriation Act for fiscal year 1978.

Agreed to the committee amendment in the nature of a substitute as amended by:

An amendment that deletes $20 million authorized to initiate studies relating to the development of the FB–111H aircraft (agreed to by a division vote of 60 ayes to 23 noes); and

An amendment, as amended by a substitute, that adds $5 million to initiate studies relating to the development

of commercial wide-body transports to cruise missile launchers.

Agreed to amend the title of the bill.

Subsequently, this passage was vacated and S. 1863, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

H. Res. 815, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 33457–33475

Presidential Message—Reorganization Plan No. 2: Received and read a message from the President wherein he transmits to the Congress Reorganization Plan No. 2 of 1977, to consolidate certain international communication, educational, and broadcasting activities of the United States Government—referred to the Committee on Government Operations and ordered printed (H. Thursday, October 13. Pages 33456–33457

Subcommittee To Sit: Subcommittee on Health and the Environment of the Committee on Interstate and Foreign Commerce received permission to sit during proceedings of the House under the 5-minute rule on Thursday, October 13. Page 33475

Referrals: Six Senate-passed measures were referred to the appropriate House committees. Page 33491

Adjournment: Adjourned at 7:16 p.m.

Committee Meetings

INTERNATIONAL ISSUES

Committee on Agriculture: Subcommittees on Oil Seeds and Rice and on Livestock and Grains met in joint session to hear Secretary of Agriculture Bergland discuss international issues relating to the Subcommittees.

UNION ORGANIZATION OF ARMED FORCES

Committee on Armed Services: Subcommittee on Investigations held a hearing on S. 274, to prohibit union organization and membership in the armed forces. Testimony was heard from representatives of Association of Civilian Technicians; Public Service Research Council; National Association of Government Employees; National Association of Federal Employees; and American Civil Liberties Union.

Hearings continue tomorrow.

COMPARATIVE HEALTH FACILITY ACQUISITION METHODOLOGY STUDY

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on the Comparative Health Facility Acquisition Methodology Study. Testimony was heard from Mortimer M. Marshall, Chairman, and Members of the Ad Hoc Advisory Panel; Dr. Gary Massel, Program Manager and Team Leader of Contractor Representatives and team members.

MILITARY HEALTH CARE DELIVERY

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on military health care delivery and related legislation. Testimony was heard from Representatives Nichols, Brinkley, Beard, and Hillis. The Subcommittee also received a briefing on the Navy Regional Medical Center, Oakland, California, by Navy officials.

MILITARY RETIREMENT SYSTEM

Committee on Armed Services: Subcommittee on Military Compensation met for an additional briefing on the military retirement system by Col. Leon S. Hirsh, Jr., USAF, Director of Compensation, Office of the Assistant Secretary of Defense for Manpower, Reserve Affairs, and Logistics.

INTERNATIONAL BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance met and approved for full committee action H.R. 7325 amended, International Banking Act.

HEALTH SERVICES

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs continued hearings on the provision of health services in the District of Columbia; and H.R. 6894, Health Services Act. Testimony was heard from representatives of Group Hospitalization, Inc.; and Group Health Association.

Hearings continue tomorrow.

PENSION PLANS

Committee on Education and Labor: Met and ordered reported favorably to the House the following measures:

H.R. 9378, technical amendment, to amend title IV of the Employee Retirement Income Security Act of 1974 to postpone, for 2 years, the date on which the corporation first begins paying benefits under terminated multiemployer plans; and

H. Con. Res. 369, to establish a revised coverage schedule for basic benefits guaranteed by the Pension Benefit Plans which are not multiemployer plans.

ELEMENTARY AND SECONDARY EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 15, to extend for 5 years certain elementary and secondary education programs, with testimony from Administration and public witnesses.

Hearings continue Tuesday, Oct. 18.

FLUORIDATION OF WATER AND CANCER

Committee on Government Operations: Subcommittee on Intergovernmental Relations and Human Resources continued oversight hearings on the possible link between fluoridation of drinking water and cancer. Testimony was heard from Dr. Guy Newell, Deputy Director, National Cancer Institute; and representatives of the National Health Federation, and American Dental Association.

HUD'S SECTION 8 LEASED HOUSING PROGRAM

Committee on Government Operations: Subcommittee on Manpower and Housing held a hearing on HUD's Section 8 leased housing program with testimony from Morton Baruch, Deputy Assistant Secretary for Housing—Federal Housing Commissioner.

CIA RETIREMENT AND DISABILITY SYSTEM

Permanent Select Committee on Intelligence: Acting Deputy Director of the Central Intelligence Agency, John Blake, appeared before the committee to testify on the CIA retirement and disability system and was asked by the Committee to reappear tomorrow, Oct. 13, in open session, with an unclassified version of the statement he had been prepared to give today.

COAL PIPELINE ACT

Committee on Interior and Insular Affairs: Met and agreed to a motion to recall to the full committee from joint subcommittees H.R. 1609, Coal Pipeline Act.

WESTERN SAHARA

Committee on International Relations: Subcommittees on Africa and on International Organizations held a joint hearing on the question of self-determination in Western Sahara. Testimony was heard from a representative of the Department of State and public witnesses.

GREECE, TURKEY, AND CYPRUS

Committee on International Relations: Subcommittee on Europe and the Middle East held an executive hearing on recent developments regarding Greece, Turkey, and Cyprus. Testimony was heard from CIA Director Stansfield Turner.

INTERSTATE MISCELLANY

Committee on Interstate and Foreign Commerce: Considered and agreed to table a motion to report adversely H. Con. Res. 273, to disapprove Federal Motor Vehicle Safety Standard 208, transmitted June 30, 1977; and ordered reported favorably to the House the following bills:

H.R. 9418 amended, to amend the Public Health Service Act to require increases in the enrollment of third-year medical students as a condition to medical schools' receiving capitation grants under such Act; and

H.R. 9434 as amended, medical assistance to Guam, Virgin Islands, and Puerto Rico; and

Continued markup of H.R. 7897, Recombinant DNA Act, and will resume on Tuesday, October 18.

HOSPITAL COST CONTAINMENT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of hospital cost containment proposals, and will resume tomorrow.

AMTRAK'S SERVICE REDUCTION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held an oversight hearing on Amtrak's criteria used in service reduction and related matters. Testimony was heard from Representative Jenrette; State officials; and representatives of Federal Railroad Administration, Interstate Commerce Commission, and Amtrak.

Hearings continue tomorrow.

UTILITY POLE ATTACHMENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Communications met and approved for full committee action H.R. 7442 amended, to provide for the regulation of utility pole attachments.

JUDICIARY MISCELLANY

Committee on the Judiciary: Met and ordered reported favorably to the House the following measures:

H.R. 1 amended, Financial Disclosure Act;

S. 810, extension of patent to the United Daughters of the Confederacy;

H.R. 2270, to amend section 142 of title 28, United States Code; and

Acted on private bills.

INDOCHINA MIGRATION AND REFUGEE ASSISTANCE ACT

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law met and considered Senate amendment to H.R. 7769, Indochina Refugees.

MERCHANT MARINE MISCELLANY

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House the following bills:

H.R. 7928, to authorize the Secretary to sell two obsolete vessels to Mid-Pacific Sea Harvesters, Inc.;

H.R. 2203, to amend the Great Lakes Fishery Act of 1956;

H.R. 9169 amended, to permit the guarantee of obligations for financing fishing vessels in an amount not

exceeding 87½ per centum of the actual or depreciated actual cost of each vessel; and

S. 1617 amended, to establish a program of ocean pollution research and monitoring.

DOMESTIC LAW ENFORCEMENT

Select Committee on Narcotics Abuse and Control: Held a hearing on domestic law enforcement, hearing testimony from representatives of Drug Enforcement Administration; Department of Justice; Federal Bureau of Investigation; Internal Revenue Service; and U.S. Customs Service.

POST OFFICE MISCELLANY

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House the following bills:

H.R. 9282, to provide that adjustments in the rates of pay for Members of Congress shall take effect at the beginning of the Congress following the Congress in which they are approved;

H.R. 9471, to provide that Japanese-Americans shall be allowed civil service retirement credit for time spent in World War II internment camps;

H.R. 9279, to provide for retention of grade and pay for certain employees; and

H.R. 5723 amended, to provide that certain persons who were originally appointed as supplemental security income hearing examiners under pre-1976 provisions of title XVI of the Social Security Act shall without any restriction be deemed appointed as administrative law judges.

The Committee began but did not complete action on H.R. 7700, Postal Service Act.

AIR CARRIER ECONOMIC REGULATION

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on H.R. 8813, to reform air carrier economic regulation. Testimony was heard from Representative Baucus; and representatives of Braniff, Altair, Aspen, Pan Am, TWA, Evergreen International, Aloha, and Eastern Airlines; International Air Coach Association; and Air Freight Forwarding Association.

Hearings continue Friday, October 14.

PUBLIC BUILDINGS PROSPECTUSES—OTA SUPERVISION BY CAPITOL POLICE

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held hearings and markup on public buildings prospectuses; and S. 2052, to extend the supervision of the U.S. Capitol Police to certain facilities leased by the Office of Technology Assessment. Testimony was heard from representatives of GSA and Nuclear Regulatory Commission; and James M. Powell, Chief, U.S. Capitol Police.

BANKRUPTCY

Committee on Rules. Granted an open rule providing 2 hours of general debate; waiving section 303(a) of the Congressional Budget Act of 1974 and clause 3 of rule XIII, making the committee amendment in order as an original bill for the purpose of amendment, providing that the substitute be read for amendment by titles instead of by sections, waiving all points of order against the substitute for failure to comply with the provisions of section 303(a) of the Congressional Budget Act of 1974, and providing for a motion to recommit with or without instructions, on H.R. 8200, to establish a uniform law on the subject of Bankruptcies. Testimony was heard from Representatives Edwards of California; and McClory, who also submitted a statement for the record.

COMPUTER USE IN EDUCATION

Committee on Science and Technology: Subcommittee on DISPAC held a hearing on Computers and the Learning Society with testimony from public witnesses.

Hearings continue tomorrow.

OFFICE OF TECHNOLOGY ASSESSMENT

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on Office of Technology Assessment. Testimony was heard from Gilbert Gude, Director, Congressional Research Service; and Dr. Jack T. Sanderson, National Science Foundation.

Hearings continue tomorrow.

DEFENSE MANPOWER POLICY NO. 4

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities continued hearings on Defense Manpower Policy No. 4 with testimony from representatives of GSA, Labor Department, and Small Business Administration.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued hearings on H.R. 9030, Jobs and Income Act, with testimony from public witnesses.

Hearings continue Friday, October 14.

HOSPITAL COST CONTAINMENT ACT

Committee on Ways and Means: Subcommittee on Health met for markup of H.R. 6575, Hospital Cost Containment Act, but did not complete action and adjourned subject to call of the Chair.

Joint Committee Meetings

APPROPRIATIONS—DISTRICT OF COLUMBIA

Conferees met to resolve the differences between the Senate- and the House-passed versions of H.R. 9005, making appropriations for the District of Columbia for fiscal year 1978, but did not complete action thereon and recessed subject to call.

BLACK LUNG BENEFITS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 4544, making reforms in the administration of the black lung benefits programs, but did not complete action thereon and recessed subject to call.

FOREIGN AID APPROPRIATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 7797, making appropriations for foreign aid for fiscal year 1978.

Thursday, October 13, 1977

Senate

Chamber Action

Routine Proceedings, pages 33549–33602

Bills Introduced: Five bills and two resolutions were introduced, as follows: S. 2203–2207; S.J. Res. 92; and S. Res. 293. Pages 33550, 33552–33553

Bills Reported: Reports were made as follows:

S. Res. 287, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2149, to create the District Court for the Northern Mariana Islands (S. Rept. 95-496).

H.J. Res. 626, making continuing appropriations through October 31, 1977, for the District of Columbia, the Departments of Labor, and Health, Education, and Welfare, and for Foreign Assistance programs (without written report). Page 33550

Bills Passed:

Copyrighted Works Commission: Senate passed without amendment and cleared for the President H.R. 4836, to extend by 7 months, through July 31, 1978, the term of the National Commission on New Technological Uses of Copyrighted Works.

Pages 33590–33591

Enrollment Correction: Senate agreed to H. Con. Res. 377 authorizing correction in the enrollment of H.R. 3, to strengthen Government capability to detect, prosecute, and punish fraudulent activities under the medicare and medicaid programs.

Pages 33592–33593, 33596

Budget Act Waiver: Senate agreed to S. Res. 287, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2149, to create the district court for the Northern Mariana Islands. Page 33593

Northern Mariana Islands District Court: Senate passed with committee amendments and sent to the House, S. 2149, to create the District Court for the Northern Mariana Islands and subsequently agreeing to Robert C. Byrd (for Eastland) unprinted amendment No. 934, authorizing such funds necessary to carry out the purpose of the bill. Pages 33593–33595, 33598

Continuing Appropriations: Senate passed without amendment and cleared for the President H.J. Res. 626, making continuing appropriations through October 31, 1977, for the District of Columbia, the Departments of Labor, and Health, Education, and Welfare, and for Foreign Assistance programs. Pages 33595–33596

Federal Procurement Officers: By unanimous consent, Senate agreed to a technical amendment (Robert C. Byrd unprinted amendment No. 935) to S. 695, to amend the Defense Production Act so as to prohibit a former Federal procurement officer from being employed by any Government contractor for 2 years after leaving Government service (passed by Senate October 11, 1977). Page 33600

Medicare-Medicaid Fraud: Senate agreed to the conference report on H.R. 3, to strengthen Government capability to detect, prosecute, and punish fraudulent activities under the medicare and medicaid programs, thus clearing the measure for the President. Pages 33592–33593

Energy Bills—Appointment of Conferees: Senate disagreed to House amendments to certain Senate amendments to four energy bills (listed below), agreed to conference with the House, and appointed conferees, as indicated:

H.R. 5289, a private relief bill, and to establish a comprehensive natural gas pricing policy—Senators Jackson, Church, Metcalf, Johnston, Abourezk, Haskell, Bumpers, Ford, Durkin, Metzenbaum, Matsunaga, Hansen, Hatfield, McClure, Bartlett, Weicker, Domenici, and Laxalt;

H.R. 4018, to suspend the duty on certain doxorubicin hydrochloride antibiotics, and to encourage energy conservation in utility systems—Senators Jackson, Johnston, Durkin, Metcalf, Haskell, Bumpers, Metzenbaum, McClure, Bartlett, Domenici, and Laxalt;

H.R. 5146, to provide for duty-free entry of bobsleds and luges, and to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations—Senators Jackson, Haskell, Ford, Johnston, Abourezk, Durkin, Metzenbaum, Hansen, Hatfield, Bartlett, and Laxalt; and

H.R. 5037, a private bill, and to establish a comprehensive National Energy Conservation Policy—Senators

Jackson, Johnston, Durkin, Metcalf, Haskell, Bumpers, Metzenbaum, Hatfield, McClure, Weicker, and Domenici. Page 33600

Senate Authorizations: During the forthcoming recess of the Senate until Monday, October 17, the Secretary of the Senate is authorized to receive messages from the President and the House of Representatives; and the Vice President, President pro tempore, Deputy President pro tempore, and Acting President pro tempore are authorized to sign duly enrolled bills and joint resolutions. Pages 33598–33599

Messages From the House: Pages 33591, 33596, 33600–33601

Nominations: Page 33602

Statements on Introduced Bills: Page 33551

Additional Statements: Pages 33553–33590

Nominations: Senate received the following nominations:

Oliver S. Crosby, of Washington, to be Ambassador to the Republic of Guinea;

E. Gregory Kryza, of Virginia, to be Ambassador to the Islamic Republic of Mauritania;

Herman Sillas, Jr., to be U.S. attorney for the eastern district of California;

George L. Miller, to be U.S. marshal for the middle district of North Carolina; and

John A. Roe, to be U.S. marshal for the northern district of Iowa. Page 33602

Recess: Senate met at 10 a.m. and recessed at 7:05 p.m. Page 33602

Committee Meetings

APPROPRIATIONS—CONTINUING

Committee on Appropriations: Committee ordered favorably reported H.J. Res. 626, making continuing appropriations for fiscal year 1978 for the Departments of Labor and Health, Education, and Welfare, The District of Columbia Government, and foreign aid programs through October 31, 1977.

IMF FINANCING

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on the substance of S. 2152, authorizing the U.S. to participate in the Supplementary Financing facility of the International Monetary Fund, (which is pending before the Committee on Foreign Relations) receiving testimony from Dr. Rudiger Dornbusch, Massachusetts Institute of Technology, Cambridge; Dr. Robert Dunn, George Washington University, Dr. Ronald E. Müller, American University, and Dr. Robert Solomon, The Brookings Institution, all of Washington, D.C.

Hearings were recessed subject to call.

AIR TRANSPORTATION REGULATORY REFORM

Committee on Commerce, Science, and Transportation: Committee resumed discussion of regulatory reform in the air transportation industry, but did not complete action thereon and will meet again on Tuesday, October 18, to consider this and other committee business.

FOREIGN TRADE REBATING

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine and Tourism concluded hearings on S. 2008, providing a 3-year period to reach a permanent solution of the rebating practices in the U.S. foreign trade, after receiving testimony from Richard J. Daschbach, Chairman, Federal Maritime Commission; Harvey L. Pitt, General Counsel, Securities and Exchange Commission; Thomas Smith, American Institute of Merchant Shipping, New York City; Robert E. Hunter, Delta Steamship Lines, Inc., New Orleans; Jiro Murase, on behalf of Takashi Miura, Nippon Yusen Kaisha, Ltd.; and Richard N. Sharood, appearing on behalf of Great Lakes & European Lines, Inc., and the National Association of Stevedores and Great Lakes Terminal Association.

REDWOOD NATIONAL PARK

Committee on Energy and Natural Resources: Committee ordered favorably reported with amendments, S. 1976, to add certain lands to the Redwood National Park, California.

Committee will meet again on Monday, October 17, to consider other committee business.

NUCLEAR POWERPLANTS

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation held hearings to examine the role of the Nuclear Regulatory Commission in a 1973 case concerning the construction of four nuclear power units at North Anna, Va., receiving testimony from James W. Moorman, Assistant Attorney General, Land and Natural Resources Division, Department of Justice; Joseph Hendrie, Chairman, Nuclear Regulatory Commission; and June Allen, North Anna Environmental Coalition, Louisa, Va.

Hearings were adjourned subject to call.

NOMINATION AND NATIONAL ENERGY TAX

Committee on Finance: Committee ordered favorably reported the nomination of Charles F. C. Ruff, of the District of Columbia, to be Deputy Inspector General, Department of Health, Education, and Welfare.

Also, committee continued consideration of the proposed National Energy Tax Act (as embodied in H.R. 8444, which is presently held at the Senate desk), and announced that it had agreed to (1) make changes in the business energy investment tax credit; (2) provide for depletion allowances for geothermal resources and peat used for energy; and (3) modify the President's national security import authority.

Committee did not complete action on this measure and will meet again tomorrow.

HOSPITAL COSTS AND RENAL DISEASE

Committee on Finance: Subcommittee on Health continued hearings on S. 1391, 1470, hospital cost containment bills, and H.R. 8423, to improve Medicare administration and operation of coverage for patients suffering from kidney failure, receiving testimony from Bernard R. Tresnowski, Blue Cross Association, Michael D. Bromberg, Federation of American Hospitals, and Robert G. McCune, National Electrical Manufacturers Association, all of Washington, D.C.; Dr. Charles B. Womer, University Hospitals of Cleveland; and Dr. Robert B. Hunter, American Medical Association, Chicago.

Hearings continue on Friday, October 21.

PANAMA CANAL TREATIES

Committee on Foreign Relations: Committee continued hearings on the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Ex. N, 95th Cong., 1st sess.), receiving testimony from Martin Gerber, United Auto Workers, John Fred Schlafly, American Council for World Freedom, Gary L. Jarmin, The American Conservative Union, Dr. Herminio Portell-Vila, American Security Council, and Lane Kirkland, AFL–CIO, all of Washington, D.C.; Hamilton Fish, New York City; and Alfred J. Graham, Canal Zone Central Labor Union & Metal Trades Council, Capt. J. R. Williams, Panama Canal Pilots' Association, and Rene C Lioeanjie, National Maritime Union, all of the Panama Canal Zone.

Hearings continue tomorrow.

SALT/MIDDLE EAST BRIEFING

Committee on Foreign Relations: Committee met in closed session to receive a briefing from Secretary of State Cyrus Vance on the Middle East and SALT matters.

Committee recessed subject to call.

DEPARTMENT OF EDUCATION

Committee on Governmental Affairs: Committee continued hearings on S. 991, 255, 300, 894, and 1685, to create a separate Cabinet-level Department of Education in the Federal Government, receiving testimony from John Ryor, National Education Association, Dr. Wayne Teague, Chief State School Officers, Joanne Goldsmith, National State Boards of Education, Grace C. Baisinger, National Congress of Parents and Teachers, Will D. David, National School Boards Association, and Frank Dick, American Association of School Administrators, all of Washington, D.C.; Terrell H. Bell, Utah State Commissioner of Higher Education, Salt Lake City; Harold Howe, II, The Ford Foundation, New York City; Francis Keppel, Harvard University, Cambridge; Sidney P. Marland, College Entrance Examination Board, New York City; Sterling M. McMurrin, University of Utah, Salt Lake City; and Samuel M. Brownell, Yale University, New Haven.

Hearings were recessed subject to call.

EDUCATION AMENDMENTS

Committee on Human Resources: Subcommittee on Education, Arts, and Humanities continued hearings on S. 1753, to extend and amend the Elementary and Secondary Education Act, receiving testimony from Dr. David R. Bender and D. Philip Baker, Washington representatives of the American Library Association; Dr. William J. Erpenbach, Madison, Wis., representing the American Personnel and Guidance Association; John M. Luke, Chicopee, Mass.; J. E. Sutton, Midwest City, Okla.; H. David Fish, San Diego, Calif.; Thomas H. Sandham, Newport, R.I.; Thomas A. Bobo, Montgomery, Ala.; Dr. Donald Butcher and Dr. Gary Eyre, representing the National Advisory Council on Adult Education and Bobbie Walden, representing the National Association for Public Continuing and Adult Education, all of Washington, D.C.; Dr. Russell Working, Toledo, Ohio, representing the American Association of School Administrators; and Ivan Gluckman, National Association of Secondary School Principals Reston, Va.

PENSION REFORM

Committee on Human Resources: Subcommittee on Labor resumed hearings on the implementation of Employees' Retirement Income Security Act (ERISA), and on S. 2125, to permit the Pension Benefit Guaranty Corporation to extend the effective date for mandatory multiemployer plan coverage. Witnesses heard were Senator Bentsen; Matthew Lind, Pension Benefit Guaranty Corp., Theodore R. Groom, representing the Prudential Insurance Co., Charles A. Moran and Robert L. Bevan, American Bankers Association, and Melvin Glasser, United Auto Workers, all of Washington, D.C.

Hearings recessed subject to call.

CRIMINAL CODE

Committee on the Judiciary: Committee continued consideration of S. 1437, to codify, revise, and reform the Federal criminal laws, but did not complete action thereon and will meet again on Tuesday, October 18.

PANAMA CANAL

Committee on the Judiciary: Subcommittee on Separation of Powers held hearings on executive branch nego-

tiations for the disposition of territory and property of the United States located in the Isthmus of Panama, receiving testimony from A. Joseph Canada, Virginia Beach, Member of the Virginia Senate.

Hearings continue on Friday, October 21.

REPORTS ON TRAVEL GIFTS

Select Committee on Ethics: Committee ordered favorably reported an original resolution to amend the Senate rules so as to require separate reports on gifts of travel received by Senators and Senate employees.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 9544–9565; 4 private bills, H.R. 9566–9569; and 8 resolutions, H.J. Res. 626–628, H. Con. Res. 377 and 378, and H. Res. 829–831 were introduced. Pages 33716–33717

Bills Reported: Reports were filed as follows:

H. Res. 829, providing for the consideration of H.J. Res. 626, making continuing appropriations for the fiscal year 1978 (H. Rept. 95–703);

Report of the Committee on Veterans' Affairs pursuant to section 302(b) of the Congressional Budget Act of 1974 (H. Rept. 95–704);

H. Res. 830, providing for the further consideration of H.R. 7073, to extend the Federal Insecticide, Fungicide, and Rodenticide Act, as amended (H. Rept. 95–705);

H.R. 9378, to amend title IV of the Employee Retirement Income Security Act of 1974 to postpone for 2 years the date on which the corporation first begins paying benefits under terminated multiemployer plans (H. Rept. 95–706); and

H.R. 9148, to amend the Public Health Service Act to require increases in the enrollment of third-year medical students as a condition to medical schools' receiving capitation grants under such Act (H. Rept. 95–707). Page 33716

Appropriations: Objection was heard to the consideration of H.J. Res. 626, making continuing appropriations for the fiscal year 1978. Page 33603

Committee to Sit: Committee on Interstate and Foreign Commerce received permission to sit today during the proceedings of the House under the 5-minute rule.

Hubert Humphrey Building: House passed S. 2169, naming the new South Portal Federal Office Building in Washington, D.C., the "Hubert H. Humphrey Building"—clearing the measure for the President. Pages 33603–33606

Medicare-Medicaid: By a yea-and-nay vote of 402 yeas to 5 nays, Roll No. 648, the House agreed to the conference report on H.R. 3, Medicare-Medicaid Anti-Fraud and Abuse Amendments—clearing the measure for Senate action.

Agreed to H. Con. Res. 377, directing the Clerk of the House of Representatives to make a correction in the enrollment of H.R. 3. Pages 33605–33609

Appropriations: House agreed to H.J. Res. 626, making continuing appropriations for the fiscal year 1978.

H. Res. 829, the rule under which the resolution was considered was agreed to earlier by a voice vote. Pages 33609–33611

FTC Amendments: By a yea-and-nay vote of 279 yeas to 131 nays, Roll No. 651, the House passed H.R. 3816, Federal Trade Commission Amendments of 1977.

By a yea-and-nay vote of 272 yeas to 139 nays, Roll No. 650, agreed to a motion to recommit the bill to the Committee on Interstate and Foreign Commerce with instructions to report it back forthwith with an amendment to provide congressional review and veto of FTC regulations.

On demand for a separate vote in the House, agreed to an amendment that strikes section 7 (consumer class action) (agreed to by a yea-and-nay vote of 281 yeas to 125 nays with 1 voting "present", Roll No. 649). The amendment was agreed to earlier in the Committee of the Whole by a voice vote.

Took the following action in the Committee of the Whole:

Agreed To:

An amendment providing that a defendant may request a preliminary hearing at which the plaintiff shall be required to present prima facie evidence of the violation charged (agreed to by a division vote of 15 ayes to 9 noes);

An amendment, as amended, that gives the FTC the first opportunity to bring actions seeking restitution or permits giving notice to a plaintiff as to inconsistency or conflict of the action with FTC policy or activity;

An amendment setting forth the considerations of the court in awarding reasonable attorney fees;

An amendment that strikes section 8 (independent appointment of personnel); and

An amendment that strikes section 9 (budgetary and legislative recommendations). Pages 33611–33626

Territories Authorization: House passed S.J. Res. 89, to amend an Act entitled "To authorize certain appropriations for the territories of the United States, to amend certain Acts relating thereto, and for other purposes" (enrolled bill H.R. 6550, 95th Cong., 1st sess.)—clearing the measure for the President. Page 33627

Navigation Development: By a yea-and-nay vote of 331 yeas to 70 nays, Roll No. 652, the House passed H.R. 8309, Navigation Development Act.

Rejected a motion to recommit the bill to the Committee on Public Works and Transportation.

Agreed to the committee amendment in the nature of a substitute, as amended by:

An amendment, as amended, that insures that the studies of the upper Mississippi River basin will be conducted by the appropriate agencies; makes clear that the Secretary of the Army will play the primary role in any authorization; and makes clear that any authorizations apply only to navigational control projects; and

A technical amendment. Pages 33627–33647

Energy: House agreed to the Senate amendments numbered 1 and 2, and to number 3 with an amendment, to H.R. 5037, for the relief of Jack R. Misner;

House agreed to the Senate amendments numbered 1, 2, 3, 4, and 5, and to number 6 with an amendment, to H.R. 5146, to amend the tariff schedules of the United States to provide for the duty-free entry of competition bobsleds and luges;

House agreed to the Senate amendment with an amendment to H.R. 4018, to suspend until the close of June 30, 1980, the duty on certain doxorubicin hydrochloride antibiotics; and

House agreed to the Senate amendments numbered 1, 2, 3, 4, 5, 6, and 7, and to number 8 with an amendment, to H.R. 5289, for the relief of Joe Cortina of Tampa, Fla.

The House amendments containing the text of H.R. 8444 as passed by the House August 5, 1977. House then insisted upon its respective amendments to all of the aforesaid bills and asked for a conference with the Senate. Appointed as conferees: Representatives Staggers, Ashley, Ullman, Bolling, Foley, Dingell, Rogers, Eckhardt, Sharp, Moffett, Charles Wilson of Texas, Reuss, Rostenkowski, Vanik, Corman, Waggonner, Rangel, Anderson of Illinois, Brown of Ohio, Horton, Wydler, Brown of Michigan, Steiger, Collins of Texas, and Archer. Pages 33636–33688

Labor-HEW Appropriations: House disagreed to the Senate amendment to the House amendment to the Senate amendment No. 82 to H.R. 7555, making appropriations for the Departments of Labor, and Health, Education, and Welfare, for fiscal year 1978, and asked a conference with the Senate. Appointed as conferees: Representatives Flood, Natcher, Smith of Iowa, Patten, Obey, Roybal, Stokes, Early, Mahon, Michel, Conte, O'Brien, and Cederberg.

Previously, by a yea-and-nay vote of 163 yeas to 234 nays, Roll No. 653, disagreed to a preferential motion that the House concur in the Senate amendment to the House amendment to the Senate amendment No. 82. Pages 33688–33694

Late Report: Committee on Interstate and Foreign Commerce received permission to have until midnight tonight to file a report on H.R. 9418, to amend the Public Health Service Act to require increases in the enrollment of third-year medical students as a condition to medical schools' receiving capitation grants under such Act. Page 33694

Committees to Sit: Committee on Public Works and Transportation received permission to sit during the proceedings of the House under the 5-minute rule on Thursday, October 20; and

Subcommittee on Mines and Mining of the Committee on Interior and Insular Affairs received permission to sit during the proceedings of the House under the 5-minute rule on Friday, October 14. Page 33694

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 33715

Adjournment: Adjourned at 5:39 p.m.

Committee Meetings

UNION ORGANIZATION OF ARMED FORCES

Committee on Armed Services: Subcommittee on Investigations continued hearings on S. 274, to prohibit union organization and membership in the armed forces. Testimony was heard from Representative Montgomery; and representatives of National Guard Association of the United States; American Legion; and American Federation of Government Employees.

MILITARY HEALTH CARE DELIVERY

Committee on Armed Services: Subcommittee on Military Personnel continued hearings on military health care delivery. Testimony was heard from Robert N. Smith, Assistant Secretary of Defense for Health Affairs; and Maj. Gen. Benjamin R. Baker, (MC), USAF, Deputy Assistant Secretary of Defense for Health Resources and Programs.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met in executive session on committee business.

SUPPLEMENTARY FINANCING FACILITY OF IMF

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Trade, Investment and Monetary Policy approved for full committee action H.R. 9214 amended, to authorize the United States to participate in the Supplementary Financing Facility of the International Monetary Fund.

WELFARE REFORM

Committee on the Budget: Task Force on Distributive Impacts of Budget and Economic Policies held a hearing on the Administration's welfare reform proposals.

Testimony was heard from Henry Aaron, Assistant Secretary for Planning and Evaluation, HEW; and Robert D. Reischauer, Assistant Director for Human and Community Resources, Congressional Budget Office.

Hearings continue tomorrow.

HEALTH SERVICES

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs continued hearings on the provision of health services in the District of Columbia; and H.R. 6894, Health Services Act. Testimony was heard from Dunlop Ecker, President, D.C. Hospital Association; and Dr. Irving Burka, President, National Capital Medical Foundation.

Hearings continue tomorrow.

TRIBALLY CONTROLLED COMMUNITY COLLEGE ASSISTANCE

Committee on Education and Labor: Subcommittee on Postsecondary Education, together with Advisory Study Group on Indian Education, held a hearing on H.R. 9158, to provide grants to tribally controlled community colleges. Testimony was heard from representatives of Navajo Community College; Grenado College; National Congress of American Indians; National Indian Education Association; and American Indian Higher Education Consortium.

COMMITTEE BUSINESS

Committee on Government Operations: Met and ordered reported to the House reports entitled as follows:

Operation of CSA-Supported Anti-Poverty Associations;

Failure to Meet Commitments Made in the Occupational Safety and Health Act; and

Coast Guard Efforts to Present Oil Pollution Caused by Tanker Accidents.

FEDERAL ELECTION CAMPAIGN ACT

Committee on House Administration: Held a hearing on amendments to the Federal Election Campaign Act. Testimony was heard from Thomas E. Harris, Chairman, Federal Election Commission.

BEAUTY SHOP EMPLOYEES COMPENSATION

Committee on House Administration: Ordered reported favorably to the House H. Res. 315, to provide that employees of the House Beauty Shop shall be subject to the compensation classification system established by the House Employees Position Classification Act, as amended.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Accounts met and cleared for full committee action four of nine items on the agenda.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Office Systems met for consideration of committee business.

MINING LAW REFORM

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining held hearings on H.R. 5831, Mineral Development Act of 1977; and H.R. 9292, to reform the mining law. Testimony was heard from Secretary of Interior Andrus.

Hearings continue tomorrow.

INDIAN CLAIMS

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held hearings on H.R. 8099, relating to the settlement between the U.S. and the Ak-chin Indian Community of certain water right claims of such community against the United States. Testimony was heard from Senator DeConcini; Leo Krulitz, Solicitor, Department of Interior; Wilbur Carlyle, Chairman, Ak-chin Indian Commission; and public witnesses; and

H.J. Res. 612, to extinguish any right title, or interest to certain lands in the Commonwealth of Massachusetts. Testimony was heard from Representative Studds; Elliot Cutler, OMB; and representatives of Mashpee Indian Tribe.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands met for briefing on H.R. 39, Alaska National Interest Lands Conservation Act.

CIA RETIREMENT AND DISABILITY SYSTEM

Committee on Interior and Insular Affairs: Subcommittee on Legislation held a hearing on the CIA retirement and disability system. Testimony was heard from CIA Acting Deputy Director John Blake; Ben DeFelice, Deputy Director of Personnel, and Hubert Lacey, Office of Finance, CIA.

NORMALIZATION WITH THE PRC

Committee on International Relations: Subcommittee on Asian and Pacific Affairs continued hearings on normalization with the People's Republic of China relating to U.S. political implications. Testimony was heard from Senator Roth, and former Senator Hugh Scott.

SOVIET UNION

Committee on International Relations: Subcommittee on Europe and the Middle East continued hearings on internal dynamics of the Soviet Union and factors influencing Soviet foreign policy. Testimony was heard from Prof. Stephen Cohen, Princeton University; and Dr. Robert Conquest, Hoover Institute, Stanford University.

NICARAGUA

Committee on International Relations: Subcommittee on International Development held a hearing on rethinking U.S. foreign policy toward the developing world: Nicaragua. Testimony was heard from Prof. Richar Millett, Southern Illinois University; Fernando Cruz, Ecuadorian national; David Gelber, Producer, NBC News, Chicago; and W. Richard Smith, former consultant to A.I.D. on rural development programs in Nicaragua.

AFRICAN DEVELOPMENT FOUNDATION

Committee on International Relations: Subcommittee on Africa held a hearing on H.R. 8130, to establish an African Development Foundation. Testimony was heard from Robert H. Edwards, President, Carleton College, Northfield, Minn.; and William Dyal, President, Inter-American Foundation.

HOSPITAL COST CONTAINMENT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment continued markup of hospital cost containment proposals, and will resume tomorrow.

NEW YORK CITY POWER FAILURE

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power held a hearing on the New York City power failure on July 13, 1977 and its implications for system reliability. Testimony was heard from Norman Clapp, New York State Public Service Commission; John Vogel, New York Power Pool; Ira Millstein, Chairman, Special Commission of Inquiry Into Energy Failures, New York City; and Charles Curtis, Federal Energy Regulatory Commission.

URANIUM PRICE AND SUPPLY

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on uranium price and supply with testimony from public witnesses.

Hearings continue tomorrow.

AMTRAK'S SERVICE REDUCTION

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce continued hearings on Amtrak's criteria used in service reduction with testimony from public witnesses.

GRAND JURY REFORM

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law held a hearing on H.R. 94, Grand Jury Reform Act. Testimony was heard from Arizona Attorney General Bruce Babbitt; U.S. District Judge William B. Sessions, El Paso, Tex.; Mary Emma Hixson, Director, Coalition to End Grand Jury Abuse, and other public witnesses.

PRIVATE CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on private claims bills.

NATIONAL CRIME SURVEY

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on LEAA's intention to suspend the National Crime Survey. Testimony was heard from Daniel B. Levine, Demographic Fields Division, U.S. Bureau of the Census; James Gregg, Acting Administrator, Law Enforcement Assistance Administration, Department of Justice; and public witnesses.

SPECIAL PROSECUTOR ACT

Committee on the Judiciary: Subcommittee on Criminal Justice continued markup of H.R. 2835, Special Prosecutor Act, and recessed subject to call of the Chair.

TRANSFER OF OFFENDERS

Committee on the Judiciary: Subcommittee on Immigration, Citizenship, and International Law met and approved for full committee action S. 1682, to provide for the implementation of treaties for the transfer of offenders to or from foreign countries.

PROPOSED ANTARCTIC FISHERIES AGREEMENT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment met for briefing on the proposed Antarctic Fisheries Agreement by David Wallace, NOAA; and Ambassador Brewster, Department of State.

APPALACHIAN REGIONAL DEVELOPMENT ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Economic Development held a hearing on H.R. 8777 and 8374, to amend the Appalachian Regional Development Act of 1965, in order to continue assistance to child development programs while a study is conducted on the future funding of these programs. Testimony was heard from Representatives Miller of Ohio and Applegate; State officials; representatives of Appalachian Regional Commission; and public witnesses.

CONTINUING APPROPRIATIONS

Committee on Rules: Granted a rule providing for the consideration in the House of H.J. Res. 626, making continuing appropriations for the fiscal year 1978. Testimony was heard from Chairman Mahon and Representative Cederberg.

TELEVISION AND RADIO COVERAGE OF HOUSE PROCEEDINGS

Committee on Rules: Heard testimony from the Select Committee on Congressional Operations on the 90 legislative day test of live television coverage of the House floor proceedings and the subsequent report by the Committee on Government Operations. Deferred further action subject to the call of the Chair on H. Res. 821, amending the Rules of the House of Representatives to provide for television and radio coverage of the proceedings of the House. Testimony was heard from Chairman Brooks and Representative Cleveland, who also submitted a statement for the record.

FIFRA AMENDMENTS

Committee on Rules: Granted a rule making it in order during the further consideration of H.R. 7073 in the Committee of the Whole, to consider an amendment in the nature of a substitute to H.R. 7073 consisting of the text of the amendment in the nature of a substitute recommended by the Committee on Agriculture to and now printed in the bill (H.R. 8681), providing that the amendment shall be considered as an original bill for the purpose of amendment, and waiving all points of order against said amendment for failure to comply with the provisions of clause 7, rule XVI; providing for a motion to recommit with or without instructions and after passage, take S. 1678 from the Speaker's table and strike out all after the enacting clause of S. 1678 and insert in lieu thereof the provisions contained in H.R. 7073 as passed by the House, amendments to Federal Insecticide, Fungicide, and Rodenticide Act. Testimony was heard from Representatives de la Garza and Thone.

OFFICE OF TECHNOLOGY ASSESSMENT

Committee on Science and Technology: Subcommittee on Science, Research, and Technology continued hearings on Office of Technology Assessment. Testimony was heard from Daniel DeSimone, Deputy Director, OTA; Dr. Don E. Kash, Director, Science and Public Policy Program, University of Oklahoma; and Comptroller General of the United States Elmer B. Staats.

Hearings continue Wednesday, October 19.

COMPUTER BASED INSTRUCTION

Committee on Science and Technology: Subcommittee on DISPAC continued hearings on the use of computers in education. Testimony was heard from representatives of National Science Foundation: National Institute of Education; and Department of Defense.

MEAT MARKETING

Committee on Small Business: Subcommittee on General Small Business Problems held a hearing on meat marketing. Testimony was heard from agricultural and extension economists.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met for consideration of committee business.

MISCELLANEOUS REVENUE MEASURES

Committee on Ways and Means: Met and ordered reported favorably to the House the following bills:

H.R. 112 amended, to amend section 4940 of the Internal Revenue Code of 1954 with respect to private operating foundations the principal activity of which is the operation of long-term care facilities;

H.R. 810 amended, to amend section 4941(d)(2) of the Internal Revenue Code of 1954;

H.R. 1337, with respect to excise tax on certain trucks, buses, tractors, et cetera;

H.R. 1920, to provide for refund of tax on distilled spirits, wines, rectified products, and beer lost or rendered unmarketable due to fire, flood, casualty, or other disaster, or to breakage, destruction, or other damage (excluding theft) resulting from vandalism or malicious mischief while held for sale;

H.R. 2028 amended, to authorize the home production of beer and wine;

H.R. 2852 amended, to exempt certain agricultural aircraft from the aircraft use tax, and to provide for the refund of the gasoline tax to the agricultural aircraft operator;

H.R. 7581, to provide that certain income from a nonmember telephone company is not taken into account in determining whether any mutual or cooperative telephone company is exempt from income tax;

H.R. 2984, to exempt from the excise tax imposed on trailers any trailer designed to be used with a light-duty vehicle for farming purposes or for transporting horses or livestock;

H.R. 3050, to provide for a special rule for the inclusion in income of magazine sales for display purposes;

H.R. 3633, to provide additional funds to the States for carrying out restoration projects and programs;

H.R. 4458 amended, to amend certain provisions of the Internal Revenue Code of 1954 relating to distilled spirits;

H.R. 4089 amended, to provide the same tax exemptions and general tax treatment to recognized Indian tribes as are applicable to other governmental units;

H.R. 5103 amended, to provide for excise tax refunds in the case of certain warranty adjustments on tires;

H.R. 6635, amended, to allow the interest rates paid on U.S. retirement plan and individual retirement bonds to be increased to the rate paid on U.S. series E savings bonds;

H.R. 7003 amended, to amend section 4941 of the Internal Revenue Code of 1954, and section 101(1)(2) of the Tax Reform Act of 1969; and

H.R. 8811 amended, with respect to the revocation of an election to receive retired pay as a judge of the Tax Court.

Joint Committee Meeting

MINIMUM WAGE

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 3744, to increase minimum wage levels under the Fair Labor Standards Act, but did not complete action thereon and will meet again tomorrow.

Friday, October 14, 1977

Senate

Chamber Action

The Senate was not in session today. It will next meet at 12 noon on Monday, October 17, 1977.

Committee Meetings

SALT BRIEFING

Committee on Armed Services: Subcommittee on Arms Control met in closed session to receive a briefing from Secretary of State Cyrus Vance on the current status of the SALT II negotiations.

Subcommittee recessed subject to call.

MULTIFAMILY FHA HOUSING

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings on issues facing the Department of Housing and Urban Development concerning operating costs on distressed FHA multifamily housing projects, receiving testimony from Marilyn Cohen, National Housing Law Project, Berkeley, Calif.; Sharon Keilin, Advisory Services for Better Housing, Inc., New York City; Erroll Paige, Community Training Dynamics, Mattapan, and Rudolph Kass, Citizens Housing and Planning Association, Boston, both of Massachusetts; Max Kargman, National Association of Housing Managers and Owners, and G. Lindsay Crump, National Center for Housing Management, both of Washington, D.C.; and Eugene Burger, National Association of Realtors, Chicago.

Hearings continue on Monday, October 17.

COMMITTEE BUSINESS

Committee on Finance: Committee ordered favorably reported the nomination of William R. Alberger, of Oregon, to be a member of the U.S. International Trade Commission.

Committee discussed the matter of taxation of income earned abroad and agreed to make modifications to such tax.

Also, committee continued consideration of the proposed National Energy Tax Act (contained in H.R. 8444, which is presently being held at the Senate desk), and announced that, in principle, it had completed its work on this measure; and that when it meets again it will do so for the purpose of giving its final approval to the measure.

PENSION PLANS

Committee on Finance: Subcommittee on Private Pension Plans and Employee Fringe Benefits held hearings on S. 2019 and 2125, to delay the effective date for mandatory coverage of multiemployer pension plans; and S. Con. Res. 49, to revise the coverage schedule for basic benefits guaranteed by the Pension Benefit Guaranty Corporation for single employer plans, receiving testimony from Matthew M. Lind, Acting Executive Director, Pension Benefit Guaranty Corporation.

Hearings were recessed subject to call.

HEALTH CENTER/DISTILLED SPIRITS

Committee on Finance: Subcommittee on Taxation and Debt Management Generally held hearings on S. 690, for the relief of the Jefferson County Mental Health Center, Inc., Colorado, receiving testimony from John Shaw, Director, Division of Coverage and Disability Benefits, Social Security Administration, Department of Health, Education, and Welfare; and Harry L. Arkin, on behalf of the Jefferson County Mental Health Center, Inc., Denver.

Also, subcommittee held hearings on S. 1717, making several technical and administrative changes in the Internal Revenue Code relative to the tax treatment of distilled spirits, receiving testimony from Malcolm E. Harris and John F. McCarren, Distilled Spirits Council of the United States, Inc., Washington, D.C.

Hearings were recessed subject to call.

PANAMA CANAL TREATIES

Committee on Foreign Relations: Committee continued hearings on the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Ex. N, 95th Cong., 1st sess.), receiving testimony from former Secretaries of State Henry A. Kissinger, of Washington, D.C., and Dean Rusk, of Athens, Ga.; and Robert Charles Smith, American Legion, Frank D. Ruggiero, AMVETS, Maj. Gen. J. Milnor Roberts, Reserve Officers Association, and Col. Phelps Jones (USA-Ret.), Veterans of Foreign Wars, all of Washington, D.C.

Hearings were recessed subject to call.

FOREIGN AFFAIRS/BOLIVIA

Committee on Foreign Relations: Subcommittee on Foreign Assistance held hearings on the international narcotics control program in Bolivia, and the status of U.S. prisoners in that country. Witnesses were Representative Hansen; Mathea Falco, Senior Adviser to the Secretary of State, and Director, Office of International Narcotics Matters, Barbara Watson, Administrator, Bureau of Security and Consular Affairs, and William P. Stedman, Deputy Assistant Secretary for Inter-American Affairs, all of the Department of State; Peter Bensinger, Administrator, Drug Enforcement Agency, Department of Justice; and Ronnie Abrahams, Committee for Concerned Parents, Washington, D.C.

Hearings were recessed subject to call.

FEDERAL EMPLOYEES

Committee on Governmental Affairs: Subcommittee on Civil Service and General Services approved for full committee consideration the following bills:

S. 666, to provide early retirement benefits for non-Indian employees of the Bureau of Indian Affairs and the Indian Health Service, with amendments; and

H.R. 5054, to repeal the statutory requirement that appointments to competitive service positions in executive branch agencies in the Washington, D.C. area be apportioned among the States on the basis of population.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 9570–9579; 3 private bills, H.R. 9580–9582; and 6 resolutions, H. Con. Res. 379 and 380, and H. Res. 832–835, were introduced.

Pages 33806–33807

Report Filed: One report was filed as follows: conference report on H.R. 1139, National School Lunch Act and Child Nutrition Amendments of 1977 (H. Rept. 95–708). Page 33806

Subcommittee To Sit: Subcommittee on Merchant Marine of the Committee on Merchant Marine and Fisheries and the Subcommittee on Oversight and Investigations of the Committee on Interstate and Foreign Commerce received permission to sit during proceedings under the 5-minute rule of the House today.

Page 33763

Population: The Speaker appointed the following as members of the Select Committee on Population: Representatives Scheuer, Chairman; Harrington, Collins of Illinois, Neal, Richmond, Simon, Akaka, Bielenson, Gephardt, Kildee, Corrada, Erlenborn, McCloskey, Kindness, Hollenbeck, and Stockman. Page 33763

Export-Import Bank Act: By a yea-and-nay vote of 281 yeas to 62 nays, Roll No. 654, the House agreed to the conference report on H.R. 6415, to extend and amend the Export-Import Bank Act of 1945; clearing the measure for the President.

Subsequently, agreed to S. Con. Res. 46, authorizing certain corrections in the enrolled bill.

Pages 33764–33766

Treasury Investments: House cleared for the President H.R. 5675, to authorize the Secretary of the Treasury to invest public moneys; by agreeing to the amendment of the Senate thereto. Pages 33767–33770

ERDA Authorization: A point of order was sustained against the conference report on S. 1811, authorizing appropriations for the Energy Research and Development Administration. Subsequently, the House insisted on its amendment and asked a further conference. Appointed as conferees: Representatives Teague, Fuqua, Flowers, McCormack, Brown of California, Thornton, Ottinger, Harkin, Ambro, Lloyd of Tennessee, Watkins, Wydler, Winn, Frey, Goldwater, and Gary A. Myers.

Pages 33770–33772

Reorganization Plan No. 1: By a yea-and-nay vote of 20 yeas to 350 nays, with 1 voting "present", Roll No. 655, the House rejected H. Res. 688, to disapprove Reorganization Plan Numbered 1 of 1977; thereby approving the plan. Pages 33773–33780

Late Report: Committee on Science and Technology received permission to file a report by midnight tonight on H.R. 5101, to authorize appropriations for activities of the Environmental Protection Agency. Page 33780

Banking Audits: By a yea-and-nay vote of 336 yeas to 24 nays, with 3 voting "present", Roll No. 656, the House passed H.R. 2176, Federal Banking Agency Audit Act.

Agreed to:

An amendment that requires the GAO to use statistically meaningful samples of bank examination reports in its audits;

An amendment that provides expanded provisions on monetary policy and foreign central bank transactions; and

An amendment that extends to GAO auditors the same penalties for unauthorized disclosures that now apply to bank examiners.

Agreed to amend the title of the bill.

Pages 33780–33785

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of October 19. Page 33786

Marine Protection: By a yea-and-nay vote of 359 yeas to 1 nay, Roll No. 657, the House passed H.R. 4297, to amend the Marine Protection, Research, and Sanctuaries

Act of 1972 to authorize appropriations to carry out the provisions of such Act for fiscal year 1978.

Agreed to the committee amendments.

Pages 33786–33790

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 1139, National School Lunch Act and Child Nutrition Amendments of 1977. Page 33790

Adjournment: Adjourned at 1:15 p.m.

Committee Meetings

WELFARE REFORM

Committee on the Budget: Task Force on Distributive Impacts of Budget and Economic Policies continued hearings on the administration's welfare reform proposal. Witnesses heard were John Palmer, Brookings Institution; Lee Bawden, Urban Institute; and David Kirshaw, Mathematica, Inc.

MINING LAW REFORM

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining continued hearings on H.R. 5831, Mineral Development Act of 1977; and H.R. 9292, to reform the mining law. Testimony was heard from industry witnesses.

Hearings continue Monday, October 17.

ALASKA NATURAL GAS TRANSPORTATION SYSTEM

Committee on Interstate and Foreign Commerce: Subcommittee on Energy and Power and Interior and Insular Affairs Subcommittee on Indian Affairs and Public Lands held a joint hearing on H.J. Res. 621, approving the Presidential decision on an Alaska natural gas transportation system. Testimony was heard from Charles Curtis, Acting Chairman, Federal Energy Regulatory Commission; a panel on Executive Policy Board; a panel of producers; and CEQ General Counsel.

URANIUM PRICE AND SUPPLY

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on uranium price and supply. Testimony was heard from staff member John Galloway; and public witnesses.

Hearings continue Monday, October 17.

CLINICAL LABORATORY IMPROVEMENT ACT

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment began but did not complete action on H.R. 6221, Clinical Laboratory Improvement Act of 1977.

U.S. FOREIGN TRADE REBATING PRACTICES

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 9518, to provide for a 3-year period to reach a permanent solution of the rebating practices in the United States foreign trade. Testimony was heard from representatives of Commerce, Justice, and State Departments.

AIR CARRIER ECONOMIC REGULATION

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on H.R. 8813, air carrier economic regulation, with testimony from public witnesses.

Hearings continue Wednesday, October 19.

ERISA IMPACT ON SMALL BUSINESS

Committee on Small Business: Subcommittee on General Small Business Problems continued hearings on the impact of the Employee Retirement Income Security Act on small business. Testimony was heard from public witnesses.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued hearings on H.R. 9030, Jobs and Income Act, with testimony from public witnesses.

Joint Committee Meeting

MINIMUM WAGE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 3744, to increase minimum wage levels under the Fair Labor Standards Act.

Monday, October 17, 1977

Senate

Chamber Action

Routine Proceedings, pages 33829–33907

Bills Introduced: Seven bills and five resolutions were introduced, as follows: S. 2208–2214; S. Con. Res. 56–58; and S. Res. 294–295.

Pages 33868, 33872–33873, 33905, 33906

Bills Reported: Reports were made as follows:

Conference report on H.R. 3744, to provide for increases in the minimum wage under the Fair Labor Standards Act (S. Rept. 95–497).

S. 1328, to provide Federal assistance to the States to develop and implement career education programs (S. Rept. 95–498).

S. Con. Res. 56, stating the sense of the Congress with

respect to Presidential action affecting the limitation of strategic armaments, together with supplemental views (S. Rept. 95-499).

Report of Committee on Rules and Administration reviewing the Federal election campaign laws as they pertain to Senate officers and employees (S. Rept. 95-500).

S.J. Res. 4, to establish the Hawaiian Native Claims Settlement Study Commission, with an amendment (S. Rept. 95-501).

S. Res. 294, requesting an additional $50,000 for expenses of Committee on Energy and Natural Resources, without written report (referred to Committee on Rules and Administration). Page 33867

Bills Passed:

General Kosciuszko: Senate passed without amendment and cleared for the President, H.J. Res. 573, commemorating Gen. Thaddeus Kosciuszko by presenting to the people of Poland on behalf of the American people a memorial plaque to his memory. Pages 33830–33831

Printing: Senate agreed to S. Res. 289, to print additional copies of part 2 of Judiciary Committee hearings on the Panama Canal Zone (disposition of U.S. territory). Page 33831

Printing: Senate agreed to S. Res. 290, to print additional copies of part 1 of Judiciary Committee hearings on the Panama Canal Zone (disposition of U.S. territory). Page 33831

Child Care Programs: By unanimous vote of 80 yeas, Senate passed H.R. 3387, to extend until January 31, 1978, funding for certain child care programs and program for employment of welfare recipients, after agreeing to committee amendment in the nature of a substitute to which Senate had at first taken action on amendments proposed thereto, as follows:

Adopted:

(1) Modified Domenici unprinted amendment No. 936, increasing to 90 percent Federal participation in State administrative costs to implement the Indian Health Care Improvement Act; Page 33835

(2) Modified Javits U.P. No. 937, increasing by 6 months to July 1, 1978, period for allowing depreciation for expenditures to rehabilitate low income rental housing; Page 33836

(3) Dole U.P. No. 938, extending for 2 years the exclusion from income for amounts received under the Armed Forces Health Professional Scholarship Program (and similar programs); Page 33837

(4) Modified Dole amendment No. 939, striking section providing for delays in imposition of any reduction in medicaid moneys to States due to noncompliance with certain utilization review requirements. Page 33838

(5) Long U.P. No. 940, of a technical nature. Page 33839

(6) Church U.P. No. 941, to protect disaster victims from having their SSI benefits reduced or terminated because they received assistance to replace damaged property. Page 33839

(7) Allen U.P. No. 944, to permit employment agencies placing companion sitters to be exempt from the Internal Revenue Code requirements imposed on employers in regard to FICA—social security—and FUTA—unemployment taxes. Page 33846

(8) By 61 yeas to 21 nays, Brooke U.P. No. 945, to strike provision authorizing State welfare departments to make checks to AFDC recipients and landlords or utility companies for up to 50 percent of the recipient's total payment; and Page 33849

(9) Nunn U.P. No. 946, reaffirming HEW interpretation that States are required to continue to retain support payments in excess of the regular monthly support order as reimbursement for past assistance payments. Page 33864

Rejected:

(1) By 22 yeas to 57 nays and one "present", Bellmon U.P. No. 943, delaying effective date for implementing certain methods of determining reasonable costs for skilled nursing facility services and intermediate care facility services. Page 33843

Also during consideration of this bill today, Senate sustained point of order (on grounds of germaneness) against Bayh U.P. No. 942, relating to standards for medicaid eligibility and benefits. Page 33840
Pages 33833–33866

Nevada Indian lands: Senate passed and sent to the House S. 785, declaring that certain land be held in trust for the Paiute and Shoshone Tribes of the Fallon Indian Reservation, Nevada, after agreeing to committee amendment in the nature of a substitute, which was at first amended by adoption of Robert C. Byrd (for Cannon) unprinted amendment No. 947, to delete the section authorizing the transfer of water rights held by the tribes to any lands conveyed by the bill. Pages 33902–33905

Engrossment correction: Senate agreed to S. Con. Res. 58, to correct the engrossment of Senate amendments to H.R. 4018, to suspend the duty on certain doxorubicin hydrochloride antibiotics, and to encourage energy conservation in utility systems. Page 33905

Enrollment correction: Senate agreed to S. Con. Res. 57, to authorize corrections in the enrollment of S. 717, to promote safety and health in the mining industry. Pages 33906–33907

ERDA Nuclear Programs: Senate disagreed to the House amendment to S. 1811, authorizing funds for fiscal year 1978 for nuclear programs of the Energy Research and Development Administration, agreed to further conference with the House, and appointed as conferees Senators Jackson, Church, Bumpers, Abourezk, Ford, Durkin, Matsunaga, Hansen, Hatfield, Domenici, McClure, and Bartlett. Page 33844

Labor-HEW Appropriations: Senate insisted on its amendment to the House amendment to Senate amendment No. 82 (relating to Federal funding for abortions) to H.R. 7555, making appropriations for the Departments of Labor and HEW for fiscal year 1978, agreed to further conference with the House, and appointed as conferees Senators Magnuson, Proxmire, Hollings, Eagleton, Bayh, Chiles, Burdick, Inouye, McClellan, Brooke, Case, Schweiker, Mathias, and Young. Page 33848

Presidential Message: Senate received a message from the President transmitting the annual report of the Administration on Aging for fiscal year 1976—referred to the Committee on Human Resources (PM-124). Page 33866

Debate Limitation Agreements: By unanimous consent it was agreed that when (Wednesday, October 19) Senate proceeds to consider H.R. 5383, to increase from 65 to 70 years the age limit for retirement under the Age Discrimination in Employment Act, time for debate thereon be limited to 1½ hours, with 1 hour on any amendment; and

When it considers H.R. 3454, to designate as wilderness certain endangered public lands, debate thereon be limited to 4 hours; 1 hour on amendments; 2 hours on an amendment which may be offered by Senator Domenici; and 30 minutes on amendments in the second degree. Page 33905

Bills Placed on Calendar: H.R. 3816, Federal Trade Commission amendments of 1977, and H.R. 4297, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to authorize appropriations to carry out the provisions of such Act for fiscal year 1978, were received and placed on the Senate Calendar.

Bills To Be Held at Desk: By unanimous consent it was agreed that when H.R. 9090, relating to agriculture disaster payments, and H.R. 8422, relating to coverage of rural clinics' services under the medicare and medicaid programs are received by the Senate, they will be held at the desk. Page 33848

Bill Held At Desk: H.R. 8309, navigation development, was received and read the first time, and when objection was heard to request for second reading, was held at the desk. Pages 33832–33833

Bill Referred: H.R. 2176, Federal Banking Agency Audit Act, was referred to Committee on Governmental Affairs. Page 33868

Messages From the House: Pages 33829, 33866–33867

Amendments Submitted for Printing: Pages 33873–33874

Executive Communications: Page 33867

Statements on Introduced Bills: Pages 33868–33872

Additional Statements: Pages 33875–33902

Nominations: Senate received the following nominations:

George H. Aldrich, of Virginia, for the rank of Ambassador during the tenure of his service as Deputy Special Representative of the President for the Law of the Sea Conference, and Deputy Chief of Delegation;

Tyrone Brown, of the District of Columbia, to be a Member of the Federal Communications Commission;

Pierre N. Leval, to be U.S. district judge for the southern district of New York; and

One Army in the rank of General, and sundry Air Force nominations. Pages 33907–33910

Record Votes: Three record votes were taken today. Pages 33846, 33864, 33866

Adjournment: Senate met at 12 noon and adjourned at 7:04 p.m. Page 33907

Committee Meetings

COMMISSION REPORT

Committee on Appropriations: Subcommittee on Labor and Health, Education, and Welfare held hearings to receive recommendations concerning the research for and treatment of Huntington's Disease from the Chairman of the Commission on Huntington's Disease, Dr. Marjorie Guthrie, who was accompanied by several other members of the Commission.

Subcommittee recessed subject to call.

MULTIFAMILY FHA HOUSING

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings on issues facing the Department of Housing and Urban Development concerning operating costs on distressed FHA multifamily housing projects, receiving testimony from Lawrence B. Simons, Assistant Secretary of Housing and Urban Development for Housing; Edward W. Brice, Jr., Schochet Associates, Boston, and W. Barry Chapman, Midwest Association of Housing Cooperatives, Ann Arbor, Michigan.

Hearings were recessed subject to call.

MOTOR FUEL DISTRIBUTORS

Committee on Energy and Natural Resources: Committee began consideration of S. 19 and 743 and H.R. 130, to provide for the protection of franchised distributors and retailers of motor fuel, but did not com-

plete action thereon and will meet again tomorrow to consider these measures and other committee business.

NOMINATIONS

Committee on Environment and Public Works: Committee held a business meeting where it took the following actions: (1) agreed to a motion to indefinitely postpone consideration of the nomination of Marion Edey, of the District of Columbia, to be a Member of the Council on Environmental Quality; and (2) failed to adopt a motion to report the nomination of Kent F. Hansen, of Massachusetts, to be a Member of the Nuclear Regulatory Commission.

Committee recessed subject to call.

GSA ACTIVITIES

Committee on Governmental Affairs: Subcommittee on Civil Service and General Services held hearings on S. 1265 and 1267, relating to the maintenance and orderly disposition of public records, and S. 1273, authorizing the GSA to renegotiate Federal property leases, receiving testimony from Senators Percy and Allen; Robert T. Griffin, Deputy Administrator, accompanied by Allie Latimer, General Counsel, and Dr. James E. O'Neill, Deputy Archivist of the United States, all of the General Services Administration; and John M. Wright, Bank of East Alabama, Auburn.

Hearings were recessed subject to call.

LABOR UNION INSURANCE PREMIUMS

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings concerning the awarding of labor union insurance contracts, receiving testimony from Marty Steinberg, Criminal Division, Department of Justice, Miami; George Wuagneux, Sage Corporation, Hallandale, Fla.; and Stephen Weiss, Rye, N.Y.

Hearings continue tomorrow.

WEST BANK TERRITORY

Committee on the Judiciary: Subcommittee on Immigration and Refugees began hearings on the topic "Human Rights in Israeli-Administered Territories," receiving testimony from Dr. Israel Shahak and Yehuda Zvi Blum, Hebrew University, both of Jerusalem; and W. T. Mallison, George Washington University, Washington, D.C.

Hearings continue tomorrow.

VETERANS' HEALTH CARE

Committee on Veterans' Affairs: Committee held hearings on a study by the National Academy of Sciences on health care for American veterans. Witnesses heard were Dr. Saul Farber, Chairman, Committee on Health-Care Resources of the Veterans' Administration, and Assembly of Life Sciences, National Research Council, National Academy of Sciences, accompanied by Philip Handler, President, National Academy of Sciences; and Gregory Ahart, Director, Human Resources Division, General Accounting Office, each of whom was accompanied by associates; Harold Say, Alexandria, Va., Veterans of World War I; Dr. James A. Pittman, Jr., representing the Association of American Medical Colleges, Washington, D.C.; and Dr. Herbert Rose, New York City, representing the National Association of VA Physicians.

Hearings were recessed subject to call.

NEW HEALTH PROGRAMS

Select Committee on Nutrition and Human Needs: Committee held oversight hearings on the topic of health and nutrition and the role of the Department of Health, Education, and Welfare, particularly concerning the development of a human nutrition policy. Witnesses heard were Dr. Julius Richmond, Assistant Secretary for Health; Dr. Donald Fredrickson, Director, National Institutes of Health; and Dr. Donald Kennedy, Commissioner, Food and Drug Administration, each of whom was accompanied by his associates, all of the Department of Health, Education, and Welfare.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 27 public bills, H.R. 9583–9609; 4 private bills, H.R. 9610–9613; and 6 resolutions, H.J. Res. 629 and 630, H. Con. Res. 381, and H Res. 836–838, were introduced. Pages 34024–34025

Bills Reported: Reports were filed as follows:

Report entitled "Operations of CSA Supported Antipoverty Associations" (H. Rept. 95–709);

Report entitled "Failure to Meet Commitments Made in the Occupational Safety and Health Act" (H. Rept. 95–710);

Conference report on H.R. 3744, to amend the Fair Labor Standards Act of 1938 to increase the minimum wage under that Act (H. Rept. 95–711);

H.R. 8499, to amend the Alaska Native Claims Settlement Act, amended (H. Rept. 95–712);

H.R. 8771, Payments to Former Spouses (H. Rept. 95–713); and

Conference report on S. 1811, authorizing appropriations for the Energy Research and Development Administration (H. Rept. 95–714). Page 34024

Gold Star Lapel Button: On the call of the Consent Calendar, the House passed and sent to the Senate without amendment H.R. 6966, to provide a more equitable standard for awarding the gold star lapel button. Pages 33910–33911

Late Report: Committee on Post Office and Civil Service received permission to file a report by midnight Tuesday, October 18 on H.R. 9346, Social Security Finance Amendments of 1977. Page 33912

Suspensions: House voted to suspend the rules and pass the following bills:

Health professions education: H.R. 9418, amended, to amend the Public Health Service Act to require increases in the enrollment of third-year medical students as a condition to medical schools' receiving capitation grants under such Act. Pages 33914–33917

Saccharin ban: H.R. 8518, amended, Saccharin Ban Moratorium (passed by a yea-and-nay vote of 375 yeas to 23 nays, Roll No. 659).

Subsequently, this passage was vacated, and S. 1750, a similar Senate-passed bill was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the bill. Pages 33917–33928, 33970–33972

Cultural property: H.R. 5643, amended, to implement the United Nations Convention on the Means of Prohibiting and Preventing the Illicit Import, Export, and Transfer of Ownership of Cultural Property. Pages 33929–33933

Duty-free petroleum: H.R. 5858, amended, duty-free treatment of certain Canadian petroleum. Pages 33938–33939

Customs procedural reform: H.R. 8149, amended, to provide customs procedural reform (passed by a yea-and-nay vote of 386 yeas to 11 nays, with 1 voting "present", Roll No. 660). Pages 33939–33946

Rural health clinics: H.R. 8422, amended, to provide payment for rural health clinic services. Pages 33946–33954

Tax laws: H.R. 6715, amended, to correct technical and clerical mistakes in the tax laws (passed by a yea-and-nay vote of 268 yeas to 128 nays, with 2 voting "present" (Roll No. 661). Pages 33955–33970, 33972–33973

Late Reports: Committee on Science and Technology received permission to file a conference report by midnight tonight on S. 1811, authorizing appropriations for the Energy Research and Development Administration; and the Committee on Merchant Marine and Fisheries received permission to file a conference report by midnight tonight on S. 1617, Ocean Pollution Research Program Act. Page 33973

Disaster Payments: By a yea-and-nay vote of 265 yeas to 127 nays, Roll No. 662, the House passed H.R. 9090, to exempt disaster payments made in connection with the 1977 crops of wheat, feed grains, upland cotton, and rice from the payment limitations contained in the Agricultural Act of 1970 and the Agricultural Act of 1949.

H. Res. 820, the rule under which the bill was considered was adopted earlier by a voice vote. Pages 33973–33981

Late Report: Committee on Armed Services received permission to file a report by midnight tonight on H.R. 6954, to preserve and promote ethical standards throughout the executive branch. Page 33981

Presidential Message—Older Americans: Read a message from the President transmitting to Congress the Annual Report on the Administration on Aging for fiscal year 1976—referred to the Committee on Education and Labor. Page 33981

Referral: One Senate-passed bill was referred to the appropriate House committee. Page 34023

Adjournment: Adjourned at 5:14 p.m.

Committee Meetings

NATURAL DISASTER RELIEF

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on H.R. 217, to allow Federal civil defense funds to be used by local civil defense agencies for natural disaster relief. Testimony was heard from Representatives Brinkley, Luken, Evans of Georgia, Jenkins, and Skelton. Statements for the record were submitted by Representatives Huddleston, Ginn, Mathis, and Barnard.

Hearings continue Wednesday, October 19.

COMMITTEE BUSINESS

Committee on the Budget: Met and voted to support waiver of Budget Act point of order on H.R. 9364, Social Security Financing Amendments; and approved committee resolution to introduce rescission bills.

SUNSET ACT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 1756, Sunset Act of 1977. Testimony was heard from Representatives Blanchard, Mineta, Fithian, Blouin, and Lloyd of California.

CONRAIL ABANDONMENT PROCEDURES

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on abandonment procedures being followed by ConRail. Testimony was heard from a panel of State officials; and representatives of ConRail and Interstate Commerce Commission.

FEDERAL PAPERWORK

Committee on Government Operations: Subcommittee on Government Information and Individual Rights held a hearing on the privacy and confidentiality report and final recommendations on Federal paperwork. Testimony was heard from Representative Horton, Chairman, Federal Paperwork Commission; Victor Lowe, GAO; and Harrison Wellford, OMB.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Policy Group on Information and Computers met for briefing by the Office of Management and Budget.

MINING LAW REFORM

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining continued hearings on H.R. 5831 and 9292, to reform the mining law, with testimony from public witnesses.

Hearings continue tomorrow.

URANIUM PRICE AND SUPPLY

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on uranium price and supply with testimony from public witnesses.

PRIVATE CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on private claims bills.

MEAT MARKETING

Committee on Small Business: Subcommittee on Small Business Problems continued hearings on meat marketing with testimony from public witnesses.

Hearings continue tomorrow.

PRODUCT LIABILITY INSURANCE

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities continued hearings on product liability insurance. Testimony was heard from J. Robert Hunter, Jr., Acting Administrator, Federal Insurance Administration, HUD.

ESTATE AND GIFT TAXES

Committee on Ways and Means: Held a hearing on carryover basis provision; and foreign conventions. Testimony was heard from Representatives Smith of Iowa, Abdnor, Bedell, and Grassley; and public witnesses.

Joint Committee Meeting

APPROPRIATIONS—DISTRICT OF COLUMBIA

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 9005, making appropriations for the District of Columbia for fiscal year 1978, but did not complete action thereon and recessed subject to call.

Tuesday, October 18, 1977

Senate

Chamber Action

The Senate was not in session today. It will next meet at 9 a.m., Wednesday, October 19.

Committee Meetings

TRUTH-IN-LENDING

Committee on Banking, Housing, and Urban Affairs. Committee resumed markup of legislation proposing simplification in the "truth-in-lending" laws (S. 1312, 1501, 1653, and 1846), but did not complete action thereon and will meet again tomorrow.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported S. 1597, to implement the International Convention for Safe Containers, with an amendment in the nature of a substitute; and

The nominations of Gillian M. Sorensen, of New York, and Sharon P. Rockefeller, of West Virginia, each to be a Member of the Board of Directors of the Corporation for Public Broadcasting.

Committee resumed discussion of regulatory reform in the air transportation industry, but did not complete action thereon and will meet again on Thursday, October 20.

AMATEUR SPORTS ACT

Committee on Commerce, Science, and Transportation: Committee began hearings on S. 2036, to reorganize amateur athletics in accordance with recommendations made by the President's Commission on Olympic Sports, receiving testimony from Gerald B. Zornow, Chairman, Howard K. Smith, Donna de Varona, Micki King Hogue, and Dr. Ernest Vandewaghe, Commissioners, President's Commission on Olympic Sports; Kenny Moore, Eugene, Oreg.; Sheila Young Ochowicz, Lake Placid, N.Y.; Anita DeFrantz, Philadelphia, and Carl Thomas, Philadelphia; Robert Kane, U.S. Olympic Committee, New York City; Robert Helmick, Amateur Athletic Union, Des Moines; Werner Fricker, U.S. Soccer Association, New York City; Joseph Sharpless, U.S. Volleyball Association, New York City; and Robert Coulson, American Arbitration Association, and Leroy Walker, Alliance for Health, Physical Education and Recreation, both of Washington, D.C.

Hearings continue tomorrow.

NOMINATIONS AND DEEP SEABED RESOURCES

Committee on Energy and Natural Resources: Committee ordered favorably reported the following nominations:

John F. O'Leary, of New Mexico, to be Deputy Secretary of Energy;

Dale D. Myers, of California, to be Under Secretary of Energy;

Alvin L. Alm, of the District of Columbia, to be an Assistant Secretary of Energy for Policy and Evaluation;

Harry E. Bergold, Jr., of Florida, to be an Assistant Secretary of Energy for International Affairs;

Phillip S. Hughes, of Maryland, to be an Assistant Secretary of Energy for Intergovernmental and Institutional Relations;

Charles B. Curtis, of Maryland, George R. Hall and Georgiana H. Sheldon, both of Virginia, Matthew Holden, Jr., of Wisconsin, and Don S. Smith, of Arkansas, all to be members of the Federal Energy Regulatory Commission; and

David J. Bardin, of New Jersey, to be Administrator of the Economic Regulatory Administration.

Committee began consideration of S. 2053, to promote the orderly and environmentally sound exploration for and commercial recovery of hard mineral resources of the deep seabed, but did not complete action thereon and will meet again on Thursday, October 20, to consider this and other committee business.

WATER RESOURCE DEVELOPMENT

Committee on Environment and Public Works: Committee met to discuss water resource development, and agreed to a committee amendment to be offered when the Senate considers H.R. 8309, the proposed Navigation Development Act (which is being held at the Senate desk), which amendment relates to clarifications in existing projects and proposed additional river and harbor improvement projects.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following nominations:

O. Rudolph Aggrey, of the District of Columbia, to be Ambassador to Romania;

John E. Downs, of Missouri, for the rank of Minister during the tenure of his service as the U.S. Representative on the Council of the International Civil Aviation Organization;

Theodore M. Hesburgh, of Indiana, for the rank of Ambassador during the tenure of his service as Chairman of the U.S. Delegation to the United Nations Conference on Science and Technology for Development;

David D. Newsom, of California, to be Ambassador to the Philippines;

Barry M. Blechman, of Virginia, to be an Assistant Director of the United States Arms Control and Disarmament Agency; and

A Foreign Service Officer promotion list, dated September 30, 1977.

Committee also agreed to a committee resolution relative to future arms sales to Iran.

In closed session, committee discussed a proposed trip by committee members to the Panama Canal Zone, and also discussed several pending treaties, but made no announcements and recessed subject to call.

LABOR UNION INSURANCE PREMIUMS

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings with regard to the awarding of labor union insurance contracts, receiving testimony from John A. Boden, address unannounced; Paul Fosco, Chicago; Charles Morris, Indiana Laborers Health and Welfare Fund, Terre Haute; and W. Donald Gray and John J. Walsh, of the subcommittee staff.

Hearings continue tomorrow.

PENSION REFORM

Committee on Human Resources: Subcommittee on Labor resumed hearings on the implementation of Employees' Retirement Income Security Act (ERISA), and on S. 2125, to permit the Pension Benefit Guaranty Corporation to extend the effective date for mandatory multiemployer plan coverage. Witnesses heard were Alvin D. Lurie, Assistant Commissioner for Employee Plans and Exempt Organization, and Daniel Halperin, Tax Legislative Counsel, both of the Internal Revenue Service, Department of the Treasury; Peter G. Nash, George Pantos, and Robert Stone, ERISA Industry Committee, Washington, D.C.; Ernest Griffes, American Society for Personnel Administration, Washington, D.C.; and Harry Lamon, Atlanta, representing National Association of Pension Consultants and Administrators.

Hearings were recessed subject to call.

CRIMINAL CODE

Committee on the Judiciary: Committee resumed consideration of S. 1437, to codify, revise, and reform the Federal criminal laws, but did not complete action thereon and will meet again on Tuesday, October 25.

WEST BANK TERRITORY

Committee on the Judiciary: Subcommittee on Immigration and Refugees continued hearings on the topic, "Human Rights in Israeli-Administered Territories," receiving testimony from Salim Tamari, Birzeit University, Ramallah; Ibrahim Dakkak, Jerusalem; and Fouzi el-Asmar, Washington, D.C.

Hearings were recessed subject to call.

INTELLIGENCE ACTIVITIES

Select Committee on Intelligence: Committee met in closed session on committee business, but made no announcements and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 9614–9631; 4 private bills, H.R. 9632–9635; and 8 resolutions, H.J. Res. 631 and 632, H. Con. Res. 382, and H. Res. 839–843 were introduced. Pages 34124–34125

Bills Reported: Reports were filed as follows:

Report of the Committee on the District of Columbia entitled "Allocation of Budget Authority and Outlays by Major Programs" (H. Rept. 95–715);

Report of the Committee on Banking, Finance, and Urban Affairs entitled "Allocation of Budget Authority and Outlays for fiscal year 1978" (H. Rept. 95–716);

H.R. 9282, to provide that adjustments in the rates of pay for Members of Congress shall take effect at the beginning of the Congress following the Congress in which they are approved (H. Rept. 95–717); and

H. Res. 839, providing for the consideration of H.R. 9346, Social Security Financing Amendments of 1977 (H. Rept. 95–718). Page 34124

Private Calendar: On the call of the Private Calendar, the House passed the following bills:

Sent to the Senate without amendment: H.R. 3090 and 4401.

Passed over without prejudice: H.R. 1405, 3085, 1777, 1787, and 1798.

Further reading of the Private Calendar was dispensed with after calendar number 66. Subsequently, it was made in order to call the Private Calendar on Tuesday, October 25. Page 34072

Energy: House agreed to S. Con. Res. 58, to correct the engrossment of Senate amendments to H.R. 4018—clearing the measure. Pages 34072–34073

Suspensions: House voted to suspend the rules and pass the following bills:

Montana wilderness study: S. 393, to provide for the study of certain lands to determine their suitability for designation as wilderness in accordance with the Wilderness Act of 1964 (passed by a yea-and-nay vote of 315 yeas to 103 nays, Roll No. 664)—clearing the measure for the President; Pages 34074–34081, 34091–34092

Fishermen's Protective Act: H.R. 4140, amended, to extend the provisions of the Fishermen's Protective Act of 1967, relating to the reimbursement of seized commercial fishermen until October 1, 1980.

Subsequently, this passage was vacated and S. 1184, a similar Senate-passed bill, was passed in lieu after being amended to contain the provisions of the House bill as passed. Agreed to amend the title of the Senate bill; Pages 34080–34082

Endangered species: H.R. 6405, to amend the Endangered Species Act of 1973 regarding the requirements for State cooperative programs thereunder and to authorize appropriations through fiscal year 1981 to carry out such programs.

Subsequently, this passage was vacated and S. 1316, a similar Senate-passed bill, was passed in lieu after being amended to contain the provisions of the House bill as passed. Agreed to amend the title of the Senate bill; Pages 34082–34084

Higher education: H.R. 9512, to amend the Higher Education Act of 1965 to include the Trust Territory of the Pacific Islands in the definition of the term "State" for the purpose of participation in programs authorized by that Act; and Pages 34084–34085

Associate Attorney General: S. 2089, to establish within the Department of Justice the position of Associate Attorney General—clearing the measure for the President. Pages 34085–34086

Indochinese Refugees: House voted to suspend the rules and agree to the Senate amendments to H.R. 7769, to authorize the creation of a record of admission for permanent residence in the cases of certain refugees from Vietnam, Laos, or Cambodia—clearing the measure for the President. Pages 34086–34091

Foreign Assistance: By a yea-and-nay vote of 229 yeas to 195 nays with 1 voting "present", Roll No. 665, the House agreed to the conference report on H.R. 7797, making appropriations for Foreign Assistance and related programs for fiscal year 1978.

House receded from its disagreement and concurred in Senate amendments numbered 11, 13, 15, 22, 24, 26, 29, 31, 33, 54, 57, 59, 64, 66, 80, and 84. Rejected a motion to recede and concur in Senate amendment No. 47 (rejected by a yea-and-nay vote of 188 yeas to 219 nays with 1 voting "present", Roll No. 666).

House receded from its disagreement and concurred, with amendment, in Senate amendments numbered 6, 20, 21, 27, 36, 49, 61, 74, 81, 82, and 83. Rejected a preferential motion to recede and concur in Senate amendment No. 74 (rejected by a yea-and-nay vote of 160 yeas to 254 nays, Roll No. 667).

House insisted on its disagreement to the Senate amendment No. 47—returning the measure to the Senate for further action. Pages 34092–34115

Meeting Hour: By unanimous consent, the House will meet at 10 a.m. on Wednesday, October 19. Page 34116

Adjournment: Adjourned at 5:49 p.m.

Committee Meetings

HOUSING REHABILITATION PROGRAMS

Select Committee on Aging: Subcommittee on Housing and Consumer Interests held a hearing on Farmers Home Administration's housing rehabilitation programs for the elderly. Testimony was heard from Gordon Cavanaugh, Administrator, and L. D. Elwell, Assistant Administrator for Rural Housing, Farmers Home Administration.

MEDICARE GAPS

Select Committee on Aging: Subcommittee on Health and Long-Term Care held a hearing on Medicare gaps and limitations. Among those testifying were John Martin, former U.S. Commissioner on Aging, Betty Duskin, National Council of Senior Citizens, and other public witnesses.

FEDERAL CROP INSURANCE ACT

Committee on Agriculture: Subcommittee on Conservation and Credit held a hearing on H.R. 7111 and related bills to revise the Federal Crop Insurance Act. Testimony was heard from Representative Abdnor and public witnesses.

FOREST RANGELAND RENEWABLE RESOURCES PLANNING ACT

Committee on Agriculture: Subcommittee on Forests held a hearing on implementation of the Forest Rangeland Renewable Resources Planning Act. Testimony was heard from USDA and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on H. Res. 818, disapproving deferral of budget authority No. D78–19 in the amount of $12 million for construction of an airport in the Kosrea District of the Trust Territory of the Pacific Islands.

TV COVERAGE OF COMMITTEE MEETINGS

Committee on Armed Services: Met and approved a motion to amend the written rules of the committee to allow television coverage of committee and subcommittee meetings.

SELECTIVE SERVICE SYSTEM REVIEW

Committee on Armed Services: Subcommittee on Military Personnel held a hearing on review of the Selective Service System, hearing testimony from SSS Acting Director Robert E. Shuck.

MILITARY PHYSICIANS' INCENTIVE PAY

Committee on Armed Services: Subcommittee on Military Compensation held a hearing on payment of variable incentive pay to military physicians who incurred an active-duty obligation through participation in the Health Professions Scholarship Program. Testimony was heard from Capt. Leon T. Davis, U.S. Army Medical Corps, Walter Reed Army Medical Center; and Vernon McKenzie, Principal Deputy Assistant Secretary of Defense for Health Affairs.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued markup of H.R. 9086, Safe Banking Act, and will resume tomorrow.

STEEL INDUSTRY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held an oversight hearing on the Council on Wage and Price Stability report on the steel industry. Testimony was heard from Barry Bosworth, Director, Council on Wage and Price Stability.

ALTERNATIVE TO B–1 BOMBER

Committee on the Budget: Task Force on National Security held a hearing on alternatives to the B–1 bomber program with testimony from an official of Department of Defense.

BUDGET IMPACT OF FEDERAL HIGHWAY PROGRAMS

Committee on the Budget: Task Force on Community and Physical Resources held a hearing on the budget impact of Federal highway and mass transportation programs. Testimony was heard from Secretary of Transportation Brock Adams.

Hearings continue tomorrow.

PAYMENT OF REVENUE BONDS

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs met and approved for full committee action H.R. 9544, to amend the District of Columbia Self-Government and Governmental Reorganization Act with respect to the payment of certain revenue bonds issued by the Council of the District of Columbia.

ELEMENTARY AND SECONDARY EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 15, to extend for five years certain elementary, secondary, and other education programs, hearing testimony from officials of HEW.

Hearings continue tomorrow.

LONGSHOREMEN'S AND HARBOR WORKERS' COMPENSATION ACT

Committee on Education and Labor: Subcommittee on Compensation, Health and Safety continued oversight hearings on the Longshoremen's and Harbor Workers'

Compensation Act with testimony from public witnesses.

REORGANIZATION PLAN NO. 2

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on Reorganization Plan No. 2 of 1977, to consolidate certain international communication, educational and cultural, and broadcasting activities of the United States Government. Witnesses heard were W. Harrison Wellford, OMB; Ben H. Read, Department of State; Charles W. Bray, III, USIA; Lars Hydle, AFFA; and Kenneth Blaylock, AFL-CIO.

MINING LAW REFORM

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining continued hearings on H.R. 5831 and 9292, to reform the mining law. Testimony was heard from Governor of Wyoming Matheson; and representatives of Wyoming Mining Association; WYO-BEN Products, Billings, Montana; Society of American Foresters; and environmental organizations.

Hearings continue tomorrow.

MINERAL LEASING ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment met and approved for full committee action H.R. 7816, to amend the Mineral Leasing Act of 1920.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands met for briefing on H.R. 39, Alaska National Interest Lands Conservation Act, and will resume on Thursday, October 20.

HUMAN RIGHTS IN INDONESIA

Committee on International Relations: Subcommittee on International Organizations held a hearing on human rights in Indonesia. Testimony was heard from W. Huang, head of Asian Research, Amnesty International; David Hinkley, member, Board of Directors, U.S. Section of Amnesty International; and Robert B. Oakley, Deputy Assistant Secretary of State for East Asian and Pacific Affairs.

SOVIET UNION

Committee on International Relations: Subcommittee on Europe and the Middle East continued hearings on internal dynamics of the Soviet Union and factors influencing Soviet foreign policy. Testimony was heard from Dr. Jeremy R. Azrael, University of Chicago; and Dr. Jerry Hough, Duke University.

INTERSTATE MISCELLANY

Committee on Interstate and Foreign Commerce: Met and ordered reported favorably to the House the following measures:

H.J. Res. 621, approving the Presidential decision on an Alaska natural gas transportation system;

H.R. 7442 as amended, to provide for the regulation of utility pole attachments; and

Continued but did not complete action on H.R. 7897, Recombinant DNA Act, and adjourned subject to call of the Chair.

JUDICIARY MISCELLANY

Committee on the Judiciary: Met and ordered reported favorably to the House the following bills:

S. 1682, to provide for the implementation of treaties for the transfer of offenders to or from foreign countries;

H.R. 7249, to amend the Federal charter of the Big Brothers of America to include Big Sisters International, Inc.;

H.R. 7662 amended, to amend the Administrative Conference Act; and acted on private claims bills.

MARINE SAFETY PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held an oversight hearing on the Coast Guard's Marine Safety Program. Testimony was heard from Basil Whiting, Deputy Assistant Secretary, Occupational Safety and Health Administration, Department of Labor.

POSTAL SERVICE ACT— POSTAL SERVICES CONGRESSIONAL REVIEW

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House the following bills:

H.R. 7700 as amended, Postal Service Act; and

H.R. 9146, to provide for congressional review of proposed changes in postal services.

OPIC AMENDMENTS ACT

Committee on Rules: Granted an open rule providing one hour of general debate on H.R. 9179, Overseas Private Investment Corporation Amendments Act of 1977. Testimony was heard from Representatives Bingham and Findley.

SOCIAL SECURITY FINANCING AMENDMENTS

Committee on Rules: Granted a modified rule providing three and one-half hours of general debate; three hours to be equally divided and controlled by the Chairman and ranking minority member of the Committee on Ways and Means, and ½ hour to be equally divided and controlled by the chairman and ranking minority member of the Committee on Post Office and Civil Service; waiving clause 2 (1)(6) of rule XI and sections 303(a)(2) and 303(a)(4) of the Congressional Budget Act of 1974; making in order a committee amendment recommended by the Committee on Ways and Means and the following amendments:

(1) the amendment recommended by the Committee on Post Office and Civil Service now printed in the bill, and said amendment shall be subject to a substitute consisting of the text of an amendment printed in the Congressional Record of October 17, 1977 by, and if offered by, Representative Fisher of Virginia;

(2) an amendment printed in the Congressional Record of October 17, 1977 by, and if offered by, Representative Jenkins of Georgia to title I of the committee amendment in the nature of a substitute;

(3) an amendment printed in the Congressional Record of October 18, 1977 by, and if offered by, Representative Pickle of Texas;

(4) an amendment printed in the Congressional Record of October 18, 1977 by, and if offered by, Representative Corman of California;

(5) an amendment printed in the Congressional Record of October 17, 1977 by, and if offered by, Representative Steiger of Wisconsin;

(6) an amendment printed in the Congressional Record of October 17, 1977 by, and if offered by, Representative Ketchum of California;

(7) an amendment printed in the Congressional Record of October 17, 1977 by, and if offered by, Representative Jenkins of Georgia adding a new title VIII to the committee amendment in the nature of a substitute; and

(8) an amendment in the nature of a substitute for the committee amendment in the nature of a substitute consisting of the text of the bill H.R. 9595 if offered by Representative Conable of New York.

Providing that debate under the 5-minute rule on each amendment made in order by this resolution to the committee amendment in the nature of a substitute or to an amendment thereto shall continue not to exceed 30 minutes, to be equally divided and controlled by the proponent of the amendment and the chairman of the Committee on Ways and Means or his designee and providing for a motion to recommit with or without instructions, on H.R. 9346, Social Security Financing Amendments of 1977. Testimony was heard from Chairman Ullman and Representatives Burke of Massachusetts, Pickle, Corman, Fisher, Jenkins, Nix, Spellman, Levitas, Blouin, Krebs, Conable, Archer, Steiger, Ketchum, and Derwinski. Statements for the record were submitted by Representatives Burke of Massachusetts and Nix.

COMPUTER USE IN EDUCATION OF HANDICAPPED

Committee on Science and Technology: Subcommittee on DISPAC and Education and Labor Subcommittee on Select Education held a joint hearing on the use of computers in education of the handicapped. Among those testifying were Dr. Sam C. Ashcroft, Director, National Center on Educational Media and Materials for the Handicapped; Greg Vanderheiden, Director, Trace R. & D. Center for the Severely Communicatively Handicapped, University of Wisconsin; Raymond Kurzwell, President, Kurzwell Computer Products, Inc., Cambridge, Mass.; Robert B. Herman, Associate Deputy Commissioner, Bureau of Education for the Handicapped, U.S. Office of Education; and other academic and computer products personnel.

MEAT MARKETING

Committee on Small Business: Subcommittee on Small Business Problems continued hearings on meat marketing with testimony from public witnesses.

Hearings continue tomorrow.

REVITALIZATION OF BUSINESS DISTRICTS

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities held a hearing on district agencies working together to implement revitalization programs. Testimony was heard from Samuel S. Beard, President, the National Development Council; Richard C. D. Fleming, Deputy Assistant Secretary, Office of Community Planning and Development, HUD; Victor A. Hausner, Deputy Assistant Secretary for Economic Development, Department of Commerce; and John M. Trask, Jr., Associate Administrator for Finance and Investment, Small Business Administration.

EXPORTS OF DRIED PRUNES AND WALNUTS

Committee on Ways and Means: Subcommittee on Trade met and approved for full committee action H. Res. 238 and H. Res. 320. Expressing the sense of the House with respect to the immediate removal of certain regulations unilaterally put in place by the European Economic Community which have the effect of damaging and interfering with historic and acceptable trade patterns in the United States exports of dried prunes, and efforts made to restrict exports of walnuts to the European Economic Community.

Joint Committee Meetings

ENERGY

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 5037, a pri-

vate bill, and to establish a comprehensive National Energy Conservation Policy, H.R. 5146, to provide for duty-free entry of bobsleds and luges, and to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations, H.R. 4018, to suspend the duty on certain doxorubicin hydrochloride antibiotics, and to encourage energy conservation in utility systems; and H.R. 5289, a private relief bill, and to establish a comprehensive natural gas pricing policy.

Conferees announced that they will consider these measures separately in the order listed above, and will meet again tomorrow to consider H.R. 5037.

CLEAN WATER

Conferees continued to resolve the differences between the Senate- and the House-passed versions of H.R. 3199, the proposed Clean Water Act, but did not reach agreement thereon and recessed subject to call.

Wednesday, October 19, 1977

Senate

Chamber Action

Routine Proceedings, pages 34270–34527

Bills Introduced: Seven bills and five resolutions were introduced, as follows: S. 2215–2221; S.J. Res. 93; S. Con. Res. 59; and S. Res. 296–298. Pages 34419, 34424–34426

Bills Reported: Reports were made as follows:

Special Report of Committee on Appropriations on allocation of budget outlays and new budget authority pursuant to Congressional Budget Act (S. Rept. 502) (filed on Tuesday, October 18, during adjournment of the Senate).

S. Res. 271, to establish a Commission on Domestic and International Hunger and Malnutrition, with an amendment (S. Rept. 95–503).

Conference Report on H.R. 1139, to revise and extend child nutrition programs administered under the School Lunch Act and the Child Nutrition Act (S. Rept. 95–504).

S. 1771, to extend until September 30. 1981, the basic operating authority of the Overseas Private Investment Corporation, with an amendment, together with minority views (S. Rept. 95–505).

Report of the Committee on Veterans' Affairs pursuant to section 302(b) of the Congressional Budget Act (S. Rept. 95–506).

S. Res. 272, increasing by $3,000, to a total of $4,500, funds for the Select Committee on Small Business to procure consultants (S. Rept. 95–507).

S. Res. 297, requesting $61,000 for the transfer of ten employees of the former Joint Committee on Atomic Energy to Committees on Armed Services, Energy and Natural Resources, Foreign Relations, and Environment and Public Works (S. Rept. 95–508).

S. Res. 298, increasing by $30,000, to a total of $50,000, the amount which may be expended by the Committee on Rules and Administration during the 95th Congress (S. Rept. 95–509).

S. 2208, to amend the charter of Big Brothers of America to acknowledge its merger with Big Sisters International, Inc. (S. Rept. 95–510).

S. Res. 234, referring to the Court of Claims S. 1953, a private bill (S. Rept. 95–511).

S. Con. Res. 44, authorizing the Secretary of the Interior to accept donations of suitable markers recognizing the contributions of Gen. Thaddeus Kosciuszko (S. Rept. 95–512).

H.R. 7, to authorize a career education program for elementary and secondary schools, reported without recommendation (S. Rept. 95–513).

Part 2 of S. Rept. 95–468, filed in connection with S. 457, to extend the delimiting period for completion for certain veterans, and under certain conditions.

S. Res. 296, authorizing payment of a gratuity to survivors of a deceased Senate employee. Page 34417

Bills Passed:

Age Discrimination in Employment: By 88 yeas to 7 nays, Senate passed H.R. 5383, to increase from 65 to 70 years the age limit for retirement under the Age Discrimination in Employment Act, after agreeing to committee amendment in the nature of a substitute, to which Senate had at first taken action on proposed amendments, as follows:

Adopted:

(1) Williams unprinted amendment No. 948, of a technical nature; Page 34299

(2) By division vote, Chafee U.P. No. 949, to eliminate from the exceptions in the bill elementary and secondary school teachers (motion to table rejected by 41 yeas to 50 nays; Page 34308

(3) Riegle U.P. No. 950, to recreate the Advisory Committee on Sheltered Workshops to the Department of Labor; Page 34316

(4) Javits (for Domenici) U.P. No. 951, limiting to two years the period in which the statute of limitations under the Age Discrimination in Employment Act of 1967 may be tolled; and Page 34316

(5) Kennedy U.P. No. 952, to provide for jury trials in actions brought under the Age Discrimination in Employment Act of 1967. Page 34317

Rejected: By 45 yeas to 48 nays, Cranston amendment No. 1459, to delete the exclusion of tenured elementary and secondary teachers, university professors, and persons with certain retirement benefits. Page 34315

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Williams, Randolph, Pell, Nelson, Riegle, Kennedy, Javits, Schweiker, Stafford and Chafee. Page 34325

Pages 34293–34325

Veterans Education Benefits: By unanimous vote of 91 yeas, Senate passed H.R. 8701, to increase Educational Assistance Allowances for veterans, after striking all after the enacting clause and inserting in lieu thereof the text of Senate companion bill, S. 457, to which bill Senate had at first taken action on proposed amendments, as follows:

Adopted:

(1) Cranston unprinted amendment No. 953, to increase the amount of work-study allowances for veteran students; Page 34367

(2) Durkin amendment No. 1433, extending for an additional 2 years the eligibility period for veteran students; Page 34367

(3) Goldwater U.P. No. 954, to provide veterans benefits to women pilots of World War II; and Page 34373

(4) Javits U.P. No. 959, to expand coverage of the accelerated payment program. Page 34399

Rejected:

(1) By 41 yeas to 49 nays, modified Melcher U.P. No. 955, providing 2-year extension of delimiting date for certain Vietnam era veterans; and Page 34378

(2) By 18 yeas to 73 nays, Javits U.P. No. 958, to authorize payment of supplemental tuition allowances for veterans. Page 34398

S. 457 was then indefinitely postponed. Page 34405

Pages 34326–34405

Rural Health Clinics: Senate passed H.R. 8422, to provide for reimbursement for rural health clinic services, under the medicare and medicaid programs, after agreeing to Talmadge unprinted amendment No. 956, in the nature of a substitute bill, and to Nelson U.P. No. 957, to allow access to certain tax return information by the National Institute for Occupational Safety and Health.

Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Long, Talmadge, Hathaway, Dole, and Packwood. Pages 34381–34383

Tinicum National Environmental Center: Committee on Environment and Public Works was discharged from the further consideration of H.R. 2817, to provide for additions to the Tinicum National Environmental Center, and the bill was then passed without amendment and cleared for the President. Page 34528

SALT Negotiations: Senate agreed to S. Con. Res. 56, stating the sense of the Congress with respect to Presidential action affecting the limitation of strategic armaments. Pages 34528–34929

Minimum Wage: Senate agreed to the conference report on H.R. 3744, providing incremental increases in the hourly minimum wage to a maximum of $3.35, effective January 1, 1981, thus clearing the measure for action of the House. Pages 34273–34275

Foreign Aid Appropriations: By 53 yeas to 33 nays, Senate agreed to the conference report on H.R. 7797 appropriating funds for foreign aid programs for fiscal year 1978. Senate agreed to House amendments to Senate amendments numbered 6, 20, 21, 27, 36, 49, 61, 74, 81, 82, and 83; and Senate receded from its amendment No. 47, thus clearing the measure for the President. Pages 34405–34413

Child Care Programs: Senate insisted on its amendments to H.R. 3387, to extend until January 31, 1978, funding for certain child care programs and program for employment of welfare recipients, requested conference with the House, and appointed as conferees Senators Long, Moynihan, Hathaway, Dole, and Danforth. Page 34405

Energy Tax Bill: By unanimous consent, the leadership was authorized to call up the Energy Tax Bill any time after the committee report thereon is available to Members. Page 34277

Presidential Message: Senate received a message from the President transmitting the fourth report on operation of the early warning United States Sinai Support Mission—referred to Committee on Foreign Relations (PM—125). Page 34414

Bills Held at Desk: H.R. 9090, relating to agricultural disaster payments, and H.R. 9512, education programs in the Trust Territory of the Pacific Islands, were received and held at the desk. Page 34528

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 34419

Bill Placed on Calendar: H.R. 8309, navigation development, was read the second time and placed on Senate calendar. Page 34273

Messages From the House: Page 34414

Amendments Submitted for Printing: Pages 34426–34438

Statements on Introduced Bills: Pages 34419–34424

Additional Statements: Pages 34438–34527

Confirmations: Senate confirmed the following nomination:

Ralph C. Bishop, to be U.S. marshal for the northern district of Alabama;

Charles F. C. Ruff, of the District of Columbia, to be Deputy Inspector General, Department of Health, Education, and Welfare;

William R. Alberger, of Oregon, to be a member of the U.S. International Trade Commission. Page 34529

Nominations: Senate received the following nominations:

Walter N. Heine, of Pennsylvania, to be Director of the Office of Surface Mining Reclamation and Enforcement; and

The following-named persons to be Members of the Board of Directors of the National Railroad Passenger Corporation: Frank H. Neel, of Georgia; James R. Mills, of California; Harry T. Edwards, of Michigan; Charles Luna, of Texas; Anthony Haswell, of Illinois; and Ronald G. Nathan, of the District of Columbia.

Michael J. Egan, of Georgia, to be Associate Attorney General;

Edward E. Masters, of Ohio, to be Ambassador to the Republic of Indonesia; and

Irby Turner, Jr., of Mississippi, to be a Member of the Board of Directors of the Corporation for Public Broadcasting. Page 34529

Record Votes: Seven record votes were taken today. Pages 34312–34313, 34316, 34324, 34399, 34405, 34412

Recess: Senate met at 9 a.m. and recessed at 7:29 p.m. Page 34929

Committee Meetings

TRUTH-IN-LENDING

Committee on Banking, Housing, and Urban Affairs: Committee resumed markup of legislation proposing simplification in the "truth-in-lending" laws (S. 1312, 1501, 1653, and 1846), but did not complete action thereon and will meet again on Tuesday, October 25.

AMATEUR SPORTS ACT

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 2036, to reorganize amateur athletics in accordance with recommendations made by the President's Commission on Olympic Sports, after receiving testimony from Representative Quayle; Walter Byers, National Collegiate Athletic Association, Shawnee Mission, Kansas; Joel Ferrell, Amateur Athletic Union, Indianapolis; Brice Durbin, National Federation of State High School Associations, Elgin, Illinois; Edward Williams, Athletes Advisory Council, New York City; Charlotte West, Association of Intercollegiate Athletics for Women, Washington, D.C.; and Dr. Harry G. Fritz, National Association of Intercollegiate Athletics, Kansas City, Missouri.

COMMITTEE BUSINESS

Committee on Finance: Committee held a business meeting where it made the following decisions:

(1) To extend through December 1978, a section of the Internal Revenue Code which allows a taxpayer to elect five-year straight line depreciation for expenditures to rehabilitate low income rental housing;

(2) To simplify the procedures for claiming exemptions from the 8 percent excise tax on certain light duty truck parts which would permit the purchasers and sellers of these parts to register with the IRS and indicate that they intend to engage in tax-free sales and purchases of such parts;

(3) To allow a continuation of the crop pool method of accounting for tobacco cooperatives for crop pools set up through February 1978; and

(4) In accordance with the recommendation of the Pension Benefit Guaranty Corporation, agreed to provide additional time to consider alternative proposals for funding requirements of the Corporation's insurance coverage for pension benefits, and agreed to defer mandatory coverage until July 1, 1979.

Committee announced that on Friday, October 21, it will hold hearings on Title II, relating to tax on commercial transportation on inland waterways of H.R. 8309, the proposed Navigation Development Act. Also, on Friday, committee in a business meeting will further consider the proposed Energy Tax Act and legislative proposals concerning Social Security financing.

PANAMA CANAL TREATIES

Committee on Foreign Relations: Committee resumed hearings on the Panama Canal Treaty and Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal (Ex. N, 95th Cong., 1st sess.), and on the interpretation of certain provisions of such treaties, receiving testimony from Ambassador Ellsworth Bunker and Sol Linowitz, Co-Negotiators of the Panama Canal Treaties.

Hearings were recessed subject to call.

LABOR UNION INSURANCE PREMIUMS

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings with regard to the awarding of labor union insurance contracts, receiving testimony from Bruce Babbitt, attorney general of Arizona, Phoenix; Richard K. Halford, Overland Park, Kans.; and John J. Walsh, subcommittee professional staff member.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 2208, to amend the charter of Big Brothers of America to acknowledge its merger with Big Sisters International, Inc.;

S. Res. 234, referring to the Court of Claims, S. 1953, a private bill;

The following 13 private immigration bills: S. 330, 336, 612, 1110, 1136, 1165, 1166, 1400, 579, 1413, 1852, 1618, and H.R. 3461; and

Nominations, as follows:

Damon J. Keith, of Michigan, to be U.S. circuit judge for the sixth circuit;

James S. Brady, to be U.S. attorney for the western district of Michigan;

Robert J. Del Tufo, to be U.S. attorney for the district of New Jersey;

Richard D. Dutremble, to be U.S. marshal for the district of Maine;

Rufus A. Lewis, to be U.S. marshal for the middle district of Alabama;

Eugene H. Nickerson, to be U.S. district judge for the eastern district of New York;

Robert T. O'Leary, to be U.S. attorney for the district of Montana;

Ronald L. Rencher, to be U.S. attorney for the district of Utah; and

Edward D. Schaeffer, to be U.S. marshal for the eastern district of Pennsylvania.

Committee indefinitely postponed action on three private immigration bills: S. 1196, 1212, and 1298.

AGRICULTURAL RESEARCH PRIORITIES

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure held hearings to examine the research priorities of the Department of Agriculture, receiving testimony from Prof. Patrick Madden, Pennsylvania State University, State College; Benjamin Radcliffe, South Dakota Farmers Union, Huron; Ardell Anderson, Living Farms, Tracy, Minn.; Prof. Allen Thompson, University of New Hampshire, Durham; Martin Strange, Center for Rural Studies, Walt Hill, Nebr.; and James McHale, Governor's Planning Council, Harrisburg.

Hearings continue tomorrow.

NOMINATION

Committee on Rules and Administration: Committee held hearings on the nomination of John J. Boyle, of Maryland, to be Public Printer, where the nominee testified and answered questions on his own behalf. Testimony was also received from Jord H. Jordan, Jr., Printing Industries of America, Inc., Arlington, Va.; Paul G. Zurkowski, Information Industry Association, Bethesda, Md.; James R. MacRae, Coalition of Minority Workers, GPO, John A. McCart and Robert E. Petersen, both of the AFL–CIO, William F. Martin, International Printing and Graphic Communications Union, and Edward Donahue, Graphic Arts International Union and Joint Council of Unions, U.S. Government Printing Office, all of Washington, D.C.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 9636–9657; 4 private bills, H.R. 9658–9661; and 8 resolutions, H.J. Res. 633 and 634, H. Con. Res. 383, and H. Res. 844–848 were introduced. Page 34269

Bills Reported: Reports were filed as follows:

Report entitled "Coast Guard Efforts to Prevent Oil Pollution Caused by Tanker Accidents" (H. Rept. 95–719);

S. 1682, to provide for the implementation of treaties for the transfer of offenders to or from foreign countries (H. Rept. 95–720);

H.R. 7422, to amend the Communications Act of 1934 to provide for the regulation of utility pole attachments, amended (H. Rept. 95–721);

Conference report on H.R. 5101, Environmental Protection Agency Research Authorization for Appropriations for fiscal year 1978 (H. Rept. 95–722);

H. Res. 822, dismissing the election contest of Elsa Debra Hill and Felix J. Panasicui against William Clay (H. Rept. 95–723); and

H. Res. 825, dismissing the election contest against W. Wyche Fowler, Jr. (H. Rept. 95–724). Page 34269

Presidential Message—Sinai Support: Read a message from the President wherein he transmits the Fourth Report of the United States Sinai Support Mission—referred to the Committee on International Relations and ordered printed (H. Doc. 95–246). Page 34186

Energy Transportation: By a yea-and-nay vote of 165 yeas to 257 nays, Roll No. 671, the House failed to pass H.R. 1037, Energy Transportation Security Act of 1977.

Agreed to the committee amendment in the nature of a substitute, as amended by:

An amendment that defines "fair and reasonable rates" as those which are no more than 50 per cent higher than comparable world market rates for carrying oil (agreed to by a recorded vote of 253 ayes to 167 noes, Roll No. 670);

An amendment that requires the Treasury Secretary to certify that cargo preference will not reduce total national employment or the gross national product;

An amendment that requires the Secretary of State to certify that cargo preference will not violate any

treaty of friendship, commerce, and navigation with a NATO member;

An amendment that eliminates the requirement that only United States built vessels can carry preference oil and permits foreign-built vessels to qualify if documented under the U.S. flag and employ U.S. crews (agreed to by a division vote of 31 ayes to 22 noes); and

An amendment that requires the Secretary of Commerce to require that the crews of vessels subject to the Act are hired according to equal opportunity guidelines.

Rejected:

An amendment, as amended, that sought to require that as far as practicable, steel used in shipbuilding construction under the Act be produced in the United States (rejected by a division vote of 29 ayes to 42 noes).

H. Res. 774, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 249 yeas to 167 nays with 1 voting "present", Roll No. 669.

Pages 34186–34225

Supplemental Appropriations: House considered H.R. 9375, Supplemental Appropriations Act, 1978; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, October 20.

Agreed to:

An amendment that strikes the construction appropriation for the Operation of Indian Programs previously acted upon in other appropriation legislation;

An amendment that provides $9.1 million for the construction of two demonstration model intercultural centers (agreed to by a recorded vote of 215 ayes to 202 noes, Roll No. 672);

On a demand for division of the question, an amendment, as amended, that provides $121 million for the operating expenses of ERDA, of which $80 million shall be for the Clinch River Breeder Reactor; and that strikes the restrictive authorization language (agreed to by a recorded vote of 252 yeas to 165 noes, Roll No. 673).

Rejected:

An amendment that sought to provide $31.3 million for FEA salaries and expenses, of which $3.9 million for compliance contract activities, and $6 million for a reserve to cover defaults from loan guarantees issued to develop underground coal mines; and

An amendment in the nature of a substitute that sought to reduce the Clinch River Breeder Project by $70 million and strike the restrictive authorizing language; and to strike the ERDA reimbursement appropriation for GSA.

A point of order was sustained against the provisions for salaries and expenses for the FEA.

A point of order was sustained against the provisions language of the higher education provisions for the Office of Education.

Pages 34230–34261

H. Res. 807, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 34269

Adjournment: Adjourned at 7:55 p.m.

Committee Meetings

NATURAL DISASTER RELIEF

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on H.R. 217, to allow Federal civil defense funds to be used by local civil defense agencies for natural disaster relief. Testimony was heard from Col. William Smith, Director, U.S. Civil Defense Council; Bardyl R. Tirana, Director, Defense Civil Preparedness Agency; and George Jones, National Association of State Directors for Disaster Preparedness.

UNION ORGANIZATION IN ARMED FORCES

Committee on Armed Services: Subcommittee on Investigations continued hearings on S. 274, to prohibit union organization and membership in the armed forces. Testimony was heard from Secretary of the Navy Claytor; John P. White, Assistant Secretary of Defense for Manpower, Reserve Affairs and Logistics; Ms. Deanne Siemer, General Counsel, DOD; and public witnesses.

ARMED FORCES RESTRICTIONS

Committee on Armed Services: Subcommittee on Military Personnel held hearings on H.R. 716, 4795, and 7890, to amend title 10, United States Code, to repeal sections which impose certain restrictions on enlisted members of the Armed Forces and on members of military bands. Testimony was heard from Representative Bob Wilson; Capt. A. G. Nelson, USN, Assistant Chief of Naval Personnel for Personal Affairs; and representatives of Noncommissioned Officers Association and Marine Corps League; National Association for Uniformed Services; and Air Force Sergeants Association.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued markup of H.R. 9086, and will resume tomorrow.

BUDGET IMPACT OF FEDERAL HIGHWAY PROGRAMS

Committee on the Budget: Task Force on Community and Physical Resources continued hearings on the budget impact of Federal highway and mass transportation programs. Testimony was heard from Theodore Lutz, General Manager, METRO; and representatives of the National League of Cities.

Hearings continue tomorrow.

HEALTH SERVICES

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs continued hearings on provision of health services in the District of Columbia; and H.R. 6894, Health Service Act. Testimony was heard from Polly Shackleton, Chairperson, D.C. Council's Committee on Human Resources and the Aging; and public witnesses.

Hearings continue tomorrow.

EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 15, to extend for 5 years certain elementary, secondary, and other education programs, with testimony from representatives of HEW.

Hearings continue tomorrow.

NUCLEAR WASTE

Committee on Government Operations: Met and ordered reported report entitled, "West Valley and the Nuclear Waste Dilemma."

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following measures:

S. 1509, to provide for the return to the United States of title to certain lands conveyed to certain Indian pueblos of New Mexico and for such land to be held in trust by the United States for such tribes;

H.J. Res. 621, approving the Presidential decision on an Alaska natural gas transportation system; and

H.R. 8803 amended, to amend the National Trails System Act.

The committee continued but did not complete action on H.R. 3350, Deep Seabed Hard Minerals Act.

ISRAELI SETTLEMENTS IN OCCUPIED TERRITORIES

Committee on International Relations: Subcommittees on International Organizations and on Europe and the Middle East held a joint hearing on Israeli settlements in the occupied territories. Testimony was heard from Alfred L. Atherton, Jr., Assistant Secretary of State for Near Eastern and South Asian Affairs.

PUBLIC BROADCASTING PROPOSALS

Committee on Interstate and Foreign Commerce: Subcommittee on Communications met for a briefing by administration officials on public broadcasting legislation that has been proposed by the White House.

RAIL SERVICE ASSISTANCE

Committee on Interstate and Foreign Commerce: Subcommittee on Transportation and Commerce held a hearing on H.R. 9398, to amend the Department of Transportation Act and the Regional Rail Reorganization Act of 1973 to extend the eligibility for financial assistance under the rail service assistance programs. Testimony was heard from Representatives Evans of Delaware and Bauman; and representatives of Federal Railroad Administration; ICC; U.S. Railway Association; State transportation officials; labor unions; ConRail; Association of American Railroads; and other public witnesses.

NATIONAL HEALTH PLANNING GUIDELINES

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held a hearing on national health planning guidelines with testimony from HEW officials.

DIVERSITY OF CITIZENSHIP JURISDICTION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued hearings on H.R. 761 and related bills, to abolish diversity of citizenship as a basis of jurisdiction of Federal district courts. Testimony was heard from U.S. Assistant Attorney General Daniel J. Meador; Prof. Lucas A. Powe, Law School, University of Texas; and Joseph F. Spaniol, Jr., Assistant Director, Administrative Office of U.S. Courts.

FIFTH CIRCUIT U.S. COURT OF APPEALS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law continued oversight hearings on a proposal to divide the U.S. Court of Appeals for the Fifth Circuit. Testimony was heard from representatives of NAACP and Lawyers Committee for Civil Rights Under Law.

SPECIAL PROSECUTOR ACT

Committee on the Judiciary: Subcommittee on Criminal Justice met and approved for full committee action a clean bill in lieu of H.R. 2835, Special Prosecutor Act.

AIR CARRIER ECONOMIC REGULATION

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on H.R. 8813, to reform air carrier economic regulation. Testimony was heard from Representatives Coleman and Crane; and public witnesses.

SURFACE TRANSPORTATION ASSISTANCE ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on H.R. 8648 and related bills, Surface Transportation Assistance Act of 1977. Testimony was heard from State officials and public witnesses.

TV AND RADIO COVERAGE OF HOUSE PROCEEDINGS

Committee on Rules: Completed hearings and discussed resolution but deferred further action until Tuesday, October 25, on H. Res. 821, Amending the Rules of the House of Representatives to provide for television and radio coverage of the proceedings of the House. Testimony was heard from Donald Meaney, vice president, NBC News; Sanford Socolow, vice president, CBS News; George Watson, bureau chief, ABC News; Ward Chamberlin, president, WETA; Don Farmer, treasurer, Executive Committee of Radio and Television Correspondents' Galleries; Len Allen, managing director, Radio and Television News Directors Association; Representatives Brooks, Rose and Cleveland; and J. Raymond Carroll, Architect's Office. A statement for the record was submitted by Chairman Brooks.

OCS LANDS ACT AMENDMENTS

Committee on Rules: Deferred action until Tuesday, October 25, on H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977.

OFFICE OF TECHNOLOGY ASSESSMENT

Committee on Science and Technology: Subcommittee on Science, Research, and Technology continued hearings on Office of Technology Assessment. Testimony was heard from Dr. Edward Wenk, Jr., vice chairman, Technology Assessment Advisory Council, University of Washington.

Hearings continue tomorrow.

SBA's SUSPENSION OF 8(a) PROGRAM

Committee on Small Business: Subcommittee on Minority Enterprise and General Oversight held a hearing on the Small Business Administration's suspension of the section 8(a) procurement program, and personnel practices of the agency. Testimony was heard from SBA Administrator A. Vernon Weaver.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Held a hearing on H. Res. 252, Korean influence investigation. Testimony was heard from Nan Elder, on staff of Representative Winn; Jai Hyon Lee and Kim Sang Keun, former employees of the Korean Embassy; and B. Y. Lee, former employee of Tongsun Park.

Hearings continue tomorrow.

PRIVATE FOUNDATIONS' STOCK—PAYMENT OF CERTAIN TAXES

Committee on Ways and Means: Met and ordered reported favorably to the House the following bills:

H.R. 4030 amended, to increase the amount of the stock which certain private foundations may hold in certain public utilities without being subject to the excise tax on excess business holdings; and

H.R. 6853 amended, to amend the Internal Revenue Code to change the period for the payment of certain taxes.

Joint Committee Meeting

ENERGY

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5037, a private bill, and to establish a comprehensive National Energy Conservation Policy, but did not complete action thereon and will meet again tomorrow.

Thursday, October 20, 1977

Senate

Chamber Action

Routine Proceedings, pages 34538–34667

Bills Introduced: 12 bills and 1 resolution were introduced, as follows: S. 2222–2233; and S.J. Res. 94. Page 34604

Bills Reported: Reports were made as follows:

S. 791, to authorize an additional $28 million for the acquisition of lands within the Sawtooth National Recreation Area, Idaho (S. Rept. 95–514).

S. 1318, to remove a Federal restriction on the use of certain State-owned land on Sand Island, Hawaii, so that it may be leased or sold for public purposes, with an amendment (S. Rept. 95–515).

S. 553, to enlarge the boundary of the Cibola National Forest, New Mexico, with amendment (S. Rept. 95–516).

H.R. 1403, authorizing the Secretary of the Interior to convey U.S. interest in certain lands in Adams County, Miss. (S. Rept. 95–517).

H.R. 2527, authorizing the Secretary of Agriculture to convey to the Madera Cemetery District, California, certain lands in the Sierra National Forest (S. Rept. 95–518).

S. 2033, authorizing the Secretary of Agriculture to convey certain lands in the Wenatchee National Forest, Washington (S. Rept. 95–519).

S. 2101, providing for the addition of 2,416 acres to the White River National Forest, Colorado (S. Rept. 95–520).

S. 917, to provide for the conveyance to the University of Nevada of certain lands adjacent to the Gund Ranch, Grass Valley, Nev. (S. Rept. 95–521).

H.R. 4979, directing the Secretary of the Interior to convey to Mineral County, Nev., certain public lands in such county, with an amendment (S. Rept. 95–522).

S. 920, to allow oil and gas leases within the Lake Murray Recreational Demonstration Area project, Oklahoma, with an amendment (S. Rept. 95–523). Page 34603

Bills Passed:

Hawaiian Native Claims: Senate passed with committee amendment and sent to the House, S.J. Res. 4, to establish the Hawaiian Native Claims Settlement Study Commission. Pages 34541–34544

Wilderness Areas: By 89 yeas to 3 nays, Senate passed H.R. 3454, to designate certain endangered public lands for preservation as wilderness areas, after agreeing to committee amendment in the nature of a substitute, to which Senate had first taken action on proposed amendments as follows:

Adopted: Church unprinted amendment No. 960, of a technical nature; and

Rejected: Domenici U.P. No. 961, authorizing sale from the national stockpile of 30,000 tons of tin in exchange for the purchase of 250,000 tons of copper (tabled by 48 yeas to 44 nays). Pages 34545–34584

Marine Protection: Senate passed without amendment and cleared for the President, H.R. 4297, to authorize funds for fiscal year 1978 for programs under the Marine Protection, Research, and Sanctuaries Act.

S. 1527 and S. 1425, similar Senate measures, were then indefinitely postponed. Pages 34584–34588

Federal Trade Commission: By unanimous vote of 90 yeas, Senate passed H.R. 3816, authorizing funds for the Federal Trade Commission for fiscal year 1978, after striking all after the enacting clause and inserting in lieu thereof provisions of the Senate companion bill, S. 1533, which had at first been amended by adoption of:

(1) Ford unprinted amendment No. 962, to insure that persons nominated to serve on the FTC and Consumer Product Safety Commission are qualified; and Page 34590

(2) Ford U.P. No. 963, to expand the range of civil sanctions which the courts may impose for violation of FTC rules. Page 34591

S. 1533 and S. 1288 were then indefinitely postponed. Page 34599 Pages 34588–34599

Career Education: Senate passed H.R. 7, to authorize a career education program for elementary and secondary schools, after striking all after the enacting clause and inserting in lieu thereof provisions of the Senate companion bill, S. 1328, as reported. Senate insisted on its amendment, requested conference with the House, and appointed as conferees Senators Williams, Pell, Randolph, Kennedy, Eagleton, Hathaway, Javits, Stafford, Schweiker, and Hayakawa.

S. 1328 was then indefinitely postponed. Pages 34651–34659

Big Brothers and Big Sisters: Senate passed and sent to the House S. 2208, to amend the charter of Big Brothers of America to acknowledge its merger with Big Sisters International, Inc. Page 34602

Enrollment Correction: Senate agreed to H. Con. Res. 384, authorizing corrections in the enrollment of S. 1811, authorizing funds for fiscal year 1978 for nuclear programs of the Energy Research and Development Administration.

Senate vitiated its action of October 12, when it agreed to S. Con. Res. 55, Senate companion resolution, and that measure was then indefinitely postponed. Page 34639

ERDA Authorizations: Senate agreed to the conference report on H.R. 5101, authorizing funds for environmental research and development activities of the Environmental Protection Agency, thus clearing the measure for action of the House. Pages 34639–34650

ERDA Nuclear Programs: Senate agreed to the conference report on S. 1811, authorizing funds for fiscal year 1978 for nuclear programs of the Energy Research and Development Administration, thus clearing the measure for the President. Pages 34646–34649

Aviation Insurance: Senate agreed to the House amendment to the Senate amendment with an amendment in the nature of a substitute (Cannon unprinted amendment No. 964) to H.R. 6010, to amend the Federal Aviation Act so as to expand the types of risks which the Secretary of Transportation may insure or reinsure. Pages 34660–34665

Debate Limitation Agreements: By unanimous consent, it was agreed that when Senate proceeds to consider S. 1771, to extend the authority of the Overseas Private Investment Corporation, debate thereon be limited to 2 hours, with 30 minutes on an amendment; and

When it considers (on Tuesday, October 25) H.R. 9090, to exempt disaster payments from payment limitations contained in the Agricultural Act of 1970, time for debate thereon be limited to 1 hour, with 20 minutes on amendments. Pages 34602–34603

Committee Authorizations: Committee on Finance was authorized until 7 p.m. on Friday, October 21, to

report the Energy Tax bill, and until midnight that night to report a social security extension bill.

Committee on Energy and Natural Resources was authorized until midnight Friday to file reports.

Committee on Commerce, Science, and Transportation was authorized to sit until noon during the session of the Senate on Tuesday, October 25.

Pages 34659–34660

Resolution Indefinitely Postponed: Senate indefinitely postponed further action on S. Res. 222, to disapprove Reorganization Plan No. 1, calling for the reorganization of the Executive Office of the President.

Page 34545

Bills Referred: H.R. 6715, making certain technical corrections in the tax laws, was received and referred to the Committee on Finance. Page 34604

Messages From the House: Page 34603

Statements on Introduced Bills: Pages 34604–34620

Additional Statements: Pages 34621–34646

Confirmations: Senate confirmed the following nominations:

Gillian Martin Sorensen, of New York, to be a member of the Corporation for Public Broadcasting;

Sharon P. Rockefeller, of West Virginia, to be a member of the Corporation for Public Broadcasting;

Dale D. Myers, of California, to be Under Secretary of Energy;

John F. O'Leary, of New Mexico, to be Deputy Secretary of Energy;

Alvin L. Alm, of the District of Columbia, to be an Assistant Secretary of Energy for Policy and Evaluation;

Harry E. Bergold, Jr., of Florida, to be an Assistant Secretary of Energy for International Affairs;

David J. Bardin, of New Jersey, to be Administrator of the Economic Regulatory Administration;

Charles B. Curtis, of Maryland, George R. Hall and Georgiana H. Sheldon, both of Virginia, Matthew Holden, Jr., of Wisconsin, and Don Smith, of Arkansas, each to be a member of the Federal Energy Regulatory Commission;

Phillip S. Hughes, of Maryland, to be an Assistant Secretary of Energy for Intergovernmental and Institutional Relations;

Eugene H. Nickerson, to be U.S. district judge for the eastern district of New York;

David D. Newsom, of California, to be Ambassador to the Philippines;

O. Rudolph Aggrey, of the District of Columbia, to be Ambassador to Romania;

Theodore M. Hesburgh, of Indiana, for the rank of Ambassador during the tenure of his service as Chairman of the U.S. Delegation to the United Nations Conference on Science and Technology for Development;

John E. Downs, of Missouri, for the rank of Minister during the tenure of his service as the U.S. Representative on the Council of the International Civil Aviation Organization;

Barry M. Blechman, of Virginia, to be an Assistant Director of the U.S. Arms Control and Disarmament Agency;

Damon J. Keith, of Michigan, to be U.S. circuit judge for the sixth circuit;

Ronald L. Rencher, to be U.S. attorney for the district of Utah;

Robert J. Del Tufo, to be U.S. attorney for the district of New Jersey;

Robert T. O'Leary, to be U.S. attorney for the district of Montana;

James S. Brady, to be U.S. attorney for the western district of Michigan;

Edward D. Schaeffer, to be U.S. marshal for the eastern district of Pennsylvania;

Richard D. Dutremble, to be U.S. marshal for the district of Maine;

Rufus A. Lewis, to be U.S. marshal for the middle district of Alabama; and

A list of Foreign Service nominations received on September 30, 1977. Page 34667

Record Votes: Three record votes were taken today.

Pages 34572, 34584, 34594–34595

Adjournment: Senate met at 9 a.m. and adjourned at 4:53 p.m. Page 34666

Committee Meetings

AIR TRANSPORTATION REGULATORY REFORM

Committee on Commerce, Science, and Transportation: Committee resumed discussion of regulatory reform in the air transportation industry, but did not complete action thereon and will meet again on Tuesday, October 25, to consider this and other committee business.

COMMITTEE BUSINESS

Committee on Human Resources: Committee ordered favorably reported S. 2159, to require an increase in the enrollment of third-year medical students in school year 1978–79 as a condition to receiving capitation grants, with amendments; and S. Con. Res. 26, expressing the sense of the Congress to focus awareness of the extent and consequences of amyotropic lateral sclerosis.

Also, committee approved language for disclosure of financial information submitted bv nominees, subject to final review.

EDUCATION AMENDMENTS

Committee on Human Resources: Subcommittee on Education, Arts, and Humanities, resumed hearings on S. 1753, to extend and amend the Elementary and Secondary Education Act, receiving testimony from Senator DeConcini; State Representative Thomas C. Massey, of Texas, accompanied by State Senator Curtis Peterson, of Florida, National Conference of State Legislatures; Dr. Fred Burke, New Jersey Commissioner of Education, Newark; Omar Picard, Madawaska, Maine and Dr. Alfredo deLos Santos, Austin, Tex., National Advisory Council on Bilingual Education; Dr. Arturo Gutierrez, Texas Association for Bilingual Education, Dallas; Maria Swanson, National Association for Bilingual Education, Chicago; State Senator Paul Sandoval, Colorado; Federico Pena, Chicano Education Project, Denver; Dr. Hernan LaFontaine, Office of Bilingual Education, Brooklyn; Dr. Antonio Vega, California Association for Bilingual Education, Los Angeles; Henry Pascual, State of New Mexico Department of Education, Santa Fe; Pepe Barron, El Congresso Nacional de Asuntos Collegiales, Washington, D.C.; Anthony Santiago, Eugenio Maria de Hospos, South Bronx, N.Y.; Dr. Gordon Cawelti, Association for Supervision and Curriculum Development, Washington, D.C.

Hearings continue tomorrow.

AGRICULTURAL RESEARCH PRIORITIES

Committee on the Judiciary: Subcommittee on Administrative Practice and Procedure continued hearings to examine the research priorities of the Department of Agriculture, receiving testimony from Dr. James Nielson, Deputy Assistant Secretary of Agriculture for Conservation, Research and Education, who was accompanied by several of his associates; Prof. Richard Rodefeld, Pennsylvania State University, State College; Patrick Mullin, Experimental Farm and Training Center, Charlotte, N.C.; William Lockeretz, Washington University, St. Louis, Mo.; Edward Wiggins, University of Missouri, Columbia, Mo.; and R. A. Moore, South Dakota University, Vermillion.

Hearings were recessed subject to call.

LAW ENFORCEMENT

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings to examine the erosion of law enforcement intelligence gathering capabilities, receiving testimony from James Gregg, Acting Administrator, and Robert Grimes, Associate Administrator for Criminal Justice Programs, both of the Law Enforcement Assistance Administration, Department of Justice.

Hearings were recessed subject to call.

AGING

Select Committee on Aging: Committee held hearings on the topic "Senior Centers and the Older Americans Act", receiving testimony from Donald F. Reilly, Deputy Commissioner, Administration on Aging, Department of Health, Education, and Welfare; E. Bentley Lipscomb, Tallahassee, National Association of State Units on Aging; Wallace Clair, Lynchburg, Va., National Association of Area Agencies on Aging; Richard Halvorson, Sandy Senior Center, Sandy, Oreg.; and Ann Hill, St. Martin de Porres Multiservice Senior Center, Providence.

Hearings were recessed subject to call.

OFFICE ACCOUNTS

Select Committee on Ethics: Committee met in open and closed session and discussed Senate rule XLVI, prohibition of unofficial office accounts, but made no announcements and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 52 public bills, H.R. 9662–9713; 3 private bills, H.R. 9714–9716; and 16 resolutions, H.J. Res. 635, H. Con. Res. 384, and H. Res. 848–861, were introduced. Pages 34753–34755

Bills Reported: Reports were filed as follows:

Report from the Committee on House Administration entitled "Report pursuant to section 302(B) of the Congressional Budget Act of 1974" (H. Rept. 95–725);

H. Res. 848, providing for the consideration of H.R. 9179, to amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation (H. Rept. 95–726);

H.R. 7278, to amend section 510 of the Merchant Marine Act of 1936, amended (H. Rept. 95–727); and

H.R. 5099, 5097, 7162, and S. 1269, all private bills (H. Repts. 95–728 to 731, respectively). Page 34753

Legal Services: House disagreed to the amendment of the Senate to H.R. 6666, Legal Services Corporation Amendments Act of 1977; and agreed to a conference asked by the Senate.

By a yea-and-nay vote of 230 yeas to 186 nays, Roll No. 674, agreed to a preferential motion to instruct the managers of the conference on the part of the House to insist on language prohibiting the use of Federal funds to provide legal assistance relating to the desegregation of any elementary or secondary school or school system.

Appointed as conferees: Representatives Kastenmeier, Danielson, Drinan, Santini, Ertel, Railsback, and Butler.

Pages 34668–34672

Committee To Sit: Committee on Merchant Marine

and Fisheries received permission to sit today during proceedings of the House under the 5-minute rule.

Page 34668

Fair Labor Standards: By a yea-and-nay vote of 236 yeas to 187 nays, Roll No. 676, the House agreed to the conference report on H.R. 3744, Fair Labor Standards Amendments of 1977—clearing the measure for the President. Pages 34678–34684

ERDA Authorization: By a yea-and-nay vote of 366 yeas to 52 nays, Roll No. 677, the House agreed to a conference report on S. 1811, Energy Research and Development Administration Authorization Act of 1978—Civilian Applications—clearing the measure for Senate action.

House agreed to H. Con. Res. 384, authorizing corrections in the enrollment of S. 1811.

Pages 34684–34690

Supplemental Appropriations: House considered H.R. 9375, making supplemental appropriations for fiscal year 1978; but came to no resolution thereon.

Took the following action in the Committee of the Whole:

Agreed To:

An amendment that limits reception and representation expenses for the Commission on Security and Cooperation in Europe;

An amendment that appropriates an additional $625 million for the Small Business Administration Disaster Loan Fund (agreed to by a recorded vote of 318 ayes to 102 noes, Roll No. 678);

An amendment that appropriates an additional $54,000 for allowances and office staff for former Presidents; and

A motion to limit debate (agreed to by a recorded vote of 212 ayes to 187 noes, Roll No. 679).

Rejected:

An amendment that sought to add $1.4 billion for the construction of five B-1 bombers (rejected by a recorded vote of 194 ayes to 204 noes, with 2 voting "present", Roll No. 681);

A motion that the Committee rise (rejected by a recorded vote of 190 ayes to 215 noes, Roll No. 680); and

A motion that the Committee rise (rejected by a recorded vote of 169 ayes to 205 noes, Roll No. 682).

Pages 34690–34719

Late Reports: Committee on Public Works and Transportation received permission to file reports by midnight Friday, October 21, on the following bills:

H.R. 8346, Urban Mass Transportation Act Revisions;

H.R. 8992, to change the name of the Executive Protective Service to "United States Secret Service Uniformed Division";

H.R. 8993, to designate the Secret Service Training Center as the "James J. Rowley Secret Service Training Center";

S. 2052, to extend the supervision of the U.S. Capitol Police to certain facilities leased by the Office of Technology Assessment; and

H.R. 8777, to amend the Appalachian Regional Development Act of 1965 to permit an extension of the period of assistance for child development programs while a study is conducted on methods of phasing out Federal assistance to those programs. Page 34719

Receive and Sign: The Speaker was authorized to sign enrolled bills and joint resolutions and the Clerk was authorized to receive messages from the Senate notwithstanding the adjournment of the House from Friday, October 21, to Tuesday, October 25. Page 34720

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of Wednesday, October 26.

Page 34720

Aviation Insurance: House disagreed to the amendment of the Senate to the amendment of the House to the amendment of the Senate to H.R. 6010, to amend title XIII of the Federal Aviation Act of 1958 to expand the types of risks which the Secretary of Transportation may insure or reinsure; and asked a conference with the Senate. Appointed as conferees: Representatives Johnson of California, Anderson of California, Roncalio, Harsha, and Snyder.

Previously, objection was heard to a request that the House concur in the Senate amendment. Page 34720

Late Report: Committee on Interior and Insular Affairs received permission to file a report by midnight Friday, October 21, on H.R. 8803, to amend the National Trails System Act. Page 34720

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 34752

Adjournment: Adjourned at 6:22 p.m.

Committee Meetings

COMMISSION ON DOMESTIC AND INTERNATIONAL HUNGER AND MALNUTRITION

Committee on Agriculture: Held a hearing on H. Res. 784 and related resolutions to establish a Commission on Domestic and International Hunger and Malnutrition. Testimony was heard from Representatives Nolan, Heckler, Gilman, Collins of Illinois, Simon, Solarz, Weaver, and Jeffords; representatives of Departments of Agriculture and State; and public witnesses.

FEDERAL CROP INSURANCE ACT

Committee on Agriculture: Subcommittee on Conservation and Credit continued hearings on H.R. 7111 and 5011, to revise the Federal Crop Insurance Act. Testimony was heard from Representative Stangeland; Farm Credit Administration; Federal Insurance Administration; and public witnesses.

PANAMA CANAL TREATIES

Committee on Armed Services: Held a hearing on the Panama Canal Treaties with testimony from Gen. George S. Brown, USAF, Chairman, Joint Chiefs of Staff.

MILITARY RECRUITING PRACTICES

Committee on Armed Services: Subcommittee on Military Personnel held a hearing on current recruiting practices in the military. Testimony was heard from Maj. Gen. Eugene P. Forrester, Commanding General, U.S. Army Recruiting Command; Lt. Gen. DeWitt C. Smith, Jr., Deputy Chief of Staff for Personnel, U.S. Army; and Representatives Blouin and Ruppe.

COMMITTEE BUSINESS

Select Committee on Assassinations: Met in executive session for consideration of investigative issues.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued markup of H.R. 9086, Safe Banking Act, and will resume on Tuesday, October 25.

RESOURCE TRANSFERS

Committee on the Budget: Task Force on National Security held an executive hearing on resource transfer to less developed nations. Testimony was heard from AID and State Department officials.

BUDGET IMPACT OF FEDERAL HIGHWAY PROGRAMS

Committee on the Budget: Task Force on Community and Physical Resources continued hearings on budget impact of Federal highway and mass transportation programs. Testimony was heard from Dr. Allen Schick, the Urban Institute; Daniel J. Hanson, Sr., American Road and Transportation Builders Association; and B. R. Stokes, American Public Transit Association.

ARMORY BOARD FISCAL YEAR— D.C. REVENUE BONDS

Committee on the District of Columbia: Met and ordered reported favorably to the House the following bills:

S. 2062, to amend section 441 of the District of Columbia Self-Government and Governmental Reorganization Act with respect to the Armory Board Fiscal Year; and

H.R. 9544, to amend the District of Columbia Self-Government and Governmental Reorganization Act with respect to the payment of certain revenue bonds issued by the Council of the District of Columbia.

HEALTH SERVICES

Committee on the District of Columbia: Subcommittee on Fiscal and Government Affairs continued hearings on provision of health services in the District of Columbia; and H.R. 6894, Health Services Act. Testimony was heard from representatives of D.C. Medical Society; and the Medico-Chirurgical Society of the District of Columbia.

EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 15, to extend for 5 years certain elementary, secondary, and other education programs, with testimony from public witnesses.

Hearings continue on Tuesday, October 25.

FEDERAL ENFORCEMENT OF EEO

Committee on Education and Labor: Subcommittee on Employment Opportunities held an oversight hearing on Federal enforcement of equal employment opportunity laws. Testimony was heard from officials of Department of Labor and Civil Service Commission.

SERVICE CONTRACT COVERAGE TO PROFESSIONAL EMPLOYEES

Committee on Education and Labor: Subcommittee on Labor-Management Relations approved for full committee action H.R. 314 as amended, to amend the Service Contract Act of 1965 to extend its coverage to professional employees.

HUMAN RESOURCES DEVELOPMENT ACT

Committee on Education and Labor: Subcommittee on Labor-Management Relations held a hearing on H.R. 8065, Human Resources Development Act of 1977. Testimony was heard from Stephen C. Zidek, co-chairman, labor, Inland-Empire Labor-Management Council, Colton Manufacturing Co.

Hearings continue Wednesday, November 2.

COMMITTEE BUSINESS

Committee on Government Operations: Subcommittee on Government Information and Individual Rights met and approved for full committee action the following reports:

"Citizen's Guide on How to Use the Freedom of Information and Privacy Acts;" and

"Mail Opening by Customs Service."

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands met

for continued briefing on H.R. 39, Alaska National Interest Lands Conservation Act, and will resume tomorrow.

UMATILLA INDIAN RESERVATION

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands met and approved for full committee action the following bills:

H.R. 2539 amended, Pertaining to land consolidation and development on the Umatilla Indian Reservation; and

H.R. 2540 amended, Pertaining to the inheritance of trust or restricted lands on the Umatilla Indian Reservation.

MINERAL LEASING ACT—NATIONAL CRUDE OIL SUPPLY AND TRANSPORTATION ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment met and took the following action:

Vacated previous vote of October 18, 1977 on H.R. 7816, to amend the Mineral Leasing Act of 1920, and approved the bill without amendment for full committee action; and also approved

H.R. 9203 as amended, National Crude Oil Supply and Transportation Act.

PANAMA CANAL TREATIES

Committee on International Relations: Continued hearings on the Panama Canal Treaties and related legislation. Testimony was heard from Secretary of State Cyrus Vance; Ambassador-at-Large Ellsworth Bunker, Co-Negotiator for the Panama Canal Treaty; and Sol M. Linowitz, Co-Negotiator for the Panama Canal Treaty.

MINORITIES AND WOMEN'S PERSPECTIVES ON TELECOMMUNICATIONS ISSUES

Committee on Interstate and Foreign Commerce: Subcommittee on Communications met for panel discussions on minorities and women's perspectives on telecommunications issues.

DIVERSITY OF CITIZENSHIP JURISDICTION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice met and approved for full committee action H.R. 9622 as amended, to abolish diversity of citizenship as a basis of jurisdiction of Federal district courts, and to abolish the amount in controversy requirement in Federal question cases.

ANTITRUST LAWS ENFORCEMENT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.R. 8359, to restore the effective enforcement of the antitrust laws. Testimony was heard from Josef Cooper, San Francisco attorney; Samuel Murphy, Jr., New York attorney; Peter Max, economist, National Economic Research Associates; and Richard Posner, Professor of Law, University of Chicago.

LEAA RESTRUCTURE

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on the Task Force report to restructure the Law Enforcement Assistance Administration. Testimony was heard from Alan Bosch, AFL-CIO; Milton Rector, National Council on Crime and Delinquency; Benjamin F. Holman, former director, Community Relations Service, Department of Justice; and James C. Parsons, Chief of Police, Birmingham, Alabama, representing the Police Executive Research Forum.

U.S. FOREIGN TRADE REBATING PRACTICES

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 9518, to provide for a 3-year period to reach a permanent solution of the rebating practices in the U.S. foreign trade. Testimony was heard from representatives of the Federal Maritime Commission; AIMS; Transportation Institute, Sea Land; Adherence Group, Inc.; Delta Steamship Corp.; CENSA, and other public witnesses.

PUBLIC WORKS MISCELLANY

Committee on Public Works and Transportation: Met and ordered reported favorably to the House the following bills:

H.R. 8346, to amend the Urban Mass Transportation Act of 1964 to revise the program of Federal operating assistance provided under Sec. 17;

H.R. 8729 amended, Airport and Aircraft Noise Reduction Act;

H.R. 8992, to change the name of the Executive Protective Service to "United States Secret Service Uniformed Division";

H.R. 8993, to designate the Secret Service Training Center as the "James J. Rowley Secret Service Training Center";

H.R. 8777 with an amendment in the nature of a substitute, to amend the Appalachian Regional Development Act of 1965 to permit an extension of the period of assistance for child development programs while a study is conducted on methods of phasing out Federal assistance to these programs; and

S. 2052, to extend the supervision of the U.S. Capitol Police to certain facilities leased by the Office of Technology Assessment.

The committee also approved public buildings prospectuses for four alterations and five leases; and approved two 11(b) resolutions.

OFFICE OF TECHNOLOGY ASSESSMENT

Committee on Science and Technology: Subcommittee on Science, Research and Technology continued hearings on Office of Technology Assessment with testimony from Dr. Jerome B. Wiesner, Chairman, Technology Assessment Advisory Council.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Continued hearings on H. Res. 252, Korean influence investigation. Testimony was heard from Kim Sang Keun, former employee of Korean Embassy; B. Y. Lee, former employee of Tongsun Park; congressional wives Mrs. de la Garza and Mrs. John T. Myers; and Kim Hyung Wook, former KCIA director.

Hearings continue tomorrow.

Joint Committee Meeting

ENERGY

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5037, a private bill, and to establish a comprehensive National Energy Conservation Policy, but did not complete action thereon and will meet again on Monday, October 24.

Friday, October 21, 1977

Senate

Chamber Action

Routine Proceedings, page S17641

Bills Reported: Reports were filed after the recess of the Senate, as follows:

S. 491, increasing to $8.5 million authorizations for development of the Fort Union Trading Post National Historic Site, North Dakota and Montana, with an amendment (S. Rept. 95-524).

S. 1045, to change the name of the Indiana Dunes National Lakeshore (Illinois) to the Paul H. Douglas National Lakeshore, with an amendment (S. Rept. 95-525).

S. 1104, to establish the Legionville National Historic Site, Pennsylvania, with amendments (S. Rept. 95-526).

S. 2118, authorizing the Secretary of Agriculture to convey eight valid homesite claims within the Chugach and Tongass National Forests in Alaska (S. Rept. 95-527).

S. 1976, to add certain lands to the Redwood National Park, California, with amendments (S. Rept. 95-528)—referred to Committee on Appropriations.

H.R. 5263, to continue extension of the duty on bicycle parts, and also embodying the proposed Energy Tax Act, with an amendment, together with additional and supplemental views (S. Rept. 95-529).

Recess: Senate met at 11 a.m., conducted no business, and recessed at 11:01 a.m.

Committee Meetings

SALT BRIEFING

Committee on Armed Services: Subcommittee on Arms Control met in closed session to receive a briefing from Secretary of State Cyrus Vance on the current status of the SALT II negotiations.

Subcommittee recessed subject to call.

LUMBER PRICES

Committee on Banking, Housing, and Urban Affairs: Committee held hearings in connection with recent increases in lumber prices and their effects on the Nation's housing industry, receiving testimony from Senator McClure; Barry P. Bosworth, Director, Council on Wage and Price Stability; John R. McGuire, Chief, Forest Service, Department of Agriculture; and Robert Arquilla, National Association of Home Builders, and Thomas N. Orth, National Forest Products Association, both of Washington, D.C.

Hearings were adjourned subject to call.

BALANCED NATIONAL GROWTH

Committee on Environment and Public Works: Committee held hearings to review the status of the forthcoming White House Conference on Balanced National Growth and Economic Development (January 29 through February 2, 1978), receiving testimony from Juanita M. Kreps, Secretary of Commerce and Conference Coordinator for Federal Departments and Agencies; Dr. Michael S. Koleda, White House Conference Director; Gov. John D. Rockefeller IV, of West Virginia, chairman, Conference Statutory Advisory Committee; Dr. William J. Nagle, Administrator, Rural Development Service, Department of Agriculture; and Yvonne Perry, Deputy Assistant Secretary-designate of Housing and Urban Development for Community Planning and Development.

Hearings were recessed subject to call.

COMMITTEE BUSINESS

Committee on Finance: Committee held a business meeting where it made the following decisions:

(a) Agreed to report unfavorably S. Con. Res. 49, expressing the sense of the Congress favoring the recommendation of the Pension Benefit Guaranty Corporation regarding a revised pension benefits coverage schedule transmitted to Congress on September 23, 1977. (Com-

mittee agreed to file a joint report with the Committee on Human Resources, which committee approved this measure for reporting today.)

(b) Agreed to the substance of H.R. 4458, making several technical and administrative changes in the Internal Revenue Code relative to the tax treatment of distilled spirits, and agreed to ask that upon receipt, the House measure be held at the Senate desk.

(c) Ordered favorably reported with an amendment in the nature of a substitute H.R. 5263, suspending duty on certain bicycle parts and also embodying the proposed National Energy Tax Act. Prior to its approval, committee agreed today to (1) eliminate the expiration date for tax credits relative to oil shale, natural gas from nonconventional sources and geothermal methane, (2) remove from the bill a provision which would establish an Energy Finance Corporation, and (3) provide for the applicability of a 40-percent refundable tax credit to allow electric utility cooperative organizations to qualify. (Original substance (bicycle parts) of H.R. 5263 is incorporated in H.R. 2982, passed by the Senate on September 16, 1977).

Also, committee continued consideration of proposals affecting social security financing and agreed to a $50,000 employer share for 1979, to be increased to $75,000 in 1985, as the tax base for social security taxes.

WATERWAYS FUEL TAX

Committee on Finance: Committee held hearings on title II (relating to tax on commercial transportation on inland waterways) of H.R. 8309, the proposed Navigation Development Act, receiving testimony from Senators Domenici and Huddleston; Secretary of Transportation Brock Adams; James Symington, on behalf of the American Waterways Operators, Water Transport Association, National Committee on Locks and Dam 26, American Inland Waterways Committee, and the National Waterways Conference; William H. Dempsey, Association of American Railroads; C. H. Fields, American Farm Bureau, all of Washington, D.C.; and Howard Brown, American Rivers Conservation Council, Washington, D.C., accompanied by Prof. Steve H. Hanke, Johns Hopkins University, Baltimore.

Hearings were adjourned subject to call.

HOSPITAL COSTS AND RENAL DISEASE

Committee on Finance: Subcommittee on Health resumed hearings on S. 1391, 1470, hospital cost containment bills, and H.R. 8423, to improve medicare administration and operation of coverage for patients suffering from kidney failure, receiving testimony from Thomas C. Simons, Hartford, Conn, and Henry A. DiPrete, Boston, on behalf of the Health Insurance Association of America; Dr. Arvin B. Weinstein, National Kidney Foundation, New York City; Dr. Christopher R. Blagg, Seattle, Wash., Renal Physicians Association; Phyllis Messer, Great Neck, N.Y., National Association of Patients on Hemodialysis and Transplantation; Dr. Edmund G. Lowrie, Peter Bent Brigham Hospital, Boston; Harold O. Buzzell, Health Industry Manufacturers Association, Washington, D.C.; Dr. Tipton McKnight, Earl K. Long Hospital, Baton Rouge; and Dr. George L. Bailey, Greater New Orleans Artificial Kidney Center.

Hearings were recessed subject to call.

PENSION BENEFIT GUARANTY CORPORATION

Committee on Human Resources: Committee ordered favorably reported S. Con. Res. 49, expressing the sense of the Congress favoring the recommendation of the Pension Benefit Guaranty Corporation regarding a revised pension benefits coverage schedule transmitted to Congress on September 23, 1977.

EDUCATION AMENDMENTS

Committee on Human Resources: Subcommittee on Education, Arts, and the Humanities, continued hearings on S. 1753, to extend and amend the Elementary and Secondary Education Act, receiving testimony from Connie Gomes, Providence, R.I.; Elayne D. Brodie, National Coalition of Elementary and Secondary Education Association Title I parents, Newark, N.J.; Dr. Ruth Love, Superintendent of Schools, Oakland, Calif.; Thomas Rosica, Philadelphia, and Samuel Husk, Washington, D.C. both representing the Council of Great City Schools; Robert Silverstein and Linda Brown, both representing the Lawyers Committee for Civil Rights Under Law, Washington, D.C.

Hearings were recessed subject to call.

RACKETEERING IN CIGARETTES

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures held hearings on S. 1487, to eliminate racketeering in the sale and distribution of cigarettes, receiving testimony from Senator Chiles; Rex D. Davis, director, and Marvin V. Dessler, chief counsel, both of the Bureau of Alcohol, Tobacco, and Firearms, Department of the Treasury; Wayne F. Anderson, accompanied by Robert J. Kleine, both on the Advisory Commission on Intergovernmental Relations; and James H. Tully, Jr., accompanied by Alfred Donati, Jr., both of the New York State Department of Taxation and Finance, New York City.

Hearings were recessed subject to call.

MASHPEE INDIAN CLAIMS

Select Committee on Indian Affairs: Committee held hearings on S.J. Res. 86, to extinguish title, if any, claimed by the Mashpee Tribe to property presently occupied by homeowners in Mashpee, Mass., receiving testimony from Senators Kennedy and Brooke; Eliot R. Cutler, Associate Director for Natural Resources, Energy, and Science, Office of Management and Budget; George Benway, Selectman, Town of Mashpee; Steven Olesky, Boston, representing James St. Clair, attorney for the defendants in the present court action; and Thomas Tureen, Boston, attorney for the Indians in the present court action.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: One public bill, H.R. 9717, was introduced. Page 34768

Bills Reported: Reports were filed as follows:

H.R. 8346, Urban Mass Transportation Act Revisions (H. Rept. 95-732);

H.R. 2203, to amend the Great Lakes Fishery Act of 1956 (H. Rept. 95-733);

H.R. 8803, to amend the National Trails System Act (H. Rept. 95-734); Pages 34767-34768

S. 2052, to extend the supervision of the U.S. Capitol Police to certain facilities leased by the Office of Technology Assessment (H. Rept. 95-735);

H.R. 8993, to designate the Secret Service Training Center as the "James J. Rowley Secret Service Training Center" (H. Rept. 95-736);

H.R. 8992, to change the name of the Executive Protective Service to "United States Secret Service Uniformed Division" (H. Rept. 95-737); and

H.R. 8777, to amend the Appalachian Regional Development Act of 1965 to permit an extension of the period of assistance for child development programs while a study is conducted on methods of phasing out Federal assistance to those programs (H. Rept. 95-738).

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 34766

Adjournment: Adjourned at 10:09 a.m.

Committee Meetings

WELFARE REFORM

Committee on the Budget: Task Force on Distributive Impacts of Budget and Economic Policies continued hearings on welfare reform. Testimony was heard from Maye Miller, Women's Lobby; Ronald Brown, Urban League; Henry Freedman, New York City; and a panel of welfare recipients.

REORGANIZATION PLAN NO. 2

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on Reorganization Plan No. 2 of 1977. Testimony was heard from W. Harrison Wellford, OMB; Ben Read, State Department; Charles W. Bray III, USIA; Lars Hydle, AFSA; and Kenneth Blaylock, AFGE.

SUMMERFILL PROGRAM

Committee on Small Business: Subcommittee on Energy, Environment, Safety, and Research continued hearings on the 1977 Summerfill Program of the major oil companies. Testimony was heard from John Mason, general manager, fuel oil sales, representing Texaco, Inc.

KOREAN INFLUENCE INVESTIGATION

Committee on Standards of Official Conduct: Continued hearings on H. Res. 252, Korean influence investigation. Testimony was heard from Kim Hyung Wook, former KCIA director; William Wurster, former sales agent, Joseph Alioto, attorney, and Robert Freeland, president, Rice Growers Association of California; Cheryl Holmes, intelligence analyst; special staff of Committee on Standards of Official Conduct; Lee Neun Pal, former employee, Korean Embassy; Dennis Hazelton, U.S. Customs agent; and Jay Shin Ryu, former employee of Tongsun Park.

Tuesday, October 25, 1977

Senate

Chamber Action

Routine Proceedings, pages 34863-34977

Bills Introduced: Four bills and seven resolutions were introduced, as follows: S. 2234-2237; and S. Res. 299-305. Pages 34924, 34932-34952, 34976

Bills Reported: Reports were made as follows:

S. 330, 336, 1413, 1618, H.R. 3461, S. 579, 1110, 1136, 1852, 612, 1165, 1166, and 1400, all private bills (S. Repts. 95-530 through 95-542, respectively).

Special report on activities of the Committee on Governmental Affairs (S. Rept. 95-543).

S.J. Res. 78, requesting the President to proclaim the second week of April as "National Medical Laboratory Week," with an amendment (S. Rept. 95-544).

S. 2159, to require an increase in the enrollment of third-year medical students in school year 1978-79 as a condition to receiving capitation grants under section 770 of the Public Health Service Act, with an amendment, together with additional views (S. Rept. 95-545).

S. Res. 304, to permit withdrawal and release of certain documents from the files of the Permanent Sub-

committee on Investigations of the Committee on Governmental Affairs (without written report). Page 34923

Bills Passed:

Agriculture Disaster Loans: By 61 yeas to 26 nays, Senate passed without amendment and cleared for the President H.R. 9090, to exempt disaster payments made in connection with the 1977 crops of wheat, feed grains, upland cotton, and rice from the payment limitations contained in the Agricultural Act of 1970 and the Agricultural Act of 1949. Pages 34868–34874, 34898–34899

OPIC: By 69 yeas to 12 nays, Senate passed and sent to the House S. 1771, to extend until September 30, 1981, the basic operating authority of the Overseas Private Investment Corporation, after agreeing to committee amendment in the nature of a substitute. Page 34918

By 69 yeas to 13 nays, Senate tabled Allen unprinted amendment No. 969, requiring prior congressional approval of any loans to the National Finance Corporation of Panama. Page 34915
Pages 34907–34920

Gratuity: Senate agreed to S. Res. 296, authorizing payment of a gratuity to the survivors of a deceased Senate employee. Page 34920

Subcommittee documents: Senate agreed to S. Res. 304, to permit withdrawal and release of certain documents from the files of the Permanent Subcommittee on Investigations of the Committee on Governmental Affairs. Page 34976–34977

Energy Tax Act: Senate began consideration of H.R. 5263, relating to the duty on bicycle parts, and embodying the proposed Energy Tax Act, agreeing to four amendments proposed thereto, as follows:

(1) Long unprinted amendment No. 965, making modification to the committee amendment as it relates to section 1054, additional incentives for the production and conservation of energy; Page 34688

(2) Long U.P. No. 966, of a technical and corrective nature; Page 34888

(3) Bumpers U.P. No. 967, to delete certain language stating the sense of the Senate concerning points of order against inclusion of incentives or mechanisms in any conference report on this measure; and Page 34903

(4) Long U.P. No. 968, of a technical nature.

Page 34904
Pages 34874–34896, 34899–34907

Saccharin Study: Senate disagreed to the House amendments to S. 1750, to provide for studies of the issues relating to the use, labeling, and advertising of saccharin, requested conference with the House, and appointed as conferees Senators Kennedy, Williams, Pell, Hathaway, Nelson, Riegle, Javits, Schweiker, Chafee, and Hayakawa. Page 34976

Senator Humphrey: Several Senators made statements welcoming Senator Humphrey back to the Senate following his recent illness. Pages 34896–34898

Committee Authority To Sit: Committee on the Judiciary was authorized to sit during the session of the Senate on Wednesday, October 26. Page 34976

Messages From the House: Page 34920

Amendments Submitted for Printing: Pages 34952–34960

Executive Communications: Pages 34920–34921

Statements on Introduced Bills: Pages 34924, 34932

Additional Statements: Pages 34960–34976

Confirmations: Senate confirmed the following nominations:

Wallace P. Bowen, to be U.S. marshal for the district of Oregon;

Archie P. Sherar, to be U.S. marshal for the eastern district of Washington;

Isaac G. Hylton, to be U.S. marshal for the eastern district of Virginia; and

Harry H. Marshall, to be U.S. marshal for the southern district of Illinois. Page 34984

Nominations: Senate received the following nominations:

Harold W. Chase, of Minnesota, to be Deputy Assistant Secretary of Defense for Reserve Affairs;

David T. Wood, to be U.S. attorney for the district of Guam;

William J. Perry, of Virginia, to be Under Secretary of Defense for Research and Engineering;

Elsijane Trimble Roy, to be U.S. district judge for the eastern and western districts of Arkansas;

Gerald D. Fines, to be U.S. attorney for the southern district of Illinois;

Audrey A. Kaslow, of California, to be a Commissioner of the U.S. Parole Commission;

Samuel D. Zagoria, of Maryland, to be a member of the Federal Election Commission; and

Fourteen Air Force in the rank of General, and sundry nominations in the Army, Navy, Air Force, and Marine Corps. Pages 34977–34984

Record Votes: Three record votes were taken today. Pages 34898–34899, 34917, 34919

Recess: Senate met at 8:30 a.m. and recessed at 6:46 p.m. Page 34977

Committee Meetings

FHA LOANS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Credit and Rural Electrification approved for full committee consideration with amendments S. 2146, providing for changes in loan programs of the Farmers Home Administration.

TRUTH-IN-LENDING

Committee on Banking, Housing, and Urban Affairs: Committee resumed markup of legislation proposing simplification in the "truth-in-lending" laws (S. 1312, 1501, 1653, and 1846), but did not complete action thereon and will meet again on Tuesday, November 1.

ENERGY TAX BILL EFFECT ON BUDGET

Committee on the Budget: Committee held a business meeting and discussed H.R. 5263, suspending duty on certain bicycle parts and embodying the proposed National Energy Tax Act (now pending before the Senate), and its relationship to H. Con. Res. 341, revising the Congressional Budget for the Federal Government for fiscal year 1978.

ALASKA NATURAL GAS PIPELINE

Committee on Energy and Natural Resources: Committee resumed hearings on the proposed Alaska natural gas pipeline route, receiving testimony from O. K. Gilbreth, Jr. and Hoyle Hamilton, both of the Department of Natural Resources, Juneau, Alaska; Dr. H. K. Van Pollen, Littleton, Colo.; Robert Loeffler, Washington, D.C.; Prof. Todd Doscher, University of California, Los Angeles; Dr. K. T. Koonce, Exxon Co., U.S.A., Houston; A. G. Houlston, Sohio Petroleum Co., San Francisco; and Howard K. Koch, Arco Corp., Dallas.

Hearings were recessed subject to call.

COAL LEASING

Committee on Energy and Natural Resources: Subcommittee on Energy Production and Supply began oversight hearings on the coal leasing program and its general impact on coal development in the West, receiving testimony from Deputy Secretary of Energy John F. O'Leary; Guy R. Martin, Assistant Secretary of the Interior for Land and Water Resources; Gov. Ed Herschler of Wyoming; Monte Canfield, Jr., Director, Energy and Minerals Division, General Accounting Office; and James H. Evans, Union Pacific Corporation, New York City.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the following nominations:

Robert E. White, of Massachusetts, to be Ambassador to Paraguay;

George H. Aldrich, of Virginia, for the rank of Ambassador during his service as Deputy Special Representative of the President for the Law of the Sea Conference, and Deputy Chief of Delegation;

Diego C. Asencio, of New Jersey, to be Ambassador to Colombia;

Oliver S. Crosby, of Washington, to be Ambassador to the Republic of Guinea; and

E. Gregory Kryza, of Virginia, to be Ambassador to the Islamic Republic of Mauritania.

Prior to this action, committee held hearings on these nominations where the nominees testified and answered questions on their own behalf. Testimony on the nomination of Mr. White was received from Gale W. McGee, U.S. Permanent Representative to the Organization of American States.

COMMITTEE BUSINESS

Committee on Governmental Affairs: Committee received testimony on the following items:

S. 1704, to provide for two additional Assistant Secretaries of Agriculture—testimony from John C. White, Deputy Secretary of Agriculture;

S. 1730, to provide for an additional Assistant Secretary in the Department of the Treasury—testimony from Betty Anderson, Under Secretary of the Treasury; and

Presidential Reorganization Plan No. II of 1977, calling for the establishment in the executive branch of an Agency for International Communication—testimony from Harrison Wellford, Executive Associate Director for Reorganization and Management, and Eric Hirschhorn, Acting Deputy Associate Director for Organization, both of the Office of Management and Budget; Hobart Lewis, Chairman, U.S. Advisory Commission on Information, William Fulbright, Lars H. Hydle, American Foreign Service Association, J. W. Peltason, American Council on Education, a representative of the American Federation of Government Employees, and John Richardson, Jr., Georgetown University, all of Washington, D.C.

Hearings were recessed subject to call.

CRIMINAL CODE

Committee on the Judiciary: Committee resumed consideration of S. 1437, to codify, revise, and reform the Federal criminal laws, but did not complete action thereon and will meet again tomorrow.

ANTITRUST LAWS

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly reported to the full committee without recommendation, S. 1874, to allow consumers and other parties who have not dealt directly with an antitrust violator to recover their damages under the antitrust laws.

JUVENILE JUSTICE

Committee on the Judiciary: Subcommittee on Juvenile Delinquency resumed oversight hearings on the implementation of the Juvenile Justice and Delinquency Prevention Act (P.L. 93-415) with emphasis on alternative programs for status offenders, receiving testimony from Dr. Karl A. Menninger, Menninger Foundation and The Villages, Inc., Herbert G. Callison and Jeanetta Lyle

Menninger, both of The Villages, Inc., all of Topeka, Kans.; George P. Belitsos, Youth and Family Services, Inc., Ames, and Neal J. Carolan, Chief Probation Officer, Nevada, both of Iowa; John P. Collins, presiding judge, Pima County Juvenile Court, and Sharon Hekman, Deinstitutionalization of Status Offenders Project, both of Tucson, Ariz.; H. Douglas Latimer, Sacramento County Probation Department, Sacramento, Calif.; James Girzone, Troy, N.Y., representing the National Association of Counties; Robert R. Dye and Marianne Glidden, both representing the National Inter-Agency Program Collaboration on Juvenile Justice, New York City; William Treanor, National Youth Alternatives Project, and Marshall Bykofsky, National Runaway Network, both of Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 33 public bills, H.R. 9718–9750; and 9 resolutions, H.J. Res. 636 and 637, H. Con. Res. 385 and 386, and H. Res. 862–866 were introduced.

Pages 35078–35079

Bills Reported: Reports were filed as follows:

H.J. Res. 621, approving the Presidential decision on an Alaska natural gas transportation system (H. Rept. 95–739);

H.R. 9169, fishing vessel loan guarantees, amended (H. Rept. 95–740);

H.R. 7003, definition of "substantial contributor" for purposes of section 4941 of the Internal Revenue Code of 1954, amended (H. Rept. 95–741);

H.R. 7581, income of mutual or cooperative telephone companies (H. Rept. 95–742);

H.R. 7662, to amend the Administrative Conference Act, amended (H. Rept. 95–743);

H.R. 8811, to amend section 7447 of the Internal Revenue Code of 1954, with respect to the revocation of an election to receive retired pay as a judge of the Tax Court, amended (H. Rept. 95–744); and

S. 810, granting an extension of patent to the United Daughters of the Confederacy (H. Rept. 95–745).

Page 35078

Private Calendar: On the call of the Private Calendar, the House passed the following bills:

Cleared for the President: S. 1005, S. 1551 (in lieu of H.R. 7324), S. 455, 556, 948, and 1003.

Sent to the Senate without amendment: H.R. 7794 and 2761.

Sent to the Senate, amended: H.R. 1775, 3835, 4875, 7653, and 2256.

Private resolutions agreed to: H. Res. 795 and 796.

Passed over without prejudice: H.R. 1405, 1777, 1787, 1798, 4404, 1422, 1450, S. 1142, and H.R. 4535.

Recommitted to the Committee on the Judiciary: H.R. 3085.

Further call of the Private Calendar was dispensed with after Calendar No. 89. Pages 34984–34987

Age Discrimination in Employment: House disagreed to the amendment of the Senate to H.R. 5383, to increase from 65 to 70 years the age limit for retirement under the Age Discrimination in Employment Act; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Perkins, Dent, Beard of Rhode Island, Myers of Pennsylvania, Le Fante, Weiss, Clay, Corrada, Pepper, Quie, Sarasin, Jeffords, Persell, Findley; and Spellman, Heftel, and Derwinski (solely for sections 4(c) and 5 of the House bill). Page 34987

Mariana Islands District Court: House passed S. 2149, to create the District Court for the Northern Mariana Islands, implementing article IV of the Covenant to Establish a Commonwealth of the Northern Mariana Islands in Political Union with the United States of America; clearing the measure for the President.

Pages 34988–34989

Suspensions: House voted to suspend the rules and pass the following bills:

National trails: H.R. 8803, amended, to amend the National Trails Systems Act (passed by a yea-and-nay vote of 409 yeas to 12 nays, Roll No. 685).

Pages 34989, 35024

Sexual exploitation of minors: H.R. 8059, amended, to prohibit the transportation of minors in interstate or foreign commerce for sexual purposes (passed by a yea-and-nay vote of 420 yeas, Roll No. 686).

Subsequently, this passage was vacated, and S. 1585, a similar Senate-passed bill was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

House insisted on its amendments and asked a conference with the Senate. Appointed as conferees: Representatives Conyers, Holtzman, Gudger, Volkmer, Ertel, Kildee, Ashbrook, and Railsback.

By a yea-and-nay vote of 358 yeas to 54 nays, Roll No. 692, agreed to a motion to instruct House conferees to agree to Senate provisions regarding the transportation, sale, or distribution of material depicting sexual exploitation of a minor.

Pages 34993–35000, 35024–35026, 35029–35034

Depository libraries: H.R. 8358, to provide for the designation of libraries of accredited law schools as depository libraries of Government publications (passed by a yea-and-nay vote of 397 yeas to 20 nays, Roll No. 687).

Pages 35000–35001, 35026–35027

Tax Treatment Extension Act: H.R. 9251, amended, providing that until July 1, 1978, the tax treatment of

certain transportation expenses between a taxpayer's residence and place of work shall be determined without regard to Revenue Ruling 76–453 or any similar ruling (passed by a yea-and-nay vote of 411 yeas to 5 nays, Roll No. 688). Pages 35001–35006, 35027

Utility pole attachments: H.R. 7442, amended, to amend the Communications Act of 1934 to provide for the regulation of utility pole attachments. Earlier, by a yea-and-nay vote of 389 yeas to 7 nays, with 2 voting "present", Roll No. 684, agreed to order a second on the motion to Suspend the Rules. Pages 35006–35009

National defense reserve fleet: H.R. 7278, amended, to amend section 10 of the Merchant Marine Act, 1936 (passed by a yea-and-nay vote of 412 yeas to 3 nays, with 2 voting "present", Roll No. 689).

Pages 35009–35011, 35027–35028

Urban mass transportation operating assistance: H.R. 8346, to amend the Urban Mass Transportation Act of 1964 to revise the program of Federal operating assistance provided under section 17 of such Act (passed by a yea-and-nay vote of 308 yeas to 106 nays, with 1 voting "present", Roll No. 690).

Pages 35011–35013, 35028–35029

Prisoner exchange: S. 1682, to provide for the implementation of treaties for the transfer of offenders to or from foreign countries (passed by a yea-and-nay vote of 400 yeas to 15 nays, Roll No. 691); clearing the measure for the President. Pages 35014–35023, 35029

Age Discrimination in Employment: Representative Hawkins was appointed as an additional conferee in the conference on the disagreeing votes of the two Houses on H.R. 5383, to increase from 65 to 70 years the age limit for retirement under the Age Discrimination in Employment Act. Pages 34029–35030

Supplemental Appropriations: By a yea-and-nay vote of 313 yeas to 98 nays, Roll No. 693, the House passed H.R. 9375, making supplemental appropriations for the fiscal year ending September 30, 1978.

A point of order was sustained against an amendment that sought to assure the renewal or reissue of export licenses. Pages 35034–35036

Tax-Exempt Imports: House cleared for the President the following bills, by agreeing to the Senate amendments thereto:

Latex sheets: H.R. 2850, to suspend until the close of June 30, 1978, the duty on certain latex sheets.

Page 35036

Synthetic tantalum/columbium concentrate: H.R. 2982, to suspend until the close of June 30, 1980, the duty on synthetic tantalum/columbium concentrate.

Pages 35036–35037

Copying lathes: H.R. 3093, to provide duty-free treatment for certain copying lathes used for making rough or finished shoe lasts and for parts of such lathes.

Pages 35037–35038

Horses: H.R. 3259, to continue to suspend for a temporary period the import duty on certain horses.

Pages 35038–35039

Aircraft Engines: House disagreed to the amendments of the Senate to H.R. 422, to provide duty-free treatment of any aircraft engine used as a temporary replacement for an aircraft engine being overhauled within the United States if duty was paid on such replacement engine during a previous importation—and returned the measure to the Senate. Pages 35039–35041

Mattress Blanks: House agreed to Senate amendments Nos. 1–6 to H.R. 2849, to suspend until July 1, 1978 the rate of duty on mattress blanks of rubber latex. Agreed to amendment No. 7 with an amendment; and agreed to the amendment to the title of the bill; clearing the measure for further Senate action. Pages 35041–35042

Yarns of Silk: House agreed to Senate amendments Nos. 1–5 to H.R. 3373, to extend for an additional temporary period the existing suspension of duties on certain classifications of yarns of silk. Agreed to amendment No. 7 with an amendment; disagreed to amendment No. 6; and agreed to the amendment to the title of the bill; clearing the measure for further Senate action. Pages 35043–35044

Intravenous Fat Emulsion: House agreed to Senate amendments Nos. 1–4 to H.R. 1904, to suspend until July 1, 1980, the duty on intravenous fat emulsion; agreed to amendment No. 5 with an amendment; disagreed to amendment No. 6; and agreed to the amendment to the title of the bill; clearing the measure for further Senate action. Pages 35044–35046

Synthetic Rutile: House agreed to the amendment of the Senate to the text of H.R. 3387, to continue until the close of June 30, 1979, the existing suspension of duty on synthetic rutile; with an amendment; clearing the measure for further Senate action. House agreed to the amendment to the title of the bill. Pages 35046–35051

Rural Health Clinics: House disagreed to the amendment of the Senate to H.R. 8422, to amend titles XVIII and XIX of the Social Security Act to provide payment for rural health clinic services; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Ullman, Staggers, Rostenkowski, Rogers, Corman, Preyer, Duncan of Tennessee, and Carter.

Page 35051

EPA Authorization: By a yea-and-nay vote of 343 yeas to 19 nays, Roll No. 694, the House agreed to the conference report on H.R. 5101, to authorize appropriations for activities of the Environmental Protection Agency; clearing the measure for the President.

Pages 35051–35053

Referrals: Two Senate-passed measures were referred to the appropriate House committees. Page 35077

Adjournment: Adjourned at 7:03 p.m.

Committee Meetings

FEDERAL CROP INSURANCE ACT

Committee on Agriculture: Subcommittee on Conservation and Credit held a hearing on and approved for full committee action H.R. 9704 amended, to amend the Federal Crop Insurance Act. Testimony was heard from James Deal, Manager, Federal Crop Insurance Corporation, USDA.

SOVIET ANTI-SATELLITE ACTIVITY—SOVIET ICBM'S

Committee on Armed Services: Held a hearing on Soviet anti-satellite activity; and the next generation of Soviet ICBM's. Testimony was heard from Maj. David J. South, USAF, Astronautic Engineer, and Maj. Jerome M. Sisk, USAF, Staff Development Engineer, Defense Intelligence Agency.

REGULATION Q—SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance met and approved for full committee action H.R. 9614, to extend Regulation Q for two years.

The subcommittee continued markup of H.R. 9086, Safe Banking Act, and will resume on Thursday, Oct. 27.

EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 15, to extend for five years certain elementary, secondary, and other education programs. Testimony was heard from representatives of Office of Education.

Hearings continue tomorrow.

EXPORT ADMINISTRATION AMENDMENTS

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on Department of Commerce plans for implementing the foreign boycott provisions of the Export Administration Amendments of 1977. Testimony was heard from Stanley Marcuss, Deputy Assistant Secretary for Domestic Commerce, Department of Commerce.

FEC AMENDMENTS

Committee on House Administration: Met and agreed to postpone further action on Federal Election Campaign Act Amendments until January 1978.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands met for continued briefing on H.R. 39, Alaska National Interest Lands Conservation Act, and will resume on Thursday, Oct. 27.

HUMAN RIGHTS

Committee on International Relations: Subcommittee on International Organizations held a hearing on human rights and United States foreign policy. Testimony was heard from Mark L. Schneider, Deputy Assistant Secretary of State for Human Rights; Colin I. Bradford, Director, Office of International Development Banks, Treasury Department; Robert H. Nooter, Deputy Administrator, AID; and a representative of the Department of Defense.

ADDITIONAL DISTRICT AND CIRCUIT JUDGES

Committee on the Judiciary: Met for discussion of H.R. 7843, to provide for the appointment of additional district and circuit judges, and will meet for markup tomorrow.

CENSUS ACT

Committee on Post Office and Civil Service: Subcommittee on Census and Population met and approved for full committee action H.R. 9623 as amended, Census Act of 1977.

TV AND RADIO COVERAGE OF HOUSE PROCEEDINGS

Committee on Rules: Ordered reported favorably to the House a clean resolution in lieu of H. Res. 821, amending the rules of the House of Representatives to provide for television and radio coverage of the proceedings of the House. Consideration of privileged resolution or possible rule on Wednesday, October 26.

OCS LANDS ACT AMENDMENTS

Committee on Rules: Postponed action until the second session of the 95th Congress on H.R. 1614, Outer Continental Shelf Lands Act Amendments of 1977. Motion to reconsider laid on table.

NATIONAL BUREAU OF STANDARDS

Committee on Science and Technology: Subcommittee on Science, Research and Technology held a hearing on the National Bureau of Standards. Testimony was heard from Dr. Ernest Ambler, Acting Director, and other NBS officials; and Dr. Jordan Baruch, Assistant Secretary of Commerce for Science and Technology.

MEAT MARKETING

Committee on Small Business: Subcommittee on General Small Business Problems continued hearings on meat marketing. Testimony was heard from John Pierce, Market News Service, USDA; Representatives Bedell and Thone; and William A. Sellhorst, Director, Slaughter Cattle Division, National Farmers Organization, Corning, Iowa.

Joint Committee Meeting

ENERGY CONSERVATION

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5037, a private bill, and to establish a comprehensive National Energy Conservation Policy, but did not complete action thereon and will meet again tomorrow.

Also, conferees met on Monday, October 24.

Wednesday, October 26, 1977

Senate

Chamber Action

Routine Proceedings, pages 35135–35229

Bills Introduced: Three bills and one resolution were introduced, as follows: S. 2238–2240; and S.J. Res. 95. Page 35180

Bills Reported: Reports were made as follows:

S. Con. Res. 53, to print additional copies of Foreign Relations Committee hearings entitled "Panama Canal Treaties" (S. Rept. 95–546).

S. Res. 276, to print as a Senate document Governmental Affairs Committee print entitled "Study on Federal Regulation, Volume IV, Delay in the Regulatory Process" (S. Rept. 95–547).

S. Res. 277, to print as a Senate document Governmental Affairs Committee print entitled "Study on Federal Regulation, Volume III, Public Participation in Regulatory Agency Proceedings" (S. Rept. 95–548).

S. Res. 278, increasing to $20,000 funds available to Committee on Foreign Relations to receive officials of intergovernmental organizations and foreign governments, and increasing such ceiling to $25,000 for fiscal year 1978 and subsequent years (S. Rept. 95–549).

S. Res. 285, to print as a Senate document Environment and Public Works Committee report entitled "Progress in the Prevention and Control of Air Pollution in 1976" (S. Rept. 95–550).

H. Con. Res. 241, to print additional copies of House Banking, Finance and Urban Affairs subcommittee print entitled "Give Yourself Credit: Guide to Consumer Credit Laws" (S. Rept. 95–551). Page 35180

Energy Tax Act: Senate continued consideration of H.R. 5263, to provide tax incentives for the production and conservation of energy.

By 55 yeas to 31 nays, Senate tabled Helms amendment No. 1503, to prohibit the use of busing for school integration during times of energy crisis. Page 35143

Senate also debated Jackson amendment No. 1506 (formerly U.P. No. 970) to delete section 1054, providing additional tax incentives for the production and conservation of energy and for conversion to alternative energy sources, and agreed to vote on such amendment at 3 p.m. on Thursday, October 27. Page 35151

Senate also considered modified Metzenbaum amendment No. 1505, to impose an excise tax on industry and utility use of oil and gas by new electric powerplants and new major fuel-burning installations and existing coal-capable facilities, and agreed to a vote thereon at noon on Thursday, October 27. Page 35164

Also during consideration of this measure today, Senate, by 77 yeas to 4 nays, agreed to motion to direct the Sergeant at Arms to request the attendance of absent Senators. Page 35138

Pages 35137–35179

Aviation Insurance: Senate insisted on its amendment to the House amendment to the Senate amendment to H.R. 6010, to amend the Federal Aviation Act so as to expand the types of risks which the Secretary of Transportation may insure or reinsure, agreed to conference with the House, and appointed as conferees Senators Cannon, Inouye, and Stevens. Page 35228

Supplemental Military Procurement Authorizations: Senate disagreed to the House amendments to S. 1863, authorizing supplemental funds for fiscal year 1978 for military procurement, requested conference with the House, and appointed as conferees Senators Stennis, McIntyre, Culver, Bumpers, Goldwater, Tower, and Bartlett. Page 35155

Vice Presidential Appointment: Vice President appointed Senator Inouye as the Chairman of the Delegation to visit the Middle East, December 26, 1977, to January 15, 1978. Page 35228

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 35180

Bill Held at Desk: H.R. 8346, urban mass transportation assistance, was received and held at the desk.

Also, it was agreed that when Senate receives H.R. 7278, National Defense Reserve Fleet, that it be held at the desk. Page 35228

Messages From the House: Page 35179

Amendments Submitted for Printing: Pages 35186–35196

Executive Communications: Pages 35179–35180

Statements on Introduced Bills: Pages 35180–35185

Additional Statements: Pages 35196–35228

Confirmations: Senate confirmed the following nominations:

Diego C. Asencio, of New Jersey, to be Ambassador to Colombia;

Robert E. White, of Massachusetts, to be Ambassador to Paraguay;

Oliver S. Crosby, of Washington, to be Ambassador to the Republic of Guinea;

E. Gregory Kryza, of Virginia, to be Ambassador to the Islamic Republic of Mauritania;

George H. Aldrich, of Virginia, to serve with the rank of Ambassador during his tenure of service as Deputy Special Representative of the President for the Law of the Sea Conference, and Deputy Chief of Delegation;

Benjamin J. Malcolm, of New York, Cecil M. McCall, of Georgia, and Robert D. Vincent, of Oklahoma, each to be a Commissioner of the U.S. Parole Commission; and

Thomas C. Brennan, of New Jersey, Mary Lou Burg, of Wisconsin, Clarence L. James, Jr., of Ohio, Frances Garcia, of Texas, and Douglas Coulter, of New Hampshire, each to be a Commissioner of the Copyright Royalty Tribunal. Page 35229

Nominations: Senate received the following nominations:

B. Mahlon Brown III, to be U.S. attorney for the district of Nevada; and

Joseph F. Timilty, of Massachusetts, to be Chairman of the National Commission on Neighborhoods.

Page 35229

Record Votes: Two record votes were taken today.

Recess: Senate met at 9:30 a.m. and recessed at 7:30 p.m. Page 35229

Committee Meetings

FHA

Committee on Banking, Housing, and Urban Affairs: Committee began hearings on the future of the Federal Housing Administration, receiving testimony from Assistant Secretary of Housing and Urban Development for Housing Lawrence B. Simons; Horace Bazan, Committee for the Revitalization of FHA, Vondal Gravlee, National Association of Home Builders, Daniel Hanrahan, National Association of Realtors, and John C. Williamson, Mortgage Insurance Companies of America, all of Washington, D.C.

Hearings continue tomorrow.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Tyrone Brown, of the District of Columbia, to be a Member of the Federal Communications Commission, Irby Turner, Jr., of Mississippi, to be a Member of the Board of Directors of the Corporation for Public Broadcasting, and Thomas F. Moakley, of Massachusetts, to be a Federal Maritime Commissioner, after the nominees testified and answered questions on their own behalf. Mr. Brown was introduced by Delegate Fauntroy and Mr. Turner was introduced by Senator Eastland and Representative Montgomery.

NOMINATIONS

Committee on Human Resources: Committee concluded hearings on the nominations of John H. Fanning, of Rhode Island, to be a Member of the National Labor Relations Board, and Gerald L. Klerman, of Massachusetts, to be Administrator of the Alcohol, Drug Abuse, and Mental Health Administration, after the nominees testified and answered questions on their own behalf. Senators Pell and Chafee introduced Mr. Fanning, and testimony on the nomination of Mr. Klerman was received from Charles A. Kiesler, American Psychological Association, Washington, D.C.

NOMINATIONS

Committee on the Judiciary: Committee ordered favorably reported the nominations of Gilbert S. Merritt, of Tennessee, to be U.S. circuit judge for the sixth circuit, Pierre N. Leval, to be U.S. district judge for the southern district of New York, and Michael Egan, of Georgia, to be Associate Attorney General, after the nominees testified and answered questions on their own behalf. Senator Sasser introduced Mr. Merritt and Senators Talmadge and Nunn introduced Mr. Egan.

Also, committee continued consideration of S. 1437, to codify, revise, and reform the Federal criminal laws, but did not complete action thereon and will meet again on Monday, October 31.

COMMITTEE BUSINESS

Committee on Rules and Administration: Committee ordered favorably reported the following business items:

S. Res. 294, requesting an additional $50,000 for expenses of Committee on Energy and Natural Resources;

S. Res. 276, to print as a Senate document Governmental Affairs Committee print entitled "Study on Federal Regulation, Volume IV, Delay in the Regulatory Process";

S. Res. 277, to print as a Senate document Governmental Affairs Committee print entitled "Study on Federal Regulation, Volume III, Public Participation in Regulatory Agency Proceedings";

S. Res. 285, to print as a Senate document Environment and Public Works Committee report entitled "Progress in the Prevention and Control of Air Pollution in 1976";

H. Con. Res. 182, to print as a House document pamphlet entitled "Black Americans in Congress" (amended);

H. Con. Res. 190, to print additional copies of brochure entitled "How Our Laws Are Made" (amended);

H. Con. Res. 217, to print additional copies of a revised edition of "The Constitution of the United States of America" (amended);

H. Con. Res. 222, to print as a House document additional coppies of a revised edition of phamphlet entitled "The Capitol" (amended);

H. Con. Res. 204, to print additional copies of a revised edition of the pamphlet entitled "Our Flag" (amended);

H. Con. Res. 205, to print as a House document a revised edition of pamphlet entitled "Our American Government" (amended);

H. Con. Res. 241, to print additional copies of House Banking, Finance and Urban Affairs Subcommittee print entitled "Give Yourself Credit: Guide to Consumer Credit Laws";

S. Con. Res. 53, to print additional copies of Foreign Relations Committee hearings entitled "Panama Canal Treaties";

S. Res. 278, increasing to $20,000 funds available to Committee on Foreign Relations to receive officials of the intergovernmental organizations and foreign governments, and increasing such ceiling to $25,000 for fiscal year 1978 and subsequent years;

An original resolution expanding the Ethics Committee subpena authority; and

The nomination of John Joseph Boyle, of Maryland, to be Public Printer.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 9751–9770; 1 private bill, H.R. 9771; and 8 resolutions, H.J. Res. 638, H. Con. Res. 387 and 388, and H. Res. 867–871 were introduced. Pages 35341–35342

Bills Reported: Reports were filed as follows:

H.R. 8331, Securities Investor Protection Act Amendments of 1977, amended (H. Rept. 95–746);

Conference report on S. 1019, Maritime Appropriation Authorization Act for fiscal year 1978 (H. Rept. 95–747);

H.R. 2770, to amend section 142 of title 28, United States Code, relating to the furnishing of accommodations to judges of the courts of appeals of the United States (H. Rept. 95–748);

H.R. 9544, to amend the District of Columbia Self-Government and Governmental Reorganization Act with respect to the payment of certain revenue bonds issued by the Council of the District of Columbia (H. Rept. 95–749);

H.R. 7249, to amend the Federal charter of the Big Brothers of America to include Big Sisters International, Incorporated (H. Rept. 95–750);

S. 1062, to amend section 441 of the District of Columbia Self Government and Governmental Reorganization Act (H. Rept. 95–751);

H.R. 8481, H.R. 9071, and H.R. 6760, all private bills (H. Repts. 95–752 to 95–754, respectively);

Report entitled "West Valley and the Nuclear Waste Dilemma" (H. Rept. 95–755);

H. Res. 315, to provide that employees of the House Beauty Shop shall be subject to the compensation classification system established by the House Employees Position Classification Act (H. Rept. 95–756);

Report entitled "Input of the Administration of the Occupational Safety and Health Act on Small Business" (H. Rept. 95–757);

S. 1306, to provide temporary authority to the Administration to facilitate water conservation practices and emergency actions to mitigate the impacts of the 1976–1977 drought, amended (H. Rept. 95–758); and

H. Res. 866, amending the Rules of the House of Representatives to provide for television and radio coverage of the proceedings of the House (H. Rept. 75–759). Pages 35340–35341

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Wright as Speaker pro tempore for today. Page 35230

Career Education: House disagreed to the Senate amendment to H.R. 7, to authorize a career education program for elementary and secondary schools; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Perkins, Ford of Michigan, Andrews of North Carolina, Blouin, Simon, Zeferetti, Mottl, Murphy of Pennsylvania, Le Fante, Weiss, Heftel, Corrada, Kildee, Miller of California, Quie, Buchanan, Pressler, Goodling, Pettis, and Pursell. Page 35232

Rabbits: House agreed to the Senate amendments to H.R. 2521, to provide for the mandatory inspection of domesticated rabbits slaughtered for human food—clearing the measure for the President. Page 35233

Late Reports: Objection was heard to a request by the Committee on Rules to file certain privileged reports by midnight tonight; and

Committee on Small Business received permission to file a report by midnight tonight on S. 1306, to provide temporary authority to the Administrator of the Small Business Administration to facilitate water conservation practices and emergency actions to mitigate the impacts of the 1976–1977 drought. Pages 35233, 35239

Social Security Financing: House completed all general debate and began reading for amendment on H.R.

9346, Social Security Financing Amendments of 1977; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, October 27.

Agreed to an amendment of the Committee on Post Office and Civil Service, as amended by a substitute (substitute agreed to by a recorded vote of 386 ayes to 38 noes, Roll No. 697), that strikes Federal, State, local government, and nonprofit organization employees from mandatory social security coverage in 1982, and requires HEW to conduct a feasibility study of universal coverage and report to Congress by January 1, 1980 (agreed to by a recorded vote of 380 ayes to 39 noes, Roll No. 698).

Rejected:

An amendment that sought to extend the increase in the wage base over a greater number of years (rejected by a recorded vote of 136 ayes to 281 noes, Roll No. 699);

An amendment that sought to strike the standby authority granted to the social security system to borrow from Federal general revenues (rejected by a recorded vote of 196 ayes to 221 noes, Roll No. 700); and

An amendment that sought to eliminate the minimum benefit from the social security program (rejected by a recorded vote of 131 ayes to 271 noes, Roll No. 701).

H. Res. 389, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 265 yeas to 153 nays, Roll No. 696. Pages 35239–35326

DoD Supplemental Authorization: House insisted on its amendments to S. 1863, to authorize appropriations during the fiscal year 1978 for procurement of aircraft and missiles, and research, development, test, and evaluation for the Armed Forces; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Price, Bennett, Stratton, Ichord, Nedzi, Charles H. Wilson of California, Leggett, White, Nichols, Bob Wilson, Dickinson, Whitehurst, and Spence. Page 35327

Meeting Hour: By unanimous consent, the House will meet at 11 a.m. on Thursday, October 27. Page 35327

Adjournment: Adjourned at 9:10 p.m.

Committee Meetings

COMMISSION ON DOMESTIC AND INTERNATIONAL HUNGER AND MALNUTRITION—FEDERAL CROP INSURANCE ACT

Committee on Agriculture: Met and ordered reported favorably to the House the following measures:

H. Res. 784 amended, to establish a Commission on Domestic and International Hunger and Malnutrition; and

H.R. 9704 amended, to amend the Federal Crop Insurance Act.

CONSOLIDATED FARM AND RURAL DEVELOPMENT ACT

Committee on Agriculture: Subcommittee on Conservation and Credit held hearings on H.R. 8315 and 6407, to amend the consolidated Farm and Rural Development Act. Testimony was heard from USDA and public witnesses.

Hearings continue tomorrow.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Amtrak, and will continue tomorrow.

LABOR-HEW APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HEW held a hearing on Indochina Refugee Assistance.

UNION ORGANIZATION OF ARMED FORCES

Committee on Armed Services: Subcommittee on Investigations continued hearings on S. 274, to prohibit union organization and membership in the armed forces. Testimony was heard from Maj. Gen. Vito Castellano, New York State National Guard; and Maj. Gen. LaVern E. Weber, Chief, National Guard Bureau, Departments of the Army and Air Force.

ARMED SERVICES MEDICAL AND DENTAL CARE

Committee on Armed Services: Subcommittee on Military Personnel held hearings on H.R. 8248 and 8258, to provide medical and dental care for certain former wives and husbands of members and former members of the armed services. Testimony was heard from Representatives Whitehurst, Schroeder, and John L. Burton; and representatives of the National Women's Political Caucus.

FEDERAL RESERVE REFORM ACT

Committee on Banking, Finance and Urban Affairs: Met and ordered reported favorably to the House H.R. 9710 amended, Federal Reserve Reform Act of 1977.

EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 15, to extend for five years certain elementary, secondary, and other education programs. Testimony was heard from State officials and a representative of the National Advisory Council on Education of the Disadvantaged.

Hearings continue Friday, October 28.

CONCORDE

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on the Concorde and local options. Testimony was heard from representatives of Departments of Transportation, EPA, and Energy; and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Printing met for consideration of pending business.

Subcommittee on Contracts met on pending business.

DEEP SEABED HARD MINERALS ACT

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House H.R. 3350, Deep Seabed Hard Minerals Act.

NARCOTICS TRAFFICKING

Committee on International Relations: Subcommittee on Inter-American Affairs met and approved for full committee action H. Con. Res. 265, to endorse Hermosillo Declaration on Combatting Traffic in Drugs at the International Level, and urging the President to encourage other nations to cooperate in eradicating narcotics trafficking.

HUMAN RIGHTS IN IRAN

Committee on International Relations: Subcommittee on International Organizations held a hearing on human rights in Iran. Testimony was heard from William J. Butler, International Commission of Jurists; Thomas M. Ricks, Georgetown University; and a representative of the Department of State.

Following the hearing, the subcommittee approved for full committee action H. Con. Res. 137 amended, reaffirming the commitment of the United States to obtain full compliance with the human rights provisions of the Helsinki Accords and to press for global commitment to human rights.

SOVIET UNION

Committee on International Relations: Subcommittee on Europe and the Middle East continued hearings on internal dynamics of the Soviet Union and United States-Soviet relations. Testimony was heard from Marshall Shulman, Special Adviser to the Secretary of State on Soviet Affairs.

STEVE BIKO'S DEATH—GOVERNMENT OF SOUTH AFRICA

Committee on International Relations: Subcommittee on Africa held hearings on H. Res. 809, expressing the sense of the House of Representatives that the circumstances surrounding Steve Biko's death be investigated; and

H. Con. Res. 383, to condemn the Government of South Africa which has most recently evidenced its irresponsibility as a member of the international community by engaging in massive violations of the civil liberties of the people of South Africa.

Testimony was heard from Representatives Markey, Downey, Maguire, Collins of Illinois, and Tsongas; Richard Moose, Assistant Secretary of State for African Affairs; and Millard Arnold, Director, Southern Africa Project, Lawyers Committee for Civil Rights Under Law.

Following the hearing, the subcommittee approved for full committee action a clean resolution to be entitled "Expressing Concern About the Recent Acts of Repression by the Government of the Republic of South Africa."

AFRICAN DEVELOPMENT FOUNDATION

Committee on International Relations: Subcommittee on Africa held a hearing on H.R. 8130, to establish an African Development Foundation. Among those testifying were Dr. Joseph Kennedy, Director, Internation Development, Africare; Dr. William Hayden, President, Asia Foundation; Andrew N'Dogni, Ministry of Agriculture, Cameroon; and public witnesses.

ADDITIONAL DISTRICT AND CIRCUIT JUDGES

Committee on the Judiciary: Continued markup of H.R. 7843, to provide for the appointment of additional district and circuit judges, and will resume on Monday, October 31.

UNEMPLOYMENT AND CRIME

Committee on the Judiciary: Subcommittee on Crime continued oversight hearings on unemployment and crime. Testimony was heard from public witnesses.

Hearings continue tomorrow.

NATIONAL ENVIRONMENTAL POLICY ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on the National Environmental Policy Act to review the recent actions of the Council on Environmental Quality. Testimony was heard from CEQ Chairman Charles Warren.

ENDANGERED SPECIES ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 4658, to amend the Endangered Species Act of 1973 to exempt antique articles composed in whole or in part of endangered species or threatened species from the importation prohibitions in such Act. Testimony was heard from Representative Boggs; and representatives of Departments of Interior and Commerce; and Council on Environmental Quality.

POSTAL MISCELLANY

Committee on Post Office and Civil Service: Met and ordered reported favorably to the House the following bills:

H.R. 9603, technical amendment, to provide additional retirement benefits for certain employees of the Bureau of Indian Affairs and the Indian Health Service who are not entitled to Indian preference, and to provide greater opportunity for advancement and employment of Indians;

H.R. 3161 amended to improve the basic workweek of firefighting personnel of executive agencies;

H.R. 3793, to provide Federal employees under investigation for misconduct the right to representation during questioning regarding such misconduct; and

H.R. 6225, Federal Employee Administrative Hearing Rights Guarantee Act.

TV AND RADIO COVERAGE OF HOUSE PROCEEDINGS

Committee on Rules: Ordered reported favorably to the House H. Res. 866, Amending the Rules of the House of Representatives to Provide for Television and Radio Coverage of the Proceedings of the House.

CONSUMER PROTECTION ACT

Committee on Rules: Granted an open rule providing 1 hour of general debate; making it in order to consider the text of the bill H.R. 9718, if offered as an amendment in the nature of a substitute for the bill, H.R. 6805, said substitute shall be read for amendment under the 5-minute rule as an original bill, and waiving all points of order against said substitute for failure to comply with the provisions of clause 5, rule XXI, and providing for a motion to recommit with or without instructions, on H.R. 6805, Consumer Protection Act of 1977. Testimony was heard from Chairman Brooks and Representatives Rosenthal, Levitas, Fuqua, Glickman, Horton, Brown of Ohio, Erlenborn, Kindness, Quayle, Walker, Stangeland, Rousselot, Hagedorn, Marriott, and Cunningham. Statements for the record were submitted by Representatives Walker, Stangeland, Marriott, and Cunningham.

WEATHER MODIFICATION

Committee on Science and Technology: Subcommittee on Environment and the Atmosphere held a hearing on weather modification. Testimony was heard from Harlan Cleveland, Chairman, Weather Modification Advisory Board; William Thomas, American Bar Foundation, and William Clayton, former U.S. attorney, South Dakota.

SMALL BUSINESS EMERGENCY DROUGHT DISASTER LOAN ACT

Committee on Small Business: Met and ordered reported favorably to the House S. 1306 amended, Small Business Emergency Drought Disaster Loan Act of 1977.

Joint Committee Meetings

ENERGY CONSERVATION

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5307, a private bill, and to establish a comprehensive National Energy Conservation Policy, but did not complete action thereon and will meet again tomorrow.

AVIATION INSURANCE

Conferees agreed to file conference report on the differences between the Senate- and House-passed versions of H.R. 6010, to amend the Federal Aviation Act so as to expand the types of risks which the Secretary of Transportation may insure or reinsure.

AGE DISCRIMINATION

Conferees met to resolve the differences between the Senate- and the House-passed versions of H.R. 5383, to increase from 65 to 70 years the age limit for retirement under the Age Discrimination in Employment Act but did not reach final agreement thereon and recessed subject to call.

Thursday, October 27, 1977

Senate

Chamber Action

Routine Proceedings, pages 35478–35604

Bills Introduced: Eleven bills and four resolutions were introduced, as follows: S. 2241–2251; and S. Res. 307–310. Pages 35558, 35560–35561, 35604

Bills Reported: Reports were made as follows:

S. 1597, to implement the provisions of the International Safe Container Convention, ratified by the Senate on September 15, 1976, with an amendment (S. Rept. 95–552).

S. 2230, increasing from $150 million to $200 million the capital stock of the Federal Crop Insurance Corporation (S. Rept. 95–553).

S. 1185, to regulate interstate commerce with respect to parimutuel wagering on horseracing, with an amendment, together with minority views (S. Rept. 95–554).

S. Res. 308, waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2230 (without written report—referred to Committee on the Budget). Page 35557

Bills Passed:

Child abuse prevention: Senate passed and returned to the House, H.R. 6693, to authorize funds for programs under the Child Abuse Prevention and Treatment Act, after striking all after the enacting clause and inserting in lieu thereof provisions of S. 961, which had at first been amended by adoption of committee amendment in the nature of a substitute and five other amendments as follows:

(1) Cranston amendment No. 1431, in the nature of a substitute for Title I, Adoption Reform Act of 1977; Page 35492

(2) Cranston amendment No. 624, authorizing $2 million for each of fiscal years 1978 and 1979 for grants to States for programs designed to prevent sexual abuse of children; Page 35493

(3) Cranston unprinted amendment No. 973, making certain technical corrections in the bill; Page 35493

(4) Cranston U.P. No. 974 (for Wallop), to define "child" as a person under eighteen or as defined by State law for purposes of the Child Abuse Prevention and Treatment Act; and Page 35494

(5) Cranston U.P. No. 976, to the title of the bill. Page 35501

S. 961 was then indefinitely postponed. Pages 35487–35502

Nevada Land Conveyance: Senate passed with committee amendment and sent to the House, S. 917, to provide for the conveyance to the University of Nevada of certain lands adjacent to the Gund Ranch, Grass Valley, Nevada. Pages 35485–35486

Safe Drinking Water: Senate agreed to S. Res. 310, requesting the House of Representatives to return the official papers on S. 1528, authorizing $80 million for fiscal year 1978 for programs administered under the Safe Drinking Water Act. Page 35604

Calendar Bills: Senate took from the Calendar and passed the following measures:

Hunger and Malnutrition: S. Res. 271, to establish a Commission on Domestic International Hunger and Malnutrition; Pages 35480–35482

Committee Funds: S. Res. 272, increasing by $3,000, to a total of $4,500, funds for the Select Committee on Small Business to procure consultants; Page 35482

Committee Funds: S. Res. 297, authorizing $61,000 for the transfer of ten employees of the former Joint Committee on Atomic Energy to Committees on Armed Services, Energy and Natural Resources, Foreign Relations, and Environment and Public Works; Pages 35482–35483

Committee Funds: S. Res. 298, increasing by $30,000, to a total of $50,000, the amount which may be expended by the Committee on Rules and Administration during the 95th Congress; Page 35483

Private Bill: S. Res. 234, referring to the Court of Claims S. 1953, a private bill; Page 35484

General Kosciuszko: S. Con. Res. 44, authorizing the Secretary of the Interior to accept donations of suitable markers recognizing the contributions of Gen. Thaddeus Kosciuszko; Page 35484

Sawtooth National Recreation Area: S. 791, to authorize an additional $28 million for the acquisition of lands within the Sawtooth National Recreation Area, Idaho. Pages 35484–34485

Child Care Programs: Senate agreed to the House amendment to the Senate amendments to H.R. 3387, to extend funding for certain child care programs and program for employment of welfare recipients, thus clearing the measure for the President. Pages 35539–35541

Tariff and Taxes: Senate agreed to the House amendment to Senate amendment No. 7 to H.R. 2849, suspending duty on mattress blanks of rubber latex, providing duty-free entry of bobsleds and luges, and to amend the Internal Revenue Code with regard to definition of the term "Substantial Contributor", thus clearing the measure for the President. Page 35541

Tariff—Silk: Senate receded from its amendment No. 6 and agreed to the House amendment to Senate amendment No. 7 to H.R. 3373, extending through June 30, 1980, the current suspension of duty on certain classifications of yarns of silk, thus clearing the measure for the President. Page 35541

Labor-HEW Appropriations: By 33 yeas to 59 nays, Senate rejected S. Res. 307, to instruct the Senate conferees on H.R. 7555, fiscal year 1978 appropriations for Departments of Labor and HEW, to recede from Senate amendment to the House amendment to Senate amendment No. 82, relating to the matter of Federal funding for purposes of abortion, and to concur in the House amendment thereto. Pages 35522–35525

Energy Tax Act: Senate continued consideration of H.R. 5263, to provide tax incentives for the production and conservation of energy, taking action on amendments proposed thereto as follows:

Adopted:

(1) By 51 yeas to 37 nays, modified Metzenbaum amendment No. 1505, to impose an excise tax on industry and utility use of oil and gas by new electric powerplants and new major fuel-burning installations and existing coal-capable facilities; Page 35486

(2) Bumpers unprinted amendment No. 975 (to amendment No. 1505), to suspend the excise tax on business use of oil and natural gas while expeditious efforts to convert to other fuels are underway; Page 35502

(3) Danforth U.P. No. 977 (to amendment No. 1505), to exempt from the tax the use of oil and natural

gas as feedstocks for ammonia and petrochemicals, and the use of oil and natural gas for process use;

Page 35505

(4) By 88 yeas to 2 nays, modified Domenici U.P. No. 978, to provide a refundable tax credit to the elderly for energy costs; Page 35507

(5) By 43 yeas to 42 nays and 1 present, Heinz amendment No. 1524, to strike section 1029 providing a 20 percent refundable tax credit for intercity bus companies (motion to reconsider tabled by 46 yeas to 39 nays and 1 present); Page 35525

(6) Percy amendment No. 1514, authorizing payments to the States from revenues collected from taxes on crude oil to repair Federal-aid highways;

Page 35530

(7) Modified Percy amendment No. 1493, to eliminate excise taxes on alcohol used as a fuel; Page 35534

(8) Percy amendment No. 1494, to establish an alcohol fuels research and development project;

Page 35542

(9) Percy U.P. No. 983, to add to the term specially defined energy property "energy efficient replacement electric motors"; and Page 35552

(10) Bayh amendment No. 1489, to authorize the use of set-aside acreage for production of agricultural commodities used to produce fuels. Page 35552

Rejected:

(1) By 38 yeas to 56 nays, Jackson amendment No. 1506, to delete section 1054, providing additional tax incentives for the production and conservation of energy and for conversion to alternative energy sources;

Page 35512

(2) Dole amendment No. 1488, to strike section providing credit on expenditures on home insulation and other energy conserving components (tabled by 62 yeas to 16 nays); and Page 35543

(3) Packwood U.P. 982 (in the nature of a substitute for amendment No. 1488) (tabled by 80 yeas to 2 nays).

Page 35546

Pages 35479, 35486, 35487, 35502–35522 35525–35539, 35542–35556

Child Pornography: Senate disagreed to the House amendments to S. 1585, to make unlawful the use of minors engaged in sexually explicit conduct for the purpose of promoting any film or printed material, agreed to conference with the House, and appointed as conferees Senators Culver, Kennedy, Bayh, DeConcini, Mathias, Thurmond, and Wallop. Page 35525

Committee Authority To Meet: Committee on Governmental Affairs was authorized to sit on October 28 and 31 and November 1 and 2 during sessions of the Senate; and Committee on the Judiciary was authorized to meet on October 31 during the session of the Senate.

Page 35604

Social Security Financing: It was agreed that when Senate receives H.R. 9346, Social Security financing amendments, it be placed on the Senate Calendar.

Page 35541

Bills Held at Desk: H.R. 7278, National Defense Reserve Fleet, and H.R. 8803, Appalachian National Scenic Trail, were received and held at the desk.

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees.

Page 35558

Unanimous Consent Calendar: Several measures were transferred in the calendar to Measures Cleared To Be Considered By Unanimous Consent. Page 35487

Messages From the House: Pages 35556–35557

Amendments Submitted for Printing:

Pages 35560–35561

Statements on Introduced Bills: Page 35558

Additional Statements: Pages 35562–35604

Confirmation: Senate confirmed the nomination of John J. Boyle, of Maryland, to be Public Printer.

Page 35604

Nominations: Senate received the following nominations:

Stella B. Hackel, of Vermont, to be Director of the Mint;

Alexander O. Bryner, to be U.S. attorney for the district of Alaska;

Larry D. Patton, to be U.S. attorney for the western district of Oklahoma;

Harry D. Mansfield, to be U.S. marshal for the eastern district of Tennessee; and

Joseph N. Novotny, to be U.S. marshal for the northern district of Indiana. Page 35604

Record Votes: Eight record votes were taken today.

Pages 35507, 35512, 35520, 35524–35525, 35530, 35531, 35532, 35550, 35551–35552

Recess: Senate met at 9:30 a.m. and recessed at 8:49 p.m.

Page 35604

Committee Meetings

FEDERAL CROP INSURANCE

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported S. 2230, increasing from $150 million to $200 million the capital stock of the Federal Crop Insurance Corporation; and

An original resolution waiving section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2230.

FHA

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on the future of the Federal Housing Administration, receiving testimony from Kennon Rothchild, Mortgage Bankers Association, Peter Maier, Center for the Study of Responsive Law, and Jeffery Zinzmeyer, Center for Community Change, all of Washington, D.C.; and Gale Cincotta, National Peoples Action Coalition, Chicago, Illinois.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

An original bill proposing regulatory reform in the air transportation industry;

S. Res. 282, disapproving the proposed deferral of budget authority for acquisition, construction and improvements by the U.S. Coast Guard, Department of Transportation, transmitted to the Congress on October 3, 1977; and

The nomination of Thomas F. Moakley, of Massachusetts, to be a Federal Maritime Commissioner.

ESTATE TAX

Committee on Finance: Subcommittee on Taxation and Debt Management began hearings on S 1954, 2227, and 2228, bills dealing with the carry-over basis provision of the estate tax law, receiving testimony from Donald Lubick, Deputy Assistant Secretary of the Treasury for Tax Policy.

Subcommittee will meet again tomorrow.

FOREIGN AFFAIRS/SOUTH AFRICA

Committee on Foreign Relations: Subcommittee on African Affairs held closed hearings to receive testimony on recent events in South Africa, from William G. Bowdler, U.S. Ambassador to South Africa, who was accompanied by Assistant Secretary for African Affairs Richard M. Moose.

Subcommittee recessed subject to call.

HUMAN RESOURCES PROGRAMS

Committee on Human Resources: Committee resumed hearings on the topic: "Cost, Management and Utilization of Human Resources Program Evaluation," receiving testimony from Dr. Henry Aaron, Assistant Secretary for Planning and Evaluation, Dr. Frank Ochberg, Director, Division of Mental Health Service Programs, National Institute of Mental Health, and Dr. John Evans, Assistant Commissioner for Planning, Budgeting and Evaluation, Office of Education, all of the Department of Health, Education, and Welfare; Dr. Donald Nichols, Deputy Assistant Secretary for Economic Policy Review, Department of Labor; and Dr. Marcia Guttentag, Harvard University, Cambridge, and also representing the Evaluation Research Society.

Hearings were recessed subject to call.

FREIGHT RATES

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly began hearings to examine the issue of price competition in the motor carrier industry, the practices and procedures of motor carrier rate conferences, and the regulation of pricing by the Interstate Commerce Commission. Witnesses heard were John Shenefield, Assistant Attorney General, Antitrust Division, Department of Justice; George Wilson, University of Indiana, Bloomington; Jack Beitler, W. J. Beitler, Co., Pittsburgh; Richard Van Winkel, Arbet Truck Lines, Chicago; Liniel G. Gregory, Jr., Russell Transfer, Salem, Va.; and Joseph Herzig, General Rate Service, Hackettstown, and William J. Spina, Rite-Way Express, Westwood, both of New Jersey.

Hearings continue tomorrow.

OFFICE ACCOUNTS

Select Committee on Ethics: Committee met in open and closed sessions to continue discussion of Senate rule XLVI, concerning the maintenance of unofficial office accounts, and directed the staff to obtain additional information concerning tax consequences of certain office accounts.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 27 public bills, H.R. 9772–9798; 3 private bills, H.R. 9799–9801; and 12 resolutions, H.J. Res. 639 and 640, H. Con. Res. 389 and 390, and H. Res. 872–879 were introduced. Pages 35476–35477

Bills Reported: Reports were filed as follows:

Report entitled "Budget Allocation of the Committee on Ways and Means on the Second Budget Resolution for fiscal year 1978" (H. Rept. 95-760);

H.R. 4458, Changes in Excise Taxes on Distilled Spirits, amended (H. Rept. 95-761);

H.R. 5466 and H.R. 8212, private bills (H. Repts. 95-762 and 95-763, respectively);

H. Res. 851, disapproving the deferral of certain budget authority (D78-30) relating to the Energy Research and Development Administration, Gas Cooled Thermal Reactor Program, which is proposed by the

President in his message of October 3, 1977, transmitted under section 1013 of the Impoundment Control Act of 1974 (H. Rept. 95-764);

H. Res. 852, disapproving the deferral of certain budget authority (D78-33) relating to the Energy Research and Development Administration, Magnetic Fusion Energy Program—Fusion Material Test Facility, which is proposed by the President in his message of October 3, 1977, transmitted under section 1013 of the Impoundment Control Act of 1974 (H. Rept. 95-765);

H. Res. 853, disapproving the referral of certain budget authority (D78-34) relating to the Energy Research and Development Administration, Magnetic Fusion Energy Program—Intense Neutron Source Facility, which is proposed by the President in his message of October 3, 1977, transmitted under section 1013 of the Impoundment Control Act of 1974 (H. Rept. 95-766);

H. Res. 854, disapproving the deferral of certain budget authority (D78-35) relating to the Energy Research and Development Administration, High Energy Physics Program—Intersecting Storage Ring Accelerator, which is proposed by the President in his message of October 3, 1977, transmitted under section 1013 of the Impoundment Control Act of 1974 (H. Rept. 95-767);

H.R. 3384, to amend the National Labor Relations Act to provide that any employee who is a member of a religion or sect historically holding conscientious objection to joining or financially supporting a labor organization shall not be required to do so (H. Rept. 95-768);

H.R. 3084, a private bill (H. Rept. 95-769);

H. Res. 872, providing for the consideration of H.R. 6805, Consumer Protection Act of 1977 (H. Rept. 95-770);

H.R. 9434, to amend the Social Security Act to increase the dollar limitations and Federal medical assistance percentages applicable to the medicaid programs of Puerto Rico, the Virgin Islands, and Guam (H. Rept. 95-771);

H.R. 9704, to amend the Federal Crop Insurance Act, amended (H. Rept. 95-772); and

Conference report on H.R. 6010, to amend title XIII of the Federal Aviation Act of 1958 to expand the types of risks which the Secretary of Transportation may insure or reinsure (H. Rept. 95-773). Page 35475

Wilderness Development: House disagreed to the Senate amendment to H.R. 3454, to designate certain endangered public lands for preservation as wilderness, to provide for the study of additional endangered public lands for such designation, to further the purposes of the Wilderness Act of 1964; and asked a conference with the Senate. Appointed as conferees: Representatives Udall, Kastenmeier, Roncalio, Weaver, Vento, Johnson of Colorado, and Symms. Page 35382

Saccharin: House insisted on its amendments to S. 1750, Saccharin Study, Labeling, and Advertising Act; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Staggers, Rogers, Satterfield, Preyer, Florio, Devine, and Carter.

Pages 35382–35383

Committee to Sit: Committee on Merchant Marine and Fisheries received permission to sit today during the proceedings of the House under the 5-minute rule.

Page 35383

Social Security Financing: By a yea-and-nay vote of 275 yeas to 146 nays, Roll No. 706, the House passed H.R. 9346, Social Security Financing Amendments of 1977.

By a yea-and-nay vote of 405 yeas to 3 nays, Roll No. 703, the House agreed to resolve itself into the Committee of the Whole for the consideration of the bill.

By a yea-and-nay vote of 57 yeas to 363 nays, Roll No. 705, the House rejected a motion to recommit the bill to the Committee on Ways and Means with instructions to report it back forthwith containing amendments that: beginning in 1978 increase the tax rates at a more gradual rate; reduce social security taxable wages to the present law levels; bring Federal civilian employees under social security coverage by January 1, 1982, following a study; reallocate in 1979 25 percent of Hospital Insurance Trust Fund taxes to OASDI, and in 1980 and thereafter, 50 percent; and remove authority for Trust Funds to borrow from general funds of the Treasury.

Agreed to amend the title.

Agreed to the committee amendment, as amended by:

An amendment, as amended, that phases out the outside earnings ceiling (agreed to by a recorded vote of 268 ayes to 149 noes, Roll No. 704). Previously, rejected by a division vote of 25 ayes to 33 noes;

An amendment that establishes a two year, high-level, bipartisan commission to study the social security system.

An amendment was withdrawn that sought to lower the taxable wage base by lesser increases and to raise the outside earnings ceiling. Pages 35385–35407

Election Contests: House agreed to the following resolutions: H. Res. 770, dismissing the election contest of Albert Dehr against Robert L. Leggett;

H. Res. 822, dismissing the election contest of Elsa Debra Hill and Felix J. Panasigui against William Clay; and

H. Res. 825, dismissing the election contest against W. Wyche Fowler, Junior. Pages 35407–35409

Mine Safety and Health: By a yea-and-nay vote of 376 yeas to 35 nays with 1 voting "present," Roll No. 707, the House agreed to the conference report on S. 717, Federal Mine Safety and Health Amendments Act of 1977—clearing the measure for the President.

Subsequently, agreed to S. Con. Res. 57, to correct the enrollment of the bill. Pages 35409–35415

School Lunch Program: By a yea-and-nay vote of 386 yeas to 17 nays with 1 voting "present," Roll No. 708, the House agreed to the conference report on H.R. 1139, National School Lunch Act and Child Nutrition Amendments of 1977—clearing the measure for the Senate. Pages 35416–35425

Broadcast of House Proceedings: By a yea-and-nay vote of 342 yeas to 44 nays, Roll No. 709, the House agreed to H. Res. 866, amending the Rules of the House of Representatives to provide for television and radio coverage of the proceedings of the House.

Agreed to amend the title. Pages 35425–35437

Bankruptcy Reform: House completed all general debate and began reading for amendment on H.R. 8200, to establish a uniform Law on the subject of Bankruptcies; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Friday, October 28.

H. Res. 826, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 358 yeas to 11 nays, Roll No. 710. Pages 35444–35457

Late Reports: Conferees received permission to file a report by midnight tonight on H.R. 6010, to amend title XIII of the Federal Aviation Act of 1958 to expand the types of risks which the Secretary of Transportation may insure or reinsure; and

Committee on Merchant Marine and Fisheries received permission to file sundry reports by midnight, Friday, October 28. Pages 35440–35443, 35457

Adjournment: Adjourned at 7:33 p.m.

Committee Meetings

SOCIAL SECURITY OVERSIGHT

Select Committee on Aging: Subcommittee on Federal, State and Community Services held an oversight hearing on Title XX of the Social Security Act. Testimony was heard from State and city officials; and representatives of Federal Council on Aging and a senior citizens organization.

CONSOLIDATED FARM AND RURAL DEVELOPMENT ACT

Committee on Agriculture: Subcommittee on Conservation and Credit continued hearings on H.R. 8315, 6407, and related bills, to amend the Consolidated Farm and Rural Development Act. Testimony was heard from public witnesses.

ERDA DEFERRALS

Committee on Appropriations: Met and ordered reported favorably to the House the following ERDA deferral resolutions:

H. Res. 851, House of Representatives expresses its disapproval of proposed deferral D78-30, relating to the Energy Research and Development Administration, Gas Cooled Thermal Reactor Program, as set forth in the message of October 3, 1977, which was transmitted to the Congress by the President under section 1013 of the Impoundment Control Act of 1974;

H. Res. 852, ERDA proposed deferral D78-33, Magnetic Fusion Energy Program-Fusion Material Test Facility;

H. Res. 853, ERDA proposed deferral D78-34, Magnetic Fusion Energy Program-Intense Neutron Source Facility; and

H. Res. 854, ERDA proposed deferral D78-35, High Energy Physics Program-Intersecting Storage Ring Accelerator.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on Amtrak.

NAVAL RESERVE READINESS

Committee on Armed Services: Subcommittee on Military Personnel held a hearing on Naval Reserve readiness and the proposed phase-out of the Navy TAR officer program. Testimony was received from Edward Hidalgo, Assistant Secretary of the Navy for Manpower, Reserve Affairs and Logistics; Adm. James L. Holloway III, Chief of Naval Operations; VAdm. Pierre N. Charbonnet, Jr., Director of Naval Reserve; RAdm. Carl J. Seiberlich, Deputy Chief of Naval Personnel; and representatives of Naval Reserve Association, Reserve Officers Association and Naval Enlisted Reserve Association.

FEDERAL PROCUREMENT POLICY

Committee on Armed Services: Subcommittee on Research and Development met for briefing on OMB Circulars A-109 and A-76 by Lester A. Fettig, Administrator, Office of Federal Procurement Policy, Office of Management and Budget.

MINUTES OF FOMC MEETINGS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on H.R. 9589 and 9465, relating to minutes of Federal Open Market Committee meetings. Testimony was heard from Representatives Hannaford and Cavanaugh. Statements for the record were submitted by Representatives Oakar and Neal.

SAFE BANKING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued but did not complete markup of H.R. 9086, Safe Banking Act, and postponed further action until the next session of Congress.

WELFARE REFORM

Committee on the Budget: Task Force on State and Local Government held a hearing on welfare reform. Testimony was heard from Robert Reischauer, Assistant Director for Human Resources and Community Development, CBO; representatives of National Governor's Association, National League of Cities, and National Association of Counties; Henry Aaron, Assistant Secretary for Planning and Education, and Gene Eidenberg, Deputy Under Secretary, HEW; and officials of Department of Labor.

STUDENT LOAN DEFAULTS

Committee on Education and Labor: Subcommittee on Postsecondary Education held an oversight hearing on efforts by the Office of Education to deal with student loan defaults. Testimony was heard from Ernest Boyer, Commissioner, U.S. Office of Education; and Representatives Meyner and Walker.

COMMITTEE BUSINESS

Committee on Government Operations: Subcommittee on Legislation and National Security met and approved for full committee action the following reports:

"Improving Internal Auditing in the Department of the Army"; and

"Standardization and Interoperability of NATO Military Equipment."

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met for markup of H. Res. 843, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Population, and will resume on Tuesday, Nov. 1.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued consideration of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume tomorrow.

HAWAIIAN NATIVE CLAIMS SETTLEMENT STUDY COMMISSION

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on and referred to the full committee without recommendation H.J. Res. 526, Establishing the Hawaiian Native Claims Settlement Study Commission. Testimony was heard from Senator Matsunaga and Representatives Akaka and Heftel.

SEQUOIA NATIONAL PARK ENLARGEMENT ACT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Insular Affairs held a hearing on H.R. 1771, Sequoia National Park Enlargement Act of 1977. Testimony was heard from Department and public witnesses.

INTERNATIONAL RELATIONS MISCELLANY

Committee on International Relations: Met and ordered reported favorably to the House the following resolutions:

H. Con. Res. 265, To endorse the Hermosillo Declaration on Combatting Traffic in Drugs at the International level and urge the President to incourage other nations to cooperate in eradicating narcotics trafficking;

H. Res. 736, To express the sense of the House of Representatives that the United States delegation to the United Nations should work with the delegations of other member nations to call for a World Assembly on Aging and a World Year on Aging;

H. Res. 784 amended, Expressing the sense of the House of Representatives that the President should establish a Commission on Domestic and International Hunger and Malnutrition; and

H. Con. Res. 388, Expressing concern about the recent acts of repression by the government of the Republic of South Africa.

The Committee then went into executive session to consider an immunity request.

DOD POLICY STATEMENT ON EXPORT CONTROL OF U.S. TECHNOLOGY

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on Department of Defense policy statement on export control of U.S. technology. Testimony was heard from Ellen Frost, Deputy Assistant Secretary of Defense for Economic Affairs; and Dr. Ruth Davis, Deputy Director for Research and Advanced Technology, Department of Defense.

MIA'S UPDATE

Committee on International Relations: Subcommittee on Asian and Pacific Affairs held a hearing on State Department update on MIA's. Testimony was heard from Frank A. Sieverts, Deputy Coordinator for Human Rights and Humanitarian Affairs, Department of State.

MAGISTRATE ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice began but did not complete markup of S. 1613, Magistrate Act of 1977.

CRIME AND UNEMPLOYMENT

Committee on the Judiciary: Subcommittee on Crime continued hearings on unemployment and crime. Testimony was heard from New York City Mayor Beame; Blair Ewing, Acting Director, National Institute of Law Enforcement and Criminal Justice, LEAA; and Alvin Bronstein and Steven Ney, National Prison Project.

SOVIET MARITIME ACTIVITIES

Committee on Merchant Marine and Fisheries: Met in open and executive sessions for briefing on Soviet maritime activities and their effect on the United States liner trades. Those participating were Peter Kyros and Suzanne Oetting, professional staff of Subcommittee on Merchant Marine; and representatives of Santa Fe Corp.; Naval Intelligence Support Command, CIA; Maritime Administration; Department of State; and Federal Maritime Commission.

COST-OF-LIVING ALLOWANCES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held an oversight hearing on cost-of-living allowances. Testimony was heard from Resident Commissioner from Puerto Rico Corrada, and Carl Clewlow, Department of Defense. A statement for the record was submitted by Representative Young of Alaska.

COMPUTER USE IN EDUCATION

Committee on Science and Technology: Subcommittee on DISPAC held a hearing on the use of computers in education of gifted children. Testimony was heard from public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session on committee business.

Joint Committee Meetings

ERDA DEFENSE PROGRAMS

Conferees, in closed session, agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1339, to authorize funds for the Energy Research and Development Administration for their national defense programs for fiscal year 1978.

MILITARY PROCUREMENT SUPPLEMENTAL

Conferees, in closed session, agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1863, authorizing supplemental funds for fiscal year 1978 for military procurement.

NATIONAL ENERGY CONSERVATION

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5037, a private bill and to establish a comprehensive National Energy Conservation Policy, but did not complete final action thereon and will meet again tomorrow.

Friday, October 28, 1977

Senate

Chamber Action

Routine Proceedings, pages 35712–35857

Bills Introduced: Twelve bills and two resolutions were introduced, as follows: S. 2252–2263; and S. Res. 311–312. Pages 35791–35792, 35803–35804

Bills Reported: Reports were made as follows:

S. Res. 294, requesting an additional $50,000 for expenses of Committee on Energy and Natural Resources (S. Rept. 95–555).

H. Con. Res. 182, to print as a House document pamphlet entitled "Black Americans in Congress," with amendments (S. Rept. 95–556).

H. Con. Res. 190, to print additional copies of brochure entitled "How Our Laws Are Made," with an amendment (S. Rept. 95–557).

H. Con. Res. 204, to print as a House document additional copies of a revised edition of the pamphlet entitled "Our Flag," with amendments (S. Rept. 95–558).

H. Con. Res. 205, to print as a House document a revised edition of pamphlet entitled "Our American Government," with amendments (S. Rept. 95–559).

H. Con. Res. 217, to print additional copies of a revised edition of "The Constitution of the United States of America," with amendments (S. Rept. 95–560).

H. Con. Res. 222, to print as a House document additional copies of a revised edition of pamphlet entitled "The Capitol," with amendments (S. Rept. 95–561).

S. Res. 282, disapproving the proposed deferral of budget authority for acquisition, construction, and improvements by the U.S. Coast Guard (S. Rept. 95–562).

H.R. 9019, to rescind certain budget authority contained in the message of the President of July 19, 1977 (S. Rept. 95–563).

H.R. 9375, making supplemental appropriations for the fiscal year 1978, with amendments (S. Rept. 95–564).

S. Res. 312, authorizing issuance of subpenas by the Select Committee on Ethics or by its chairman and vice chairman, acting jointly (S. Rept. 95–565). Page 35791

Measures Passed:

Calendar bills: Senate took from the Calendar and passed the following measures:

Cibola National Forest: S. 553, to enlarge the boundary of the Cibola National Forest, New Mexico (amended);

Fort Union Trading Post: S. 491, increasing to $8.5 million authorizations for development of the Fort Union Trading Post National Historic Site, North Dakota and Montana (amended);

Legionville National Historic Site: S. 1104, to

establish the Legionville National Historic Site, Pennsylvania (amended);

Alaska Forests: S. 2118, authorizing the Secretary of Agriculture to convey eight valid homesite claims within the Chugach and Tongass National Forests in Alaska;

Hawaiian land: S. 1318, to remove a Federal restriction on the use of certain State-owned land on Sand Island, Hawaii, so that it may be leased or sold for public purposes (amended);

Mississippi land: H.R. 1403, authorizing the Secretary of the Interior to convey U.S. interest in certain lands in Adams County, Mississippi;

California land: H.R. 2527, authorizing the Secretary of Agriculture to convey to the Madera Cemetery District, California, certain lands in the Sierra National Forest;

Wenatchee National Forest: S. 2033, authorizing the Secretary of Agriculture to convey certain lands in the Wenatchee National Forest, Washington;

White River National Forest: S. 2101, providing for the addition of 2,416 acres of the White River National Forest, Colorado;

Nevada land: H.R. 4979, directing the Secretary of the Interior to convey to Mineral County, Nevada, certain public lands in such county (amended); and

Oklahoma land: S. 920, to allow oil and gas leases within the Lake Murray Recreational Demonstration Area project, Oklahoma (amended). Pages 35715–35724

Committee Funds: Senate agreed to S. Res. 294, authorizing an additional $50,000 for expenses of Committee on Energy and Natural Resources. Page 35790

Printing Resolutions: Senate agreed, with amendment, to the following printing resolutions:

H. Con. Res. 182: To print as a House document pamphlet entitled "Black Americans in Congress";

H. Con. Res. 190: To print additional copies of brochure entitled "How Our Laws Are Made";

H. Con. Res. 204: To print as a House document additional copies of a revised edition of the pamphlet entitled "Our Flag";

H. Con. Res. 205: To print as a House document a revised edition of pamphlet entitled "Our American Government";

H. Con. Res. 217: To print additional copies of a revised edition of "The Constitution of the United States of America"; and

H. Con. Res. 222: To print as a House document additional copies of a revised edition of pamphlet entitled "The Capitol." Page 35790

School Lunch Programs: Senate agreed to the conference report on H.R. 1139, to revise and extend through fiscal year 1980 child nutrition programs administered under the National School Lunch Act and the Child Nutrition Act, thus clearing the measure for the President. Pages 35730–35733

Aviation Insurance: Senate agreed to the conference report on H.R. 6010, to amend the Federal Aviation Act so as to expand the types of risks which the Secretary of Transportation may insure or reinsure, thus clearing the measure for action of the House. Page 35757

Wilderness Areas: Senate insisted on its amendments to H.R. 3454, to designate certain endangered public lands for preservation as wilderness areas, agreed to conference with the House, and appointed as conferees Senators Jackson, Church, Metcalf, Abourezk, Matsunaga, Hansen, Hatfield, and McClure. Page 35729

Nuclear Regulatory Commission: Senate disagreed to the House amendments to S. 1131, authorizing funds for fiscal year 1978 for the Nuclear Regulatory Commission, requested conference with the House, and appointed as conferees Senators Hart, Randolph, Gravel, Anderson, Moynihan, McClure, Stafford, Domenici, and Baker. Page 35789

Energy Tax Act: Senate continued consideration of H.R. 5263, to provide tax incentives for the production and conservation of energy, taking action on amendments proposed thereto, as follows:

Adopted:

(1) DeConcini unprinted amendment No. 984, to include "evaporative coolers" in category of energy saving devices; Page 35725

(2) Garn amendment No. 1526, allowing the 20 percent tax credit for an installation of hydrogen equipment for purpose of energy conservation; Page 35726

(3) Garn U.P. No. 985, to allow a $300 tax credit for the purchase of or conversion to a hydrogen-powered vehicle; Page 35726

(4) Garn U.P. No. 986, to allow a tax credit for the development of petroleum from tar sands as well as from oil shale; Page 35727

(5) Schmitt U.P. No. 987, of a clarifying nature with regard to water purification or desalinization; Page 35727

(6) Modified Schmitt U.P. No. 988, to provide a 10 percent credit incentive for capital investments in equipment which is substantially more efficient in its use of oil and gas; Page 35727

(7) Schmitt U.P. No. 989, to authorize a tax credit for electric powered vehicles, even if they do not have four wheels; Page 35728

(8) Bumpers U.P. No. 990, to permit extension of gasoline tax whether or not tax incentives are finally adopted as part of the bill; Page 35728

(9) Modified McIntyre amendment No. 1521, to make certain wood-and peat-burning equipment eligible for the residential energy tax credit; Page 35733

(10) Moynihan amendment No. 1525, to provide a tax credit related to increased refined petroleum product duties or fees; Page 35734

(11) Javits U.P. No. 992, to allow the New York State Power Authority to sell power without limitation by the two contiguous counties' regulation; Page 35736

(12) Stevens U.P. No. 993, to exempt from the 2 cent tax increase gasoline used as fuel in commercial fishing vessels; Page 35745

(13) Hathaway U.P. 996, to clarify section 1044, allowing credit for production of oil and gas from nonconventional sources; Page 35757

(14) Javits U.P. 999, to allow veto by the two Houses of Congress within 30 days after the President utilizes his authority to impose any new fees, tariffs, or quotas on petroleum imports; Page 35760

(15) Jackson U.P. 998, to allow the tax credit against the excise tax on business use of oil and natural gas for facilities for production of synthetic liquid fuels; and Page 35758

(16) By 72 yeas to 1 nay, modified Kennedy amendment No. 1467, reducing from 40 percent to 15 percent the additional refundable tax credit for equipment used by businesses in their conversions from oil and gas to other fuels (motion to table unmodified version of this amendment was at first rejected by 24 yeas to 50 nays). Page 35779

Rejected:

(1) By 35 yeas to 49 nays, Hathaway amendment No. 1519, to eliminate the tax credit for production of oil and gas from nonconventional sources; Page 35737

(2) By 36 yeas to 47 nays, Hart U.P. No. 994, to delete oil shale production from the tax credit for nonconventional source production; Page 35746

(3) By 23 yeas to 58 nays, McIntyre U.P. 995, to strike subsection (b) on the limitation of President's authority to adjust imports of petroleum; Page 35751

(4) By 30 yeas to 47 nays, Magnuson U.P. No. 1000, to make the energy investment tax credits nonrefundable (motion to table at first rejected by 38 yeas to 41 nays); and Page 35771

(5) Allen U.P. No. 1001 (to Kennedy amendment No. 1467), reducing from 40 percent to 20 percent the additional refundable tax credit for conversions (tabled by 41 yeas to 34 nays). Page 35786

Also during consideration of this bill today Senate, by 51 yeas to 30 nays, tabled motion for its recommittal to the Committee on Finance. Page 35764

Also, Senate agreed to motion to recommit the bill to Committee on Appropriations with instructions that it be reported back forthwith with an amendment deleting the refundable portions of those refundable tax credits contained in the bill which have not been the subject of prior record votes by the Senate. Page 35764

Pages 35724–35729, 35733–35789

Presidential Message: Senate received a message from the President transmitting a report describing efforts of the United States over the past 60 days to promote a settlement of the problem in Cyprus—referred to Committee on Foreign Relations (PM-126). Pages 35790–35791

Bill Placed on Calendar: H.R. 9346, Social Security Financing Amendments, was received and placed on the Senate Calendar. Page 35791

Unanimous Consent Calendar: Sundry measures were transferred in the calendar to Measures Cleared To Be Considered by Unanimous Consent. Page 35724

Messages From the House: Page 35791

Amendments Submitted for Printing: Pages 35804–35806

Statements on Introduced Bills: Pages 35792–35803

Additional Statements: Pages 35806–35856

Nominations: Senate received the following nominations:

James A. Krumhansl, of New York, to be an Assistant Director of the National Science Foundation; and

Louis Polk, of Ohio, to be Chairman, and the following persons to be Members of the United States Metric Board: Carl A. Beck, of Pennsylvania, Francis R. Dugan, of Ohio, Edward L. Ginzton, of California, Henry Kroeze, of Wisconsin, Paul Block, Jr., of Ohio, Thomas A. Hannigan, of Maryland, Frank Hartman, of Michigan, Sandra R. Kenney, of Maryland, Roger E. Travis, of Massachusetts, Sydney D. Andrews, of Florida, Joyce D. Miller, of New York, Glenn Nishimura, of Arkansas, Satenig S. St. Marie, of Connecticut, and Adrian G. Weaver, of Connecticut. Page 35857

Record Votes: Nine record votes were taken today. Pages 35745, 35751, 35756, 35764, 35775, 35779, 35786, 35787, 35789

Recess: Senate met at 9 a.m. and recessed at 10:39 p.m. Page 35857

Committee Meetings

COMMITTEE BUSINESS

Committee on Appropriations: Committee ordered favorably reported the following measures:

H.R. 9375, making supplemental appropriations for fiscal year ending September 30, 1978 (amended);

H.R. 9019, to rescind certain budget authority recommended in a message from the President dated July 19, 1977 of $21,090,000 for Foreign Military Credit Sales

program, and of $75,000,000 for the General Services Administration Federal Building Fund; and

S. Res. 282, disapproving the proposed deferral of budget authority for acquisition, construction and improvements by the U.S. Coast Guard, Department of Transportation transmitted to the Congress on October 3, 1977.

FDA

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on the future of the Federal Housing Administration, receiving testimony from Thomas Stanton, Center for the Study of Responsive Law, Lee Holmes, U.S. League of Savings Associations, and Philip N. Brownstein, all of Washington, D.C., and Saul Klaman, National Association of Mutual Savings Banks, New York City.

Hearings were recessed subject to call:

ESTATE TAX

Committee on Finance: Subcommittee on Taxation and Debt Management continued hearings on S. 1954, 2227, and 2228, bills dealing with the carry-over basis provisions of the estate tax law, and on H.R. 6715, to amend the Tax Reform Act of 1976 (P.L. 94-455), receiving testimony from Warren W. Lebeck, Chicago Board of Trade; Lee Berendt, Commodity Exchange, Inc., John W. Clagett, Futures Industry Association, Inc., Dr. Henry G. Jarecki, Mocatta Metals, and Joseph Kartiganer, all of New York City; David Hardee, American Bar Association, Sheldon Cohen, Frank Berall, American College of Probate Counsel, Arthur Hoffman, American Institute of Certified Public Accountants, John Butala, Jr., American Bankers Association, and David W. Richmond, all of Washington, D.C.

Subcommittee will meet again on Monday, October 31, to continue hearings on H.R. 6715.

LEGISLATION

Committee on Governmental Affairs: Subcommittee on Civil Service and General Services held hearings receiving testimony as follows:

H.R. 3447, 3755, and S. 1559, bills relating to civil service survivor annuities, receiving testimony from Senator Hatfield; Thomas Tinsley, Bureau of Retirement, Insurance and Occupational Health and Raymond Jacobson, Executive Director, both of the U.S. Civil Service Commission; H. L. Krieger, Director, Federal Personnel and Compensation Division, General Accounting Office; John F. McClelland, National Association of Retired Federal Employees, Washington, D.C.; and Lawrence G. Derthick, Sr., representing National Retired Teachers Association/American Association of Retired Persons, Washington, D.C.;

S. Res. 244, calling for Treasury Department study of Federal retirement systems, receiving testimony from Mr. Krieger and Mr. Tinsley; and

H.R. 6975, increasing the number of hearing examiner positions which may be established by the Civil Service Commission at the GS-16 level, receiving testimony from John H. Fanning, National Labor Relations Board, Mr. Jacobson and Mr. Krieger.

Hearings were recessed subject to call.

LABOR UNION INSURANCE PREMIUMS

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings with regard to the awarding of labor union insurance contracts, receiving testimony from John Boden, address unannounced, and W. Donald Gray and Howard Marks, both professional Subcommittee staff members.

Hearings continue on Monday, October 31.

EXPLOSIVE MATERIALS

Committee on the Judiciary: Subcommittee on Criminal Laws and Procedures resumed hearings on S. 2013, to require the additional labeling of explosive materials for the purpose of identification and detection, receiving testimony from Paul Miller, Atlas Powder Co., Dallas; and Douglas H. Pack, Ireco Chemicals, Salt Lake City, Utah.

FREIGHT RATES

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly continued hearings to examine the issue of price competition in the motor carrier industry, the practices and procedures of motor carrier rate conferences, and the regulation of pricing by the Interstate Commerce Commission. Witnesses heard were A. Daniel O'Neal, Chairman, Interstate Commerce Commission; Sanford Forman, Mattel, Inc., Hawthorne, and Richard G. Lewis, General Environment Corporation, Sherman Oaks, both of California; B. W. Huie, National Chemsearch, Erving, Texas; Douglas McDonald, City Products, Des Plaines, Illinois; and F. Andy Messing, Jr., American Conservative Union, and Shelby Southard, Consumer Federation of America, both of Washington, D.C.

Hearings were recessed subject to call.

PANAMA CANAL

Committee on the Judiciary: Subcommittee on Separation of Powers held hearings on executive branch negotiations for the disposition of territory and property of the United States located in the Isthmus of Panama, receiving testimony from Karl R. Bendetsen, Champion International Corporation, Washington, D.C.; and Captain K. C. Torrens, The Council of American Master Mariners, Inc., New York City.

Hearings continue on Thursday, November 3.

COMMITTEE BUSINESS

Select Committee on Indian Affairs: Committee ordered favorably reported the following measures:

S. 1214, to establish standards for the placement of Indian children in foster or adoptive homes (with an amendment in the nature of a substitute); and

S. 1215, to provide grants to Indian-controlled post-secondary educational institutions (with an amendment in the nature of a substitute which would also include as a new Title II the text of S. 468, authorizing funds for fiscal year 1979 for construction and operation of the Navajo Community College).

Also, committee considered S.J. Res. 86, to extinguish title, if any, claimed by the Mashpee Tribe to property presently occupied by homeowners in Mashpee, Mass., but did not complete action thereon and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 9802-9824; and 3 resolutions, H. Con. Res. 391 and H. Res. 880 and 881 were introduced. Pages 35707-35708

Bills Reported: Reports were filed as follows:

H.R. 9710, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions, and to promote the accountability of the Federal Reserve System, amended (H. Rept. 95-774);

Conference report on S. 1339, Energy Research and Development Administration Authorization Act of 1977 and 1978—Military Applications (H. Rept. 95-775);

H.R. 2637, to authorize the Secretary of the Air Force to contract with air carriers to acquire civil aircraft to provide greater cargo capacity for national defense purposes in the event of war or national emergency, and to modify existing passenger aircraft for this purpose (H. Rept. 95-776);

Conference report on S. 1863, Department of Defense Supplemental Appropriations Authorization Act of 1978 (H. Rept. 95-777);

H.R. 9370, National Aquaculture Organic Act of 1977 (H. Rept. 95-778);

H. Con. Res. 388, expressing concern about the recent acts of repression by the Government of the Republic of South Africa (H. Rept. 95-779); and

H. Res. 784, expressing the sense of the House of Representatives that the President should establish a Commission on Domestic and International Hunger and Malnutrition (H. Rept. 95-780). Page 35707

Late Report: Committee on Agriculture received permission to file a report by midnight tonight on H. Res. 784, expressing the sense of the House of Representatives that the President should establish a Commission on Domestic and International Hunger and Malnutrition. Pages 35641-35642

Presidential Message—Cyprus: Received and read a message from the President wherein he reports on the Administration's progress toward promoting a settlement on Cyprus—referred to the Committee on International Relations and ordered printed (H. Doc. 95-250). Page 35642

Bankruptcy Reform: House considered H.R. 8200, to establish a uniform law on the subject of Bankruptcies; but came to no resolution thereon. Pending when the Committee of the Whole rose, was a Committee amendment in the nature of a substitute.

By a yea-and-nay vote of 329 yeas to 2 nays, Roll No. 711, the House agreed to resolve itself into the Committee of the Whole.

Agreed To:

An amendment that allows the Agriculture Department to deny trading licenses to formerly bankrupt produce and cattle purchasers;

An amendment that retains the present court structure for dealing with bankruptcies, but expands the jurisdiction of bankruptcy courts, provides for appointment of bankruptcy judges by appeals courts, lengthens the terms of judges to 12 years, and places the U.S. trustees under the supervision of the Judicial Conference rather than the Justice Department (agreed to by a recorded vote of 183 ayes to 158 noes, with 1 voting "present," Roll No. 712); and

A motion that the Committee rise (agreed to by a recorded vote of 268 ayes to 62 noes, Roll No. 713). Pages 35642-35693

Late Report: Conferees received permission to file reports by midnight tonight on S. 1339, Energy Research and Development Administration Authorization Act of 1977 and 1978—Military Applications; and S. 1863, Department of Defense Supplemental Appropriations Authorization Act of 1978. Page 35699

District Day: Objection was heard to a request that business in order under clause 8, Rule XXIV, reports from the Committee on the District of Columbia, be in order on Monday, October 31. Page 35700

Consent Calendar: Consideration of the Consent Calendar was made in order on Monday, October 31. Pages 35700-35701

Calendar Wednesday: House agreed to dispense with Calendar Wednesday business of November 2. Agreed to adjourn from Friday to Monday. Page 35700

Late Report: Committee on International Relations received permission to file a report by midnight tonight on H. Con. Res. 388, expressing concern about the recent acts of repression by the Government of the Republic of South Africa. Page 35701

Referrals: Three Senate-passed measures were referred to the appropriate House committees. Page 35707

Adjournment: Adjourned at 1:38 p.m.

Committee Meetings

MINUTES OF FOMC MEETINGS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy continued hearings on H.R. 9589 and 9465, relating to minutes of Federal Open Market Committee meetings with testimony from Representative Vento.

EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education continued hearings on H.R. 15, to extend for 5 years certain elementary, secondary, and other education programs. Testimony was heard from public witnesses.

Hearings continue Tuesday, Nov. 1.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued consideration of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume on Monday, Oct. 31.

HUMAN RIGHTS

Committee on International Relations: On Thursday, Oct. 27, the Committee ordered reported favorably to the House H. Con. Res. 387, reaffirming the commitment of the United States to obtain full compliance with the human rights provisions of the Helsinki Accords and to press for global commitment to human rights.

ANTI-PROLIFERATION AND ENERGY TECHNOLOGY ASSISTANCE

Committee on International Relations: Subcommittees on International Security and Scientific Affairs and on International Economic Policy and Trade held a joint hearing on Anti-Proliferation and U.S. Energy Technology Assistance. Testimony was heard from Louis V. Nosenzo, Department of State; Robert H. Nooter, AID; and Nelson F. Sievering, Jr., Department of the Army.

SURGICAL CARE

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the cost and quality of surgical care. Testimony was heard from Dr. Frank J. Dyck, Saskatchewan, Canada; and Dr. Charles D. Bluestone, Children's Hospital, Pittsburgh, Pennsylvania.

Hearings continue Tuesday, Nov. 1.

HIGHWAY TRUST FUND

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the highway trust fund. Testimony was heard from public witnesses.

Joint Committee Meeting

ENERGY POLICY

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5037, a private bill and to establish a comprehensive National Energy Conservation Policy, but did not complete action thereon and will meet again on Monday, October 31.

Saturday, October 29, 1977

Senate

Chamber Action

Routine Proceedings, pages 35888–35946

Bill Introduced: One bill was introduced, as follows: S. 2264. Page 35937

Bills Passed:

National Medical Laboratory Week: Senate passed with committee amendments and sent to the House S.J. Res. 78, requesting the President to proclaim the second week of April as "National Medical Laboratory Week." Page 35945

Private Bills: Senate passed without amendment the following private bills: S. 330, 336, 1413, 1618, and H.R. 3461. Pages 35942–35943

Private Bills: Senate passed with amendment the following private bills: S. 579, 1110, 1136, 1852, 612, 1165, 1166, and 1400. Pages 35943–35945

Energy Tax Act: Senate continued consideration of H.R. 5263, to provide tax incentives for the production and conservation of energy, taking action on amendments proposed thereto, as follows:

Adopted:

(1) Modified Durkin amendment No. 1540, to provide a refundable tax credit of 15 percent of the cost of home heating oil (motion to table rejected by 27 yeas to 48 nays); Page 35892

(2) Percy amendment No. 1528, to establish a White House Conference on Energy Conservation; Page 35897

(3) Ribicoff unprinted amendment No. 1003, to establish an energy production, conservation, and conversion trust fund; Page 35907

(4) Hathaway U.P. No. 1004, to suspend import duty on insulation material for 18 months; Page 35916

(5) Danforth U.P. No. 1005, to provide that the business conservation credit specifically include the replacement of fluorescent lighting systems; Page 35916

(6) Hathaway U.P. No. 1006, to include "dam structure" in the definition of equipment used in the production of energy by hydroelectric power which is eligible for the tax credit provided for by Section 1031;

(7) Tower U.P. No. 1007, to include certain electrical heat equipment within the definition of "energy property" for the purpose of tax credit; Page 35919

(8) Bellmon U.P. No. 1008, to add Silicone Controlled Rectifier Unit to the list of devices to conserve energy; and Page 35921

(9) Kennedy amendment No. 1483, to eliminate the deductibility of certain geological and geophysical costs. Page 35933

Rejected:

(1) Percy amendment No. 1495, to repeal the income tax deduction for State and local gasoline taxes (tabled by 65 yeas to 12 nays); Page 35902

(2) By 30 yeas to 47 nays, Roth amendment No. 1533, expressing the sense of the Senate that the Senate conferees reject all new taxes in this bill relating to crude oil; Page 35905

(3) Roth amendment No. 1534, to transfer to the Social Security trust fund any energy tax revenues not used for energy purposes (tabled by 57 yeas to 18 nays); and Page 35920

(4) Dole U.P. No. 1010, to delete the 10 percent investment tax credit for insulation of business property (tabled by 36 yeas to 35 nays). Page 35925

Pending at recess was modified Kennedy amendment No. 1508, to deny benefits of the Act to certain taxpayers. Page 35927

Pages 35888–35936

Nonlegislative Periods—1978: Leadership announced Senate's schedule of nonlegislative periods during the calendar year 1978. Page 35940

Committee Authority To Report: Committee on Governmental Affairs was given until November 30, 1977, to file its report on blind trusts pursuant to Section 311 of S. Res. 110, agreed to by the Senate on April 1, 1977. Page 35925

Change of Legislative Day: Senate adjourned briefly thereby changing the legislative day. Page 35946

Amendments Submitted for Printing: Page 35940

Executive Communications: Pages 35936–35937

Statements on Introduced Bills: Pages 35937–35939

Additional Statements: Pages 35940–35942

Confirmations: Senate confirmed the following nominations:

Gilbert S. Merritt, of Tennessee, to be U.S. circuit judge for the 6th circuit;

Pierre N. Leval, to be U.S. district judge for the southern district of New York;

Thomas F. Moakley, of Massachusetts, to be a Federal Maritime Commissioner; and

Gerald L. Klerman, of Massachusetts, to be Administrator of the Alcohol, Drug Abuse, and Mental Health Administration. Page 35946

Record Votes: Five record votes were taken today. Pages 35896, 35904, 35907, 35920, 35927

Recess: Senate met at 10 a.m. and recessed at 4:54 p.m. Page 35946

Committee Meetings

No meetings were held.

House of Representatives

Chamber Action

The House was not in session today. It will meet next on Monday, October 31.

Committee Meetings

No meetings were held.

Monday, October 31, 1977

Senate

Chamber Action

Routine Proceedings, pages 36039–36132

Bills Introduced: Two bills and three resolutions were introduced, as follows: S. 2265 and 2266; S.J. Res. 96 and 97; and S. Con. Res. 60. Pages 36091, 36097–36100

Report: Report was made as follows:

Special Report of Committee on Governmental Affairs entitled "Use of Simplified Address Mailings by Members of the Senate (together with additional views) (S. Rept. 95–566). Page 36091

Measures Passed:

Energy Tax Act: By 52 yeas to 35 nays, Senate passed H.R. 5263, to provide tax incentives for the production and conservation of energy, after agreeing to

committee amendment in the nature of a substitute, as amended, and taking action on additional amendments, as follows: Page 36087

Adopted:

(1) Modified Weicker amendment No. 1545, authorizing funds for energy stamp demonstration projects for fiscal years 1978 through 1980; Page 36048

(2) Chiles amendment No. 1547, to allow a refundable tax credit for increased residential energy costs attributable to imported oil; Page 36050

(3) McClure amendment No. 1546, to allow additional tax credit for electric motor vehicles used in a trade or business; Page 36052

(4) Schweiker unprinted amendment No. 1014, to extend the tax credit to coke gas producing facilities; Page 36053

(5) By 62 yeas to 24 nays, Bartlett amendment No. 1502, to amend the Emergency Petroleum Allocation Act of 1973 with regard to the definition of "stripper well"; Page 36058

(6) Anderson U.P. No. 1015, to extend the tax credit for home heating oil to propane gas used for home heating purposes; Page 36073

(7) Riegle U.P. No. 1016, to provide for refund of any increase in duty on refined petroleum products used by a public utility unable to obtain sufficient domestic products; Page 36073

(8) Modified Melcher U.P. No. 1017, to expedite required Federal permits and authority for oil pipelines from the west coast to northern tier and inland States; Page 36074

(9) Long U.P. No. 1020, of a technical and corrective nature; and Page 36078

(10) Long U.P. No. 1021, to the title of the bill. Page 36087

Rejected:

(1) Modified Kennedy amendment No. 1508, to provide that certain taxpayers whose income includes income from production of oil or gas shall not be eligible for benefits conferred by this bill (tabled by 55 yeas to 23 nays); Page 36044

(2) Dole U.P. No. 1019, in the nature of a substitute embodying provisions of the House-passed bill (tabled by 74 yeas to 14 nays). Page 36077

Also during consideration of this bill today, Senate, by 43 yeas to 46 nays, rejected a motion to table Bartlett amendment No. 1497, to exempt from price controls on oil stripper wells of marginal production. This amendment was subsequently withdrawn. Page 36064

Pages 36042, 36044–36087

Foreign Relations Committee Funds: Senate agreed to S. Res. 278, increasing to $20,000 funds available to Committee on Foreign Relations to receive foreign officials, and increasing such ceiling to $25,000 for subsequent fiscal years. Page 36043

Toxic Substances Control: Senate passed and sent to the House S. 1531, authorizing funds for programs administered under the Toxic Substances Control Act, after agreeing to the following two amendments:

(1) Riegle unprinted amendment No. 1022, granting the Environmental Protection Agency rulemaking authority under the Toxic Substances Control Act; and Page 36130

(2) Riegle U.P. No. 1023, to delete from the bill Title II, to establish a Chemical Emergency Response Team. Page 36131

Pages 36129–36132

Printing Resolutions: Senate agreed to the following five printing resolutions:

S. Con. Res. 53, to print additional copies of Foreign Relations Committee hearings entitled "Panama Canal Treaties"; Page 36042

S. Res. 276, to print as a Senate document Governmental Affairs Committee print entitled "Study on Federal Regulation, Volume IV, Delay in the Regulatory Process"; Page 36042

S. Res. 277, to print as a Senate document Governmental Affairs Committee print entitled "Study on Federal Regulation, Volume III, public participation in Regulatory Agency Proceedings"; Page 36042

S. Res. 285, to print as a Senate document Environment and Public Works Committee report entitled "Progress in the Prevention and Control of Air Pollution in 1976"; Page 36043

H. Con. Res. 241, to print additional copies of House Banking, Finance and Urban Affairs subcommittee print entitled "Give Yourself Credit: Guide to Consumer Credit Laws". Page 36044

Endangered Species: Senate disagreed to the House amendments to S. 1316, authorizing funds for fiscal years 1978 through 1980 to carry out State cooperative programs under the Endangered Species Act, requested conference with the House, and appointed as conferees Senators Culver, Muskie, and Wallop. Page 36090

Supplemental Appropriations: Senate laid down for further consideration tomorrow H.R. 9375, making supplemental appropriations for fiscal year 1978. Pages 36087–36089

Unanimous Consent Agreements: By unanimous consent it was agreed that when (at 11 a.m. on Tuesday, November 1) Senate takes up H.R. 9375, fiscal 1978 supplemental appropriations bill, time for debate thereon be limited to one hour, with 30 minutes on any amendment; Page 36054

To be followed by consideration of S. 2159, capitation grants for third-year medical students, one and one-half hours on the bill; one hour each on amendments to be proposed by Senators Hatch, Schweiker, Javits, and Bumpers; and 30 minutes on any other amendment; Page 36089

To be followed by H.R. 9346, Social Security financing bill (no time agreement); and Page 36090

To be followed by S.J. Res. 82, to approve the Presidential decision on an Alaska natural gas transportation system. Page 36054

Safe Drinking Water: Secretary of the Senate was directed to inform the House of Representatives that it may disregard the request made by S. Res. 310, October 27, 1977, for the return of the papers on S. 1528, the Safe Drinking Water Act Amendments of 1977. Page 36130

Committee Authority To Sit: Committees on the Judiciary and Foreign Relations were authorized to sit during the session of the Senate on Tuesday, November 1. Page 36132

Messages From the House: Page 36090

Amendments Submitted for Printing: Page 36100

Executive Communications: Pages 36090–36091

Statements on Introduced Bills: Pages 36091–36097

Additional Statements: Pages 36101–36129

Nominations: Senate received the following nominations:

R. David Pittle, of Maryland, to be a Member of the Consumer Product Safety Commission;

Livingston L. Biddle, Jr., of the District of Columbia, to be Chairman of the National Endowment for the Arts; and

Routine Navy nominations. Pages 36132–36133

Record Votes: Five record votes were taken today. Pages 36047, 36063, 36068, 36078, 36087

Recess: Senate met at 10:15 a.m., and recessed at 6:41 p.m. Page 36132

Committee Meetings

INTEGRATED PEST MANAGEMENT

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation began hearings on IPM, an integrated pest management technique for controlling crop damage by insects and other pests, receiving testimony from M. Rupert Cutler, Assistant Secretary of Agriculture for Conservation, Research and Education; Gordon Guyer, Lansing, Michigan, representing the Extension Committee on Policy and the Experiment Station Committee on Policy; F. G. Maxwell, University of Florida, Gainesville; Professor J. A. Browning, Iowa State University, Ames; Dr. Ronald Lacewell and Dr. Perry Adkisson, both of Texas A&M University, College Station; Frank Klackle, Michigan State University, East Lansing; and Dr. C. B. Hoffaker, University of California, Berkeley.

Hearings continue tomorrow.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Donald E. Stingel, of Pennsylvania, to be a Member of the Board of Directors of the Export-Import Bank of the United States, after the nominee, who was introduced by Senators Schweiker and Heinz, testified and answered questions on his own behalf.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of Walter N. Heine, of Pennsylvania, to be Director of the Office of Surface Mining Reclamation and Enforcement, after the nominee, who was introduced by Senators Schweiker and Heinz, testified and answered questions on his own behalf.

TAX REFORM

Committee on Finance: Subcommittee on Taxation and Debt Management continued hearings on S. 1954, 2227, and 2228, bills dealing with the carry-over basis provisions of the estate tax law, and on H.R 6715, to amend the Tax Reform Act of 1976 (P.L. 94-455), receiving testimony from Carl A. Nordberg, Jr., Leonard L. Silverstein, on behalf of Champion International Corporation, H. Laurence Fox, representing Sun Company, Inc., Theodore R. Groom, representing Prudential Insurance Company of America, Kenneth G. Hance, Jr., National Realty Committee, Gil Thurm, National Association of Realtors, Robert L. Hitzhusen, American Farm Bureau, C. W. McMillan, National Cattlemen's Association, Tersh Boasberg, Preservation Action, all of Washington, D.C.; Alan J. B. Aronsohn, Thomas J. McGrath, Kent M. Klineman, Klineman Associates, and William J. Tierney, Salomon Brothers, all of New York City; John Szymanski, Columbia, Maryland, on behalf of the International Council of Shopping Centers; Keville Larson, Mobile, Alabama, on behalf of Forest Industries Committee on Timber Valuation and Taxation; and Robert A. Shulman, Washington, D.C., accompanied by William H. Sullivan, Jr., Boston, both representing the New England Football Club, Inc.

Hearings were adjourned subject to call.

LABOR UNION INSURANCE PREMIUMS

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings with regard to the awarding of labor union insurance contracts,

receiving testimony from Franklin Dana, Assistant Director and Actuary, General Accounting Office; Daniel J. Shannon and Richard Heeren, both of the Central States, Southeast and Southwest Areas Health and Welfare Plan, Chicago; and Len Teeuws, Tolley International Corporation, Indianapolis, Indiana.

Hearings continue tomorrow.

NATIONAL LABOR RELATIONS ACT

Committee on Human Resources: Subcommittee on Labor resumed hearings on S. 1883 and 1855, to strengthen the remedies and expedite procedures under the National Labor Relations Act, receiving testimony from Charles A. Perlik, Jr., The Newspaper Guild, AFL–CIO, Edward R. Garvey, National Football League Players Association, and Frank Register, National Association of Retail Grocers, all of Washington, D.C.; Peter Nash, of Washington, D.C., representing the Small Business Legislative Council; Joseph Bingel, International Typographical Union, Denver; Harry L. Browne, Kansas City, representing the American Retail Federation, and Frank J. Williams, St. Louis, representing the National Retail Merchants Association.

Hearings continue on Thursday, November 3.

House of Representatives

Chamber Action

Bills Introduced: 31 public bills, H.R. 9825-9855; 3 private bills, H.R. 9856–9858; and 5 resolutions, H.J. Res. 641 and 642, and H. Res. 882–884, were introduced.

Pages 36037–36039

Bills Reported: Reports were filed as follows:

H. Con. Res. 781, to approve the proposed revised coverage schedule transmitted to Congress by the Pension Benefit Guaranty Corporation (H. Rept. 95–781);

H. Con. Res. 387, reaffirming the commitment of the United States to obtain full compliance with the human rights provisions of the Helsinki Accords and to press for global commitment to human rights (H. Rept. 95–782); and

H.R. 9794, to bring the governing international fishery agreement with Mexico within the purview of the Fishery Conservation Zone Transition Act (H. Rept. 95–783). Page 36037

Consent Calendar: On the call of the Consent Calendar, the House passed the following bills:

Cleared for the President:

Big brothers: S. 2208 (in lieu of H.R. 7249), to amend the Federal charter of the Big Brothers of America to include Big Sisters International, Incorporated.

Page 35947

Sent to the Senate, amended:

Alaska native claims: H.R. 8499, to amend section 16(b) of the Alaska Native Claims Settlement Act.

Daughters of the Confederacy: House passed S. 810, granting an extension of patent to the United Daughters of the Confederacy; clearing the measure for the President. Pages 35947–35948

Courts of Appeals Judges: House passed H.R. 2770, relating to the furnishing of accommodations to judges of the courts of appeals of the United States.

Page 35948

Nuclear Regulatory Commission: House insisted on its amendments of S. 1131, to authorize appropriations to the Nuclear Regulatory Commission; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Udall, Bingham, Tsongas, and Bauman.

Page 35949

Land Conveyance: House passed S. 2118, to authorize the Secretary of Agriculture to convey certain homesites within the Chugach and Tongass National Forests, Alaska; clearing the measure for the President.

Pages 35949–35950

Suspensions: House voted to Suspend the Rules and pass the following bills:

Raisins marketing: H.R. 6782, amended, to permit marketing orders to include provisions concerning marketing promotion, including paid advertisement, of raisins and distribution among handlers of the pro rata costs of such promotion (passed by a yea-and-nay vote of 396 yeas to 7 nays, Roll No. 716).

Pages 35951–35952, 35977–35978

Regulation Q: H.R. 9710, amended, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions, to promote the accountability of the Federal Reserve System (passed by a yea-and-nay vote of 395 yeas to 3 nays, Roll No. 717). Pages 35952–35956, 35978–35979

Federal Reserve obligations: H.J. Res. 611, to extend the authority of the Federal Reserve banks to buy and sell certain obligations (passed by a yea-and-nay vote of 388 yeas to 14 nays, Roll No. 718).

Pages 35956–35957, 35979

Select Committee on Ethics: H. Res. 871, providing for the extension of the existence of the Select Committee on Ethics (agreed to by a yea-and-nay vote of 385 yeas to 22 nays, Roll No. 719).

Pages 35957–35960, 35979–35980

Great Lakes Fishery Act: H.R. 2203, to amend the Great Lakes Fishery Act of 1956. Pages 35959–35960

Korean investigation: H. Res. 868, expressing the sense of the House that the Government of the Republic of Korea extend full and unlimited cooperation to the investigation of the Committee on Standards of Official Conduct to determine whether Members of the House

were involved in accepting anything of value from such government or any agent of such government (agreed to by a yea-and-nay vote of 407 yeas, Roll No. 720).

Pages 35960–35965, 35980–35981

South African repression: H. Con. Res. 388, expressing concern about the recent acts of repression by the Government of the Republic of South Africa (passed by a yea-and-nay vote of 347 yeas to 54 nays, with 5 voting "present", Roll No. 721).

Pages 35965–35975, 35981

Taxes—distilled spirits: H.R. 4458, amended, to amend certain provisions of the Internal Revenue Code of 1954 relating to distilled spirits. Pages 35975–35977

Assembly on Aging: House agreed to H. Res. 736, to express the sense of the House of Representatives that the United States delegation to the United Nations should work with the delegations of other member nations to call for a World Assembly on Aging and a World Year on Aging. Pages 35981–35983

Narcotics Traffic Eradication: House agreed to H. Con. Res. 265, to endorse the Hermosillo Declaration on Combatting Traffic in Drugs at the International Level and urge the President to encourage other nations to cooperate in eradicating narcotics trafficking.

Pages 35983–35984

Human Rights: House agreed to H. Con. Res. 387, reaffirming the commitment of the United States to obtain full compliance with the human rights provisions of the Helsinki Accords and to press for global commitment to human rights. Pages 35984–35986

Maritime Authorization: House agreed to the conference report on S. 1019, to authorize appropriations for the fiscal year 1978 for certain maritime programs of the Department of Commerce; clearing the measure for Senate action.

Earlier, by a yea-and-nay vote of 166 yeas to 231 nays, Roll No. 722, rejected a motion to recommit the report to the committee of Conference with instructions that House conferees insist on immediate effectiveness of anti-rebate language. Pages 35986–35990

Late Report: Committee on Merchant Marine and Fisheries received permission to file a report by midnight tonight on H.R. 9794, to bring the governing international fishery agreement with Mexico within the purview of the Fishery Conservation Zone Transition Act. Page 35990

FIFRA: By a yea-and-nay vote of 368 yeas to 21 nays, Roll No. 723, the House passed H.R. 7073, to extend the Federal Insecticide, Fungicide, and Rodenticide Act.

Agreed to an amendment in the nature of a substitute (text of H.R. 8681) as amended by:

An amendment that provides for Congressional veto of rules and regulations issued by the EPA within 60 days after promulgation (agreed to by a division vote of 74 ayes to 15 noes);

An amendment designed to clarify the use of any registered pesticide in a manner inconsistent with its labeling; and

An amendment calling for consultation and coordination by the Science Advisory Panel with the Science Advisory Board, established by the ERDA Authorization Act of 1978.

Subsequently, this passage was vacated, and S. 1678, a similar Senate-passed bill was passed in lieu after being amended to contain the language of the House bill as passed.

House insisted on its amendment and asked a conference with the Senate. Appointed as conferees: Representatives Foley, de la Garza, Brown of California, Skelton, Breckinridge, Hightower, English, Fithian, Jenrette, Thornton, Ammerman, Wampler, Thone, Heckler, Grassley, Marlenee.

H. Res. 830, a rule making in order the consideration of the text of H.R. 8681 as a substitute for the Committee amendment was adopted earlier by a voice vote.

Pages 35990–36021

Sexual Exploitation of Minors: Representative Rodino was appointed as an additional manager on the part of the House in the conference on S. 1585, to prohibit the transportation of minors in interstate or foreign commerce for sexual purposes. Page 36021

Late Report: Conferees received permission to file a conference report by midnight tonight on H.R. 7555, making appropriations for the Departments of Labor and Health, Education, and Welfare for fiscal year 1978.

Page 36021

Referrals: Twenty Senate-passed measures were referred to the appropriate House committees. Page 36037

Adjournment: Adjourned at 6:11 p.m.

Committee Meetings

EFTC RECOMMENDATIONS

Committee on Banking, Finance and Urban Affairs: Met for briefing on Electronic Funds Transfer Commission's final report and recommendations.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued consideration of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume tomorrow.

CONGRESSIONAL REPRESENTATION FOR D.C.

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights met and approved for full committee action H.J. Res. 554, to amend the Constitution to provide for representation of the District of Columbia in the Congress.

MEXICAN FISHERIES AGREEMENT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on and approved for full committee action H.R. 9794, to bring the governing international fishery agreement with Mexico within the purview of the Fishery Conservation Zone Transition Act. Testimony was heard from representatives of the Departments of State and Commerce.

MEXICAN FISHERIES AGREEMENT

Committee on Merchant Marine and Fisheries: Met and ordered reported favorably to the House without amendment H.R. 9794 (title above).

EARLY RETIREMENT FOR FIREFIGHTERS AND LAW ENFORCEMENT PERSONNEL

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held an oversight hearing on early retirement for firefighters and law enforcement personnel. Testimony was heard from Dr. Price Foster, LEAA; Norman A. Carlson, Bureau of Prisons; and Paul Chandler, Federal Probation Officers Association.

MEAT MARKETING

Committee on Small Business: Subcommittee on General Small Business Problems continued hearings on meat marketing. Testimony was heard from Nate Magid, Rascon Packing Company, Sioux City, Iowa; Adolph Raska, Northern States Beef Packing Company, Omaha, Nebr.; and George J. Schultz, Attorney-At-Law, California Public Research Group.

PRODUCT LIABILITY INSURANCE

Committee on Small Business: Subcommittee on Capital, Investment and Business Opportunities continued hearings on product liability insurance. Testimony was heard from Mavis A. Walters, Vice President, Government and Industry Relations, Insurance Services Office, D.C.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued hearings on H.R. 9030, Jobs and Income Act, with testimony from public witnesses.

Hearings continue tomorrow.

TRADE ADJUSTMENT ASSISTANCE PROGRAMS

Committee on Ways and Means: Subcommittee on Trade began but did not complete markup of H.R. 8442, to improve the operation of the adjustment assistance programs for workers, firms, and communities under the Trade Act of 1974.

Joint Committee Meetings

ENERGY POLICY

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5037, to establish a comprehensive National Energy Conservation Policy, but did not complete action thereon and will meet again tomorrow.

APPROPRIATIONS-LABOR/HEW

Conferees continued to resolve the differences between the Senate- and House-passed versions of amendment No. 82 (abortion) to H.R. 7555, making appropriations for fiscal year 1978 for the Departments of Labor and HEW but did not complete action thereon and will meet again tomorrow.

Tuesday, November 1, 1977

Senate

Chamber Action

Routine Proceedings, pages 36169–36267

Bills Introduced: Seven bills and two resolutions were introduced, as follows: S. 2267–2273; and S. Res. 313–314. Pages 36201, 36223, 36228

Bills Reported: Reports were made as follows:

S.J. Res. 82, to approve the Presidential decision on an Alaska natural gas transportation system (S. Rept. 95–567).

H.R. 2501, to quiet title to certain cabin and home sites within the Wold subdivision of the Medicine Bow National Forest, Wyoming, with an amendment (S. Rept. 95–568).

S. 1315, to provide more effectively for bilingual proceedings in district courts in the United States, with an amendment (S. Rept. 95–569).

S. 2125, to defer for 18 months the date on which pension plan termination insurance becomes mandatory for multiemployer plans under title IV of ERISA, with an amendment, together with additional views (S. Rept. 95–570).

S. Res. 314, requesting an additional $25,000 for expenses of the Committee on Armed Services (S. Rept. 95–571—referred to Committee on Rules and Administration).

H.R. 5322, proposed Social Security Financing Amendments of 1977, with an amendment in the nature of a substitute, together with additional and minority views (S. Rept. 95–272).

H.R. 7200, to improve programs for supplemental security income benefits, child welfare services, and social services. With an amendment (S. Rept. 95–573).

S. 661, to restore Federal recognition of certain Indian tribes, with amendments (S. Rept. 95–574); and

H.R. 2719, authorizing Secretary of the Interior to contract with the Middle Rio Grande Conservancy District of New Mexico for payment of maintenance charges on certain Pueblo Indian lands (S. Rept. 95–575).

S. Res. 313, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 5322, to provide additional financing for the Social Security system (without written report—referred to the Committee on the Budget).

S. Con. Res. 60, expressing the sense of the Congress concerning recent acts of repression by the government of the Republic of South Africa, with an amendment (without written report). Page 36222

Bills Passed:

Safe Containers: Senate passed with committee amendment and sent to the House S. 1597, to implement the provisions of the International Container Convention, ratified by the Senate on September 15, 1976. Pages 36170–36172

Budget Authority Recision: Senate passed without amendment and cleared for the President H.R. 9019, to rescind certain budget authority contained in the message of the President of July 19, 1977. Pages 36173–36174

Coast Guard Budget Authority Deferral: Senate agreed to S. Res. 282, disapproving the proposed deferral of budget authority for acquisition, construction, and improvements by the Coast Guard. Pages 36172–36173

Ethics Committee Subpoenas: Senate agreed to S. Res. 312, authorizing issuance of subpoenas by the Select Committee on Ethics or by its chairman and vice chairman, acting jointly. Pages 36174–36175

Supplemental Appropriations: By unanimous vote of 90 yeas, Senate passed H.R. 9375, making supplemental appropriations for fiscal year 1978, after agreeing to committee amendments en bloc, and to two additional amendments as follows:

(1) Magnuson unprinted amendment No. 1024, of a clerical nature; and Page 36180

(2) Melcher U.P. No. 1026, appropriating an additional $5 million for ERDA for research and development of fossil fuels. Page 36184

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators McClellan, Magnuson, Stennis, Robert C. Byrd, Proxmire, Inouye, Hollings, Bayh, Eagleton, Chiles, Huddleston, Young, Case, Brooke, Hatfield, Stevens, Mathias, Schweiker, Bellmon, and Weicker. Page 36199

Pages 36177, 36179–36199

National Defense Reserve Fleet: Senate passed without amendment and cleared for the President H.R. 7278, to extend the law authorizing the Secretary of Commerce to acquire mariner class vessels in exchange for obsolete vessels in the National Defense Reserve Fleet. Pages 36199–36200

Regulation Q: Senate passed and returned to the House H.R. 9710, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions, and to promote the accountability of the Federal Reserve System, after agreeing to Tower unprinted amendment No. 1029, requiring Senate confirmation of any future Presidential appointees for chairman and vice chairman of the Board of Governors of the Federal Reserve System.

Pages 36199, 36200–36204

Alaska Native Claims: Senate passed and returned to the House H.R. 8499, to amend the Alaska Native Claims Settlement Act with regard to selections in the withdrawal for certain lands, after agreeing to two amendments as follows:

(1) Stevens unprinted amendment No. 1030, to allow the Sealaska Regional Corporation to make land selections in the withdrawal for Klukwan Village Corporation; and Page 36205

(2) Gravel U.P. No. 1031, to permit Native Regional Corporations to assign future revenues due them under the Alaska Native Fund. Page 36205

Pages 36205–36211

Taxation—Distilled Spirits: Senate passed without amendment and cleared for the President, H.R. 4458 to amend certain provisions of the Internal Revenue Code of 1954 relating to distilled spirits.

Page 36249

Maritime Programs: Senate agreed to the conference report on S. 1019, authorizing funds for the fiscal years 1978 and 1979 for certain maritime programs of the Department of Commerce, thus clearing the measure for the President. Page 36179

Safe Drinking Water: Senate agreed to the House amendments to the Senate amendment Nos. 1 and 3 to the House amendments to S. 1528, authorizing funds for fiscal year 1978 for programs administered under the Safe Drinking Water Act, thus clearing the measure for the President. Pages 36250–36259

Social Security Financing: Senate began consideration of H.R. 9346, proposed Social Security financing amendments of 1977. Page 36204

Debate Limitation Agreement: By unanimous consent it was agreed that when Senate proceeds to consider S. 1976, to add certain lands to the Redwood National

Park, California, debate thereon be limited to two hours, with one hour on amendments, and 30 minutes on amendments in the second degree. Page 36175

Vice Presidential Appointment: Vice President appointed Senator Stafford to the Senate Office Building Commission in lieu of Senator Buckley. Page 36199

Presidential Messages: Senate received messages from the President as follows:

Transmitting the 31st annual report on the principal activities of the United States in the United Nations and its constituent organizations during the calendar year 1976—referred to Committee on Foreign Relations (PM-127); and Pages 36219–36220

Transmitting amendments to his Reorganization Plan No. 2 of 1977, calling for establishment of an International Communications Agency—referred to Committee on Governmental Affairs (PM-128). Page 36220

Change of Legislative Day: Senate adjourned briefly, thereby changing the legislative day. Page 36259

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 36223

Bill Placed on Calendar: H. Con. Res. 388, expressing the sense of the Congress concerning recent acts of repression by the government of the Republic of South Africa, was received and placed on the Senate calendar. Page 36220

Messages From the House: Page 36220

Amendments Submitted for Printing: Pages 36228–36229

Statements on Introduced Bills: Pages 36224–36228

Additional Statements: Pages 36229–36249

Confirmations: Senate confirmed the following nominations:

Michael J. Egan, of Georgia, to be Associate Attorney General; and

Elsijane Trimble Roy, to be U.S. district judge for the eastern and western districts of Arkansas.

Page 36267

Nomination: Senate received the nomination of Michael H. Walsh, to be U.S. attorney for the southern district of California. Page 36267

Record Vote: One record vote was taken today. Page 36198

Recess: Senate met at 10:30 a.m. and recessed at 6:34 p.m. Page 36267

Committee Meetings

INTEGRATED PEST MANAGEMENT

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation concluded hearings on IPM, an integrated pest management technique for controlling crop damage by insects and other pests, after receiving testimony from Steven D. Jellinek, Assistant Administrator for Toxic Substances, Environmental Protection Agency; Warren Muir, Senior Staff Member, Environmental Health and Toxic Substances, Council on Environmental Quality; Eloise E. Clark, Assistant Director for Biological, Behavioral and Social Sciences, National Science Foundation; William White, National Agricultural Chemicals Association, accompanied by James T. Conner, Mobay Chemical Corporation, both of Washington, D.C.; Paul Hoch, Richmond Research Company, Richmond, California; and Donald Anderson, Washington, D.C., representing Texas Pest Management Association.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the following business items:

An original resolution requesting an additional $25,000 for inquiries and investigations of the committee;

The nominations of George A. Peapples, of Michigan, to be an Assistant Secretary of the Navy;

Harold W. Chase, of Minnesota, to be Deputy Assistant Secretary of Defense for Reserve Affairs;

William J. Perry, of Virginia, to be Under Secretary of Defense for Research and Engineering; and

11,587 routine nominations in the Army, Navy, Air Force and Marine Corps.

Prior to this action, committee held hearings on the nominations of Messrs. Peapples, Chase, and Perry, where the nominees testified and answered questions on their own behalf.

SOCIAL SECURITY FINANCING

Committee on the Budget: Committee began consideration of S. Res. 313, waiving section 303(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 5322, to provide duty-free treatment for istle and providing additional financing for the Social Security system, but did not complete action thereon and will meet again tomorrow.

COMMITTEE BUSINESS

Committee on Energy and Natural Resources: Committee ordered favorably reported the following measures:

H.R. 2501, to quiet title on certain home and cabin sites located in the Wold subdivision of Medicine Bow National Forest, Wyoming; and

S. J. Res. 82, to approve the Presidential decision on an Alaska natural gas transportation system submitted to the Congress on September 22, 1977 (amended).

NATIONAL TRAILS SYSTEM

Committee on Energy and Natural Resources: Subcommittee on Parks and Recreation concluded hearings on S. 2066 and H.R. 8803, amending the National Trails System Act so as to reconstitute the Advisory Council, authorize additional funds for land acquisition, and expand the condemnation authority of the Appalachian National Scenic Trail, after receiving testimony from Senator Mathias; Representative Robinson; Dr. Richard Curry, Chief, Office of Legislation, National Park Service, Department of the Interior; Clara Brown, Middletown, Maryland; and Joel Crenshaw, Winchester, Virginia.

SOCIAL SECURITY FINANCING

Committee on Finance: Committee ordered favorably reported, with an amendment in the nature of a substitute, H.R. 5322, to provide duty-free treatment for istle and providing additional financing for the Social Security system (original substance (istle) of H.R. 5322 is incorporated in H.R. 3093, which passed the Senate on September 15, 1977, and which has been subsequently cleared for the White House); and

An original resolution (S. Res. 313), waiving section 303(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 5322.

COMMITTEE BUSINESS

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. 2152, authorizing the U.S. to participate in the Supplementary Financing facility (the so-called Witteveen facility) of the International Monetary Fund;

S. Con. Res. 60, expressing the sense of the Congress concerning recent acts of repression by the government of the Republic of South Africa (amended); and

The nomination of Edward E. Masters, of Ohio, to be Ambassador to the Republic of Indonesia.

Prior to these actions, committee held hearings on the nomination of Mr. Masters where the nominee testified and answered questions on his own behalf.

LABOR UNION INSURANCE PREMIUMS

Committee on Governmental Affairs: Permanent Committee on Investigations continued hearings with regard to the awarding of labor union insurance contracts, receiving testimony from Len Teeuws, Tolley International Corporation, Indianapolis, Indiana; Allen Dorfman, Amalgamated Insurance Agency, Inc., Chicago; and I. Irving Davidson, Thomas D. Webb, Jr., and Richard G. Kleindienst, all of Washington, D.C.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following business items:

S. 1315, to provide for effectively for bilingual proceedings in all district courts of the United States (amended);

S. 1792, to remove the annual authorization ceiling on the Administrative Conference of the U.S. (amended);

S. Res. 225, to refer S. 1894, a private relief bill, to the U.S. Court of Claims;

S. 1503, to provide for the payment of losses incurred as a result of the ban on the use of the chemical "Tris" in apparel and fabric (amended);

S. 1154, a private bill; and

The following nominations: G. William Hunter, to be U.S. attorney for the eastern district of California;

Robert P. LaRoche, to be U.S. marshal for the eastern district of California;

George L. Miller, to be U.S. marshal for the middle district of North Carolina;

David T. Wood, to be U.S. attorney for the district of Guam; and

Elsijane Trimble Roy, to be U.S. district judge for the eastern and western districts of Arkansas.

Prior to these actions in hearings Ms. Roy, who was introduced by Senators McClellan and Bumpers, testified and answered questions on her own behalf.

Also, committee resumed consideration of S. 1437, to codify, revise, and reform the Federal criminal laws, but did not complete action thereon and will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 9859–9889; 1 private bill, H.R. 9889; and 10 resolutions, H.J. Res. 643 and 644, H. Con. Res. 392, and H. Res. 885–891 were introduced. Pages 36388–36390

Bills Reported: Reports were filed as follows:

H.R. 7928, to authorize the Secretary of Commerce to sell two obsolete vessels to Mid-Pacific Sea Harvesters, Inc. (H. Rept. 95–784);

H. Res. 843, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Population (H. Rept. 95–785);

H. Res. 879, authorizing funds for the standing and select committees of the House of Representatives (H. Rept. 95–786);

H. Res. 884, to authorize the chairman of the Committee on House Administration to retain counsel to intervene in the case of Atkins against United States (H. Rept. 95–787);

Conference report on S. 1131, to authorize appropriations for the Nuclear Regulatory Commission for fiscal year 1978 (H. Rept. 95–788);

H.R. 9471, to amend title 5, United States Code, to provide that Japanese-Americans shall be allowed civil service retirement credit for time spent in World War II internment camps (H. Rept. 95–789); and

Conference report on H.R. 8422, to amend titles XVIII and XIX of the Social Security Act to provide payment for rural health clinic services (H. Rept. 95–790). Page 36388

Private Calendar: On the call of the Private Calendar, the House passed the following:

Cleared for the President: S. 1142.

Sent to the Senate without amendment: H.R. 1422, 5099, and 7162.

Sent to the Senate amended: H.R. 4404, 4535, 5097, and S. 1269.

Passed over without prejudice: H.R. 1405, 1777, 1787, 1798, and 1450.

Further reading of the Calendar was dispensed with after calendar number 93. Pages 36268–36269

U.S.-Mexico Fishery Agreement: By a voice vote, the House passed H.R. 9794, to bring the governing international fishery agreement with Mexico within the purview of the Fishery Conservation Zone Transition Act. Pages 36272–36273

Suspensions: House voted to suspend the rules and pass the following:

Objection to union membership: H.R. 3384, to amend the National Labor Relations Act to provide that any employee who is a member of a religion or sect historically holding conscientious objection to joining or financially supporting a labor organization shall not be required to do so (passed by a yea-and-nay vote of 400 yeas to 7 nays, Roll No. 726). Pages 36273–36279, 36342

Siletz Indians: H.R. 7259, amended, Siletz Indian Tribe Restoration Act. Subsequently, this passage was vacated and S. 1560, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Pages 36279–36286

Child development: H.R. 8777, amended, to amend the Appalachian Regional Development Act of 1965 to permit an extension of the period of assistance for child development programs while a study is conducted on methods of phasing out Federal assistance to these programs. Pages 36286–36289

Tax law revision: H.R. 7320, amended, to revise miscellaneous timing requirements of the revenue laws. Pages 36289–36292

Crop insurance: H.R. 9704, amended, to amend the Federal Crop Insurance Act. Pages 36292–36293

House beauty shop: H. Res. 315, amended, to provide that employees of the House Beauty Shop shall be subject to the compensation classification system established by the House Employees Position Classification Act (agreed to by a yea-and-nay vote of 273 yeas to 131 nays, Roll No. 728). Pages 36298–36303, 36344

Unlawful corporate payments: H.R. 3815, amended, Unlawful Corporate Payments Act of 1977. Subsequently, this passage was vacated and S. 305, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Pages 36303–36308

Employee retirement benefits: H.R. 9378, amended, to amend title IV of the Employee Retirement Income Security Act of 1974 to postpone, for two years, the date on which the corporation first begins paying benefits under terminated multiemployer plans. Page 36309

Safe containers: H.R. 8159, amended, International Safe Container Act. Pages 36315–36319

Investor protection: H.R. 8331, amended, Securities Investor Protection Act Amendments. Pages 36319–36327

Safe Drinking Water: H. Res. 885, providing that the House agree with amendment to the amendments of the Senate to the amendment of the House to S. 1528, Safe Drinking Water Act Amendments of 1977. Pages 36327–36334

World hunger: H. Res. 784, expressing the sense of the House of Representatives that the President should establish a Commission on Domestic and International Hunger and Malnutrition (agreed to by a yea-and-nay vote of 364 yeas to 38 nays, Roll No. 729). Pages 36334–36341, 36344

Suspension Failed: By a yea-and-nay vote of 234 yeas to 170 nays, Roll No. 727 (two-thirds of those present not voting in the affirmative), the House failed to suspend the rules and pass S. 1306, amended, Small Business Emergency Drought Disaster Loan Act of 1977. Pages 36293–36298, 36342–36343

Congressional Pay Deferral: By a yea-and-nay vote of 167 yeas to 233 nays, Roll No. 725, the House refused to order a second to the motion to suspend the rules and pass H.R. 9282, to provide that adjustments in the rates of pay for Members of Congress shall take effect at the beginning of the Congress following the Congress in which they are approved. Earlier, a point of order was overruled against the motion to suspend the rules and consider the bill. Pages 36309–36315

Late Report: Objection was heard to a request that the Committee on House Administration be permitted to have until midnight tonight to file a report on H. Res. 843, providing funds for the Select Committee on Population. Page 36298

District Day: Agreed that business in order under clause 8, Rule XXIV, reports from the Committee on the District of Columbia, be in order on Wednesday, November 2. Page 36345

Hubert H. Humphrey: Agreed to recess from 2:15 p.m. until 3 p.m. on Thursday, November 3, for the purpose of receiving informally, Hubert H. Humphrey. Page 36345

Capitol Police: By a voice vote, the House passed S. 2052, to extend the supervision of the United States Capitol Police to certain facilities leased by the Office of Technology Assessment—clearing the measure for the President. Pages 36345–36346

Rowley Training Center: By a voice vote, the House passed H.R. 8993, to designate the Secret Service Training Center as the "James J. Rowley Secret Service Training Center". Page 36346

Executive Protective Service: By a voice vote, the House passed H.R. 8992, to amend title 3 of the United States Code to change the name of the Executive Protective Service. Page 36347

Late Reports: Conferees received permission to file a conference report by midnight tonight on H.R. 8422, to amend titles XVIII and XIX of the Social Security Act to provide payment for rural health clinic services; and

Conferees received permission to file a conference report by midnight tonight on S. 1131, to authorize appropriations for the Nuclear Regulatory Commission for fiscal year 1978. Page 36347

Alaska Gas Pipeline: House considered H.J. Res. 621, approving the Presidential decision on an Alaska natural gas transportation system; but came to no resolution thereon. Proceedings under the 5-minute rule will continue tomorrow. Pages 36347–36352

Subcommittee To Sit: Subcommittee on Administrative Law of the Committee on the Judiciary received permission to sit on Wednesday, November 2, during proceedings of the House under the 5-minute rule. Page 36352

Supplemental Appropriations: House disagreed to the amendments of the Senate to H.R. 9375, making supplemental appropriations for fiscal year 1978; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Mahon, Whitten, Boland, Flood, Steed, Slack, McFall, Long of Maryland, Yates, Bevill, Cederberg, Michel, Edwards of Alabama, and Coughlin. Page 36352

Presidential Messages: Received and read the following messages from the President:

United Nations: Message transmitting the 31st annual report of the principal activities of the United States in the United Nations—referred to the Committee on International Relations; and

Executive Reorganization: Message transmitting amendments to Reorganization Plan No. 2 of 1977—referred to the Committee on Government Operations and ordered printed (H. Doc. 95-251). Pages 36352–36353

Late Report: Committee on Merchant Marine and Fisheries received permission to file a report by midnight tonight on H.R. 7928, to authorize the Secretary of Commerce to sell two obsolete vessels to Mid-Pacific Sea Harvesters, Inc. Page 36353

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 36387

Adjournment: Adjourned at 7:22 p.m.

Committee Meetings

ARMED SERVICES MISCELLANY

Committee on Armed Services: Met and ordered reported favorably to the House the following bills:

H.R. 8647, to establish a ceiling for payment to physicians under CHAMPUS; and

H.R. 9713, to repeal provisions of title 10, U.S. Code, which impose certain restrictions on enlisted members of the Armed Forces and on members of military bands.

The committee also approved Air Force reprograming request FY 78-1 P/A.

NATIONAL DEVELOPMENT BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on National Development Bank legislation with testimony from public witnesses.

EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 15, to extend for 5 years certain elementary, secondary, and other education programs. Testimony was heard from HEW and public witnesses.

Hearings continue tomorrow.

FOREIGN BOYCOTT PROVISION OF EXPORT ADMINISTRATION AMENDMENTS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on Department of Commerce plans for implementing foreign boycott provision of the Export Administration Amendments of 1977. Testimony was heard from Deputy Assistant Secretary of Commerce Stanley Marcuss.

COMMITTEE FUNDS

Committee on House Administration: Met and ordered reported favorably to the House H. Res. 843 as amended, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Population.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts approved for full committee action H. Res. 843 amended (title above).

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued consideration of H.R. 39, Alaska National Interest Lands Conservation Act, and will resume on Thursday, November 3.

U.S. FOREIGN POLICY TOWARD DEVELOPING WORLD

Committee on International Relations: Subcommittee on International Development held a hearing on rethinking United States foreign policy toward the developing world: The Brookings Institute Report. Testimony was heard from Lester Gordon, Director, Harvard Institute for International Development.

MEDICAID PAYMENTS FOR INELIGIBLE PERSONS

Committee on Interstate and Foreign Commerce: Subcommittee on Health and the Environment held an oversight hearing on Medicaid payments for ineligible persons. Testimony was heard from HEW Secretary Califano.

SURGICAL CARE

Committee on Interstate and Foreign Commerce: Subcommittee on Oversight and Investigations continued hearings on the cost and quality of surgical care with testimony from Under Secretary of HEW Hale Champion.

ADDITIONAL DISTRICT AND CIRCUIT JUDGES

Committee on the Judiciary: Continued markup of H.R. 7843, to provide for the appointment of additional district and circuit judges, and will resume tomorrow.

ERA RATIFICATION EXTENSION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on H.J. Res. 638, extending the ratification period for the proposed Equal Rights Amendment. Testimony was heard from Assistant Attorney General John Harmon; and Laurence Tribe, Professor of Law, Harvard Law School.

REBATING PRACTICES IN U.S. FOREIGN TRADE

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 9518, to provide for a 3-year period to reach a permanent solution of the rebating practices in the United States foreign trade. Testimony was heard from representatives of Securities and Exchange Commission; Departments of Treasury, Transportation and Justice; American Institute of Merchant Shipping; Federal Maritime Commission; Transportation Institute; and Delta Steamship Lines, Inc.

FEDERAL EMPLOYEES FLEXIBLE AND PART-TIME WORK SCHEDULES

Committee on Post Office and Civil Service: Subcommittee on Employee Ethics and Utilization met and approved for full committee action the following bills:

H.R. 7814 amended, Federal Employees Flexible and Compressed Work Schedules Act of 1977; and

A clean bill in lieu of H.R. 1627 to be entitled: Federal Employees Part-Time Career Employment Act of 1977.

NEW TECHNOLOGIES FOR OLD FUELS

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration held a hearing on new technologies for old fuels. Testimony was heard from public witnesses.

HEALTH CARE FOR AMERICAN VETERANS

Committee on Veterans' Affairs: Subcommittee on Medical Facilities and Benefits continued hearings on report of the National Academy of Sciences entitled: "Health Care for American Veterans." Testimony was heard from Dr. John D. Chase, Veterans' Administration.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued hearings on H.R. 9030, Jobs and Income Act, with testimony from public witnesses.

Hearings continue tomorrow.

Joint Committee Meetings

ENERGY POLICY

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5037, to establish a comprehensive National Energy Conservation Policy, but did not complete action thereon and recessed subject to call.

Also, Conferees began to resolve the differences between the Senate- and House-passed versions of H.R. 5146, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations, but did not complete action thereon and will meet again tomorrow.

APPROPRIATIONS—LABOR/HEW

Conferees continued to resolve the differences between the Senate- and House-passed versions of amendment No. 82 (relating to Federal funding for abortions) to H.R. 7555, making appropriations for fiscal year 1978 for the Departments of Labor and HEW, but did not reach agreement thereon and will meet again tomorrow.

WILDERNESS AREAS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 3454, to designate certain endangered public lands for preservation as wilderness, but did not complete action thereon and will meet again tomorrow.

SACCHARIN

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of S. 1750, to provide for studies of the issues relating to the use, labeling, and advertising of saccharin.

Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through October 31, 1977

	Senate	*House*	*Total*
Days in session	160	155	..
Time in session	1088 hrs., 14′	821 hrs., 25′	..
Congressional Record:			
Pages of proceedings	18288	11894	30182
Extension of Remarks	..	..	6728
Public bills enacted into law	47	101	148
Private bills enacted into law	2	8	10
Bills in conference	6	14	..
Bills through conference	11	47	..
Measures passed, total	619	648	..
Senate bills	184	67	..
House bills	145	294	..
Senate joint resolutions	19	7	..
House joint resolutions	13	15	..
Senate concurrent resolutions	18	12	..
House concurrent resolutions	37	42	..
Simple resolutions	203	211	..
Measures reported, total	*590	*646	..
Senate bills	254	24	..
House bills	90	405	..
Senate joint resolutions	10	..	..
House joint resolutions	4	7	..
Senate concurrent resolutions	11	1	..
House concurrent resolutions	10	23	..
Simple resolutions	211	186	..
Special reports	53	74	..
Conference reports	18	63	..
Measures pending on calendar	23	96	..
Measures introduced, total	2735	11775	..
Bills	2266	9858	..
Joint resolutions	97	642	..
Concurrent resolutions	60	391	..
Simple resolutions	312	884	..
Quorum calls	64	59	..
Yea-and-nay votes	606	431	..
Recorded votes	..	233	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was was no accompanying report. A total of 566 reports have been filed in the Senate, a total of 783 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through October 31, 1977

Army nominations, totaling 17,197, disposed of as follows:	
Confirmed	12,317
Unconfirmed	4,880
Navy nominations, totaling 22,109, disposed of as follows:	
Confirmed	17,692
Unconfirmed	4,417
Air Force nominations, totaling 18,975, disposed of as follows:	
Confirmed	16,338
Unconfirmed	2,637
Marine Corps nominations, totaling 3,525, disposed of as follows:	
Confirmed	3,016
Unconfirmed	509
Civilian nominations, totaling 4,019, disposed of as follows:	
Confirmed	3,874
Unconfirmed	86
Withdrawn	59

Summary

Total nominations received	65,825
Total confirmed	53,237
Total unconfirmed	12,529
Total withdrawn	59

Wednesday, November 2, 1977

Senate

Chamber Action

Routine Proceedings, pages 36428–36607

Bills Introduced: Eight bills and two resolutions were introduced, as follows: S. 2274–2281; S. Res. 315 and 316. Pages 36514, 36523–36524

Bills Reported: Reports were made as follows:

S. Res. 225, referring to the Court of Claims S. 1894, a private bill (S. Rept. 95–576).

S. 1154, a private bill, with amendments (S. Rept. 95–577).

S. 1976, to add certain lands to the Redwood National Park, California, without recommendation (S. Rept. 95–578).

H.R. 2770, to provide accommodations to judges of the Courts of Appeals of the United States at places other than those where regular terms are authorized by law to be held (S. Rept. 95–579).

S. 1547, to assure that those providing communication services are able to use existing space on poles which are owned by regulated utilities, and to simplify FCC forfeiture procedures, with amendments (S. Rept. 95–580).

S. Res. 308, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2230, increasing from $150 million to $200 million the capital stock of the Federal Crop Insurance Corporation (S. Rept. 581).

S. 1215, to provide grants to Indian-controlled post-secondary educational institutions, with an amendment (S. Rept. 95–582).

S. 1792, to remove the annual authorization ceiling on the Administrative Conference of the United States, with an amendment (S. Rept. 95–583).

S. 1503, to provide for the payment of losses incurred as a result of the ban on the use of the chemical "Tris" in apparel and fabric, with an amendment (S. Rept. 95–584).

S. 2281, to authorize an increase in monetary authorizations for nine comprehensive river basin projects (S. Rept. 95–585).

S. Res. 315, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 5322, Social Security Financing Amendments of 1977 (without written report—referred to the Committee on the Budget). Page 36514

Measures Passed:

Budget Act Waiver: Senate agreed to S. Res. 315, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 5322, Social Security Financing Amendments of 1977. Pages 36460–36463

Urban Mass Transportation: Senate passed and returned to the House H.R. 8346, to revise the program providing Federal operating assistance for programs under the Urban Mass Transportation Act, after agreeing to Williams unprinted amendment No. 1035, in the nature of a substitute bill. Pages 36482–36486

Trust Territory education: Senate passed without amendment and cleared for the President H.R. 9512, to include the Trust Territory of the Pacific Islands in the definition of a "State" for purposes of participation in programs authorized by the Higher Education Act. Page 36486

Alcan Pipeline: By 87 yeas to 2 nays, Senate passed and sent to the House S.J. Res. 82, to approve the Presidential decision on an Alaska natural gas transportation system. Page 36510

Also, by voice vote, Senate passed without amendment identical House measure, H.J. Res. 621, to approve the Presidential decision on an Alaska natural gas transportation system. Page 36511
Pages 36486–36510

Medicine Bow National Forest: Senate passed with committee amendment and returned to the House H.R. 2501, to quiet title to certain cabin and home sites within the Wold subdivision of the Medicine Bow National Forest, Wyoming. Page 36511

Budget Act Waiver: Senate agreed to S. Res. 308, to waive section 402(a) of the Congressional Budget Act with respect to Senate consideration of S. 2230, increasing from $150 million to $200 million the capital stock of the Federal Crop Insurance Corporation. Pages 36511–36512

Federal Insecticide Act: Senate disagreed to the House amendments to S. 1678, to amend and extend for 2 years through fiscal year 1979 the Federal Insecticide, Fungicide, and Rodenticide Act, agreed to conference with the House, and appointed as conferees Senators Talmadge, Eastland, Allen, Stone, Leahy, Dole, Hayakawa, and Lugar. Pages 36510–36511

Land and Water Resources: Senate agreed to House amendments with an amendment to S. 106, to further the conservation, protection, and enhancement of the nation's land, water, and related resources. Senate amendment (Huddleston unprinted amendment No. 1037) would assure the process of establishing work priorities for land and water conservation by the Department of Agriculture is tied to the budget. Page 36558

Social Security Financing: Senate continued consideration of H.R. 9346, proposed Social Security Financing Amendments of 1977, taking action in connection therewith as follows:

(1) Agreed to modified Long unprinted amendment No. 1032, in the nature of a substitute bill embodying language of H.R. 5322, as reported by the Senate, and the bill as thus amended will be considered as original text for purpose of further amendment; Page 36435

(2) Agreed to Ribicoff U.P. No. 1033, to clarify section dealing with the deadline by which certain organizations may receive refunds; and Page 36464

(3) By 74 yeas to 16 nays, tabled Eagleton motion to commit the bill to the Committee on Finance with certain instructions; Page 36473

Pending at recess was Curtis U.P. No. 1034 (printed amendment No. 1579), increasing the Social Security tax rate by 1 percent—½ percent each on employers and employees. When Senate resumes consideration of this amendment tomorrow, debate thereon will be limited to 30 minutes. Page 36475
Pages 36432, 36435–36460, 36463–36482, 36486, 36510

Committee Authority To Sit: Judiciary Subcommittee on Separation of Powers is authorized to sit during session of the Senate on Thursday, November 3. Page 36606

Labor/HEW Appropriations: Senate reached unanimous consent agreement concerning consideration, on Thursday, November 3, of conference report filed in disagreement on Senate amendment No. 82 (relating to the issue of Federal funding for abortion) to H.R. 7555, Labor-HEW appropriations. Page 36486

Bill Referred: H.R. 3384, relating to conscientious objection to union membership, was referred to the Committee on Human Resources. Page 36514

Bill Held at Desk: H.R. 9794, fisheries agreement with Mexico, was received and held at the desk. Page 36606

Messages From the House: Page 36514

Amendments Submitted for Printing: Pages 36524–36527

Statements on Introduced Bills: Pages 36514–36523

Additional Statements: Pages 36527–36557

Confirmations: Senate confirmed the following nominations:

Edward E. Masters, of Ohio, to be Ambassador to the Republic of Indonesia;

John H. Fanning, of Rhode Island, to be a member of the National Labor Relations Board;

G. William Hunter, to be U.S. attorney for the northern district of California;

David T. Wood, to be U.S. attorney for the district of Guam;

George L. Miller, to be U.S. marshal for the middle district of North Carolina;

Robert P. LaRoche, to be U.S. marshal for the eastern district of California;

George A. Peapples, of Michigan, to be an Assistant Secretary of the Navy;

Harold W. Chase, of Minnesota, to be Deputy Assistant Secretary of Defense for Reserve Affairs;

William J. Perry, of Virginia, to be Under Secretary of Defense for Research and Engineering; and

Five Army in the rank of General; one Navy in the rank of Admiral; fifteen Air Force in the rank of General; and sundry nominations in the Army, Navy, Air Force, and Marine Corps. Pages 36607–36608

Nominations: Senate received the following nominations:

James A. Hewitt, Jr., of New Jersey, to be an Assistant Secretary of the Air Force;

Monroe G. McKay, of Utah, to be U.S. circuit judge for the tenth circuit;

John L. Kane, Jr., to be U.S. district judge for the district of Colorado; and

Robert F. Collins, to be U.S. district judge for the eastern district of Louisiana. Page 36607

Record Votes: Two record votes were taken today. Pages 36473–36474, 36510

Recess: Senate met at 9 a.m. and recessed at 6:24 p.m. Page 36607

Committee Meetings

REDWOOD NATIONAL PARK

Committee on Appropriations: Committee agreed to report without recommendation S. 1976, to add certain lands to the Redwood National Park, California.

SOCIAL SECURITY FINANCING

Committee on the Budget: Committee ordered favorably reported S. Res. 315, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of H. R. 5322, Social Security financing, and two amendments to be offered by Senator Curtis relating to financing the Social Security system.

DNA RESEARCH

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space began hearings to consider the effect of proposed legislation to regulate recombinant DNA research on the freedom of scientific inquiry and the conduct of basic research, receiving testimony from Philip Handler, National Academy of Sciences, Washington, D.C.; Paul Berg, Stanford University Medical Center, Stanford, Professor Clifford Grobstein, University of California at San Diego, La Jolla, and Marc Lappé, California Department

of Health, Sacramento, all of California; Jonathan Alan King, Massachusetts Institute of Technology, Cambridge, and Bruce R. Levin, University of Massachusetts, Amherst, both of Massachusetts; Professor Roy Curtiss, III, University of Alabama at Birmingham, University Station; Daniel Callahan, The Hastings Center Institute of Society, Ethics and the Life Sciences, Hastings-on-Hudson, New York; and Professor Marshall S. Shapo, University of Virginia Law School, Charlottesville, Virginia.

Hearings continue on Tuesday, November 8.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of Robert D. Thorne, of California, to be an Assistant Secretary for Energy Technology, and John M. Deutch, of Massachusetts, to be Director of the Office of Energy Research, both of the Department of Energy, after receiving testimony from Janet Hieber, Environmental Policy Center, Laura Chasen, U.S. Labor Party, Suzanna Lawrence, Consumer Action Now, Jeffrey Knight, Friends of the Earth, and John Abbotts, Public Interest Research Group, all of Washington, D.C.

The nominees testified and answered questions on their own behalf.

PUBLIC BUILDING PROSPECTUS

Committee on Environment and Public Works: Committee held a business meeting where it failed to adopt a motion to authorize construction of a Federal building in Springfield, Massachusetts.

SOCIAL SECURITY FINANCING

Committee on Finance: Committee ordered favorably reported an original resolution (S. Res. 315), to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of H.R. 5322, Social Security financing, and two amendments to be offered by Senator Curtis relating to financing the Social Security system.

LABOR UNION INSURANCE PREMIUMS

Committee on Governmental Affairs: Permanent Committee on Investigations continued hearings with regard to the awarding of labor union insurance contracts, receiving testimony from Frank Fitzsimmons, International Brotherhood of Teamsters, Washington, D.C.; Joseph Hauser, Beverly Hills, California; and George Herrera, Lakewood, California.

Hearings continue on Friday, November 4.

HOME INSULATION SHORTAGE

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations held hearings to examine the impact of the current shortage of home insulation on the National Energy Conservation Program, receiving testimony from Senator Hathaway; S. John Byington, Chairman, Consumer Product Safety Commission; Richard Saul, Coordinator of Energy Programs, Community Services Administration; Guy Mabrey, Owens Corning Fiberglas Corporation, Toledo, Ohio; John A. McKinney, Johns-Manville Corporation, Denver, Colorado; W. R. Werner. Certain Teed, Valley Forge, Pennsylvania; Sheldon Kady, National Mineral Wool Insulation Association, Inc., Summit, New Jersey; Joseph McDermott, Society of the Plastics Industry, New York City; Aubrey Radford, Jacksonville, Florida, representing the National Urea-Formaldehyde Insulation Manufacturers Association; David Hancock, Retail Lumber Dealers Association of Maine, Casco, Maine; Edgar Harman, Marydel, Delaware; and Nile Bucher, National Cellulose Insulation Manufacturers, Martin H. Poretsky, National Home Builders Association, and Charles Donaldson, Housing Research Group, all of Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Human Resources: Committee concluded hearings on the nominations of Livingston L. Biddle, Jr., of the District of Columbia, to be Chairman of the National Endowment for the Arts, and James A. Krumhansl, of New York, to be an Assistant Director of the National Science Foundation, after the nominees testified and answered questions on their own behalf. Testimony on the nomination of Mr. Krumhansl was received from Dr. Richard C. Atkinson, Director, National Science Foundation.

COMMITTEE BUSINESS

Committee on the Judiciary: Committee ordered favorably reported the following measures:

S. 1437, to codify, revise, and reform the Federal criminal laws (amended);

H.R. 2770, to provide accommodations for judges of the U.S. courts of appeals at places other than those where regular terms of court are authorized by law; and

S. 405, 432, 833, 973, 1052, 1401, 1563, H.R. 2661, 3313, and 5555, private immigration bills.

Also, Committee indefinitely postponed action on S. 1924, a private immigration bill.

COMMITTEE FUNDS AND NOMINATIONS

Committee on Rules and Administration: Committee received testimony from Senators Church and Domenici on S. Res. 288, requesting an additional $35,000 for the Special Committee on Aging for inquiries and investigations.

Committee began hearings on the nomination of Samuel D. Zagoria, of Maryland, to be a member of the Federal Election Commission, receiving testimony from Representatives Davis and Rhodes. The nominee was introduced by Senators Case and Mathias.

Committee will meet again on Friday, November 4, to hold further hearings on this nomination and on the nomination of John W. McGarry, also to be a member of the Federal Election Commission, and to consider other committee business.

House of Representatives

Chamber Action

Bills Introduced: 35 public bills, H.R. 9890–9924; 4 private bills, H.R. 9925–9928; and 12 resolutions, H.J. Res. 645–647, H. Con. Res. 393–396, and H. Res. 892–896 were introduced. Pages 36692–36694

Bills Reported: Reports were filed as follows:

H. Res. 892, providing for the consideration of H.J. Res. 643, making further continuing appropriations for the fiscal year 1978 (H. Rept. 95–791);

H.J. Res. 643, making further continuing appropriations for the fiscal year 1978 (H. Rept. 95–792);

Report entitled "A Citizen's Guide on How to Use the Freedom of Information Act and the Privacy Act in Requesting Government Documents" (H. Rept. 95–793);

Report entitled "Investigation of Mail Opening by the Customs Service" (H. Rept. 95–794);

H. Res. 893, providing for the consideration of H.R. 7555, Departments of Labor and Health, Education, and Welfare Appropriations Act, 1978 (H. Rept. 95–795);

H.R. 9146, to provide for Congressional review of proposed changes in postal services (H. Rept. 95–796);

H.R. 9836, to authorize the Architect of the Capitol to furnish chilled water to the Folger Shakespear Library (H. Rept. 95–797);

H.R. 9851, to amend the Federal Aviation Act of 1958 to improve cargo Air Service (H. Rept. 95–798);

H.R. 9881, authorizing an increase in the monetary authorization for nine comprehensive river basin plans (H. Rept. 95–799);

H.R. 1, to require candidates for Federal office, Members of Congress, and officers and employees of the United States to file statements with the Comptroller General with respect to their income and financial transactions, amended (H. Rept. 95–800);

Conference report on H.R. 7555, making appropriations for the Departments of Labor, and Health, Education, and Welfare for fiscal year 1978 (H. Rept. 95–801);

H. Res. 837, authorizing the printing of the committee print entitled "The Coordination of United States International Economic Policy" (H. Rept. 95–802);

H. Res. 662, authorizing the printing as a House document the dedication ceremony of the portrait of the Honorable Peter W. Rodino, Junior, chairman, Committee on the Judiciary (H. Rept. 95–803);

S. Con. Res. 52, authorizing the printing of additional copies of the booklet entitled "The Senate Chamber, 1810–1859" (H. Rept. 95–804); and

S. Con. Res. 53, authorizing the printing of additional copies of hearings entitled "Panama Canal Treaties" (H. Rept. 95–805). Pages 36691–36692

Regulation Q: House agreed to the amendment of the Senate to H.R. 9710, to extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions, to promote the accountability of the Federal Reserve System—clearing the measure for the President. Pages 36608–36609

Supplemental Appropriations: Conferees received permission to file a conference report by midnight tonight on H.R. 9375, making supplemental appropriations for fiscal year 1978.

Appointed as additional conferees on the part of the House for H.R. 9375: Representatives Natcher and Conte. Page 36609

Obsolete Vessels: House passed S. 854, in lieu of H.R. 7928, to authorize the Secretary of Commerce to sell two obsolete vessels to Mid-Pacific Sea Harvesters, Incorporated—clearing the measure for the President. Pages 36609–36610

Endangered Species Programs: House insisted on its amendments to S. 1316, to authorize appropriations for fiscal years 1978, 1979, and 1980 to carry out State cooperative programs under the Endangered Species Act of 1973; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Murphy of New York, Leggett, Akaka, Bonier, Ginn, Ruppe, and Forsythe. Page 36611

Alaska Gas Pipeline: House passed H.J. Res. 621, approving the Presidential decision on an Alaska natural gas transportation system. Pages 36613–36622

District of Columbia Legislation: Consideration of legislation pertaining to the District of Columbia was in order, and the following bills were called up, considered, and passed:

D.C. Armory Board: S. 1062, to amend section 441 of the District of Columbia Self-Government and Governmental Reorganization Act—clearing the measure for the President; and Pages 36622–36623

Revenue bonds for private colleges and universities: H.R. 9544, to amend the District of Columbia Self-Government and Governmental Reorganization Act with respect to the payment of certain revenue bonds issued by the Council of the District of Columbia (passed by a yea-and-nay vote of 403 yeas, Roll No. 731).

Subsequently, this passage was vacated and S. 1063, a similar Senate-passed bill, was passed in lieu after being amended to contain the provisions of the House bill as passed. Agreed to amend the title of the Senate bill.

Pages 36623–36625

Deferrals: House agreed to the following resolutions all disapproving certain budget authorities:

H. Res. 851, disapproving the deferral of certain budget authority (D78–30) relating to the Energy Research and Development Administration, Gas Cooled Thermal Reactor Program, which is proposed by the President in his message of October 3, 1977, transmitted under section 1013 of the Impoundment Control Act of 1974;

H. Res. 852, disapproving the deferral of certain budget authority (D78–33) relating to the Energy Research and Development Administration, Magnetic Fusion Energy Program—Fusion Material Test Facility, which is proposed by the President in his message of October 3, 1977, transmitted under section 1013 of the Impoundment Control Act of 1974;

H. Res. 853, disapproving the deferral of certain budget authority (D78–34) relating to the Energy Research and Development Administration, Magnetic Fusion Energy Program—Intense Neutron Source Facility, which is proposed by the President in his message of October 3, 1977, transmitted under section 1013 of the Impoundment Control Act of 1974; and

H. Res. 854, disapproving the deferral of certain budget authority (D78–35) relating to the Energy Research and Development Administration, High Energy Physics Program—Intersecting Storage Ring Accelerator, which is proposed by the President in his message of October 3, 1977, transmitted under section 1013 of the Impoundment Control Act of 1974. Pages 36625–36629

Defense Supplemental: House agreed to the conference report on S. 1863, Department of Defense Supplemental Appropriation Authorization Act, 1978—clearing the measure for Senate action. Pages 36630–36631

ERDA Authorization: By a yea-and-nay vote of 336 yeas to 69 nays, Roll No. 732, the House agreed to the conference report on S. 1339, Energy Research and Development Administration Authorization Act of 1977 and 1978—Military Application—clearing the measure for Senate action. Pages 36631–36633

Aviation Insurance: House agreed to the conference report on H.R. 6010, to amend title XIII of the Federal Aviation Act of 1958 to expand the types of risks which the Secretary of Transportation may insure or reinsure—clearing the measure for the President.

Pages 36633–36644

Pension Premium Increase: House agreed to H. Con. Res. 369, to establish a revised coverage schedule for basic benefits guaranteed by the Pension Benefit Guaranty Corporation for employee pension benefit plans which are not multi-employer plans.

Pages 36644–36646

OPIC: House considered H.R. 9179, Overseas Private Investment Corporation Amendments Act of 1977; but came to no resolution thereon. Proceedings under the 5-minute rule will continue Thursday, November 3.

Agreed to an amendment that prohibits OPIC entering into any project which will result in any significant reduction of employment in the United States.

Rejected an amendment that sought to prohibit OPIC loans or guaranties for the National Finance Corporation of Panama without prior congressional approval (rejected by a recorded vote of 188 ayes to 215 noes, Roll No. 734).

H. Res. 848, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages 36646–36658

Continuing Resolution: House agreed to H. Res. 879, authorizing funds for the standing and select committees of the House of Representatives.

Pages 36660–36661

Legal Counsel: House agreed to H. Res. 884, to authorize the chairman of the Committee on House Administration to retain counsel to intervene in the case of Atkins against United States. Page 36661

Late Report: Committee on Interior and Insular Affairs received permission to file a report on H.R. 3350, Deep Seabed Hard Minerals Act, by midnight, November 7. Pages 36661–36662

National Forest: House passed H.R. 7074, to provide improved authority for the administration of certain National Forest System lands in Oregon.

Agreed to the committee amendment in the nature of a substitute. Pages 36662–36664

Nuclear Regulatory Authorization: By unanimous consent it was made in order to consider the conference report on S. 1131, to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, as amended, on Thursday, November 3.

Page 36665

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 36691

Adjournment: Adjourned at 7:07 p.m.

Committee Meetings

CONTINUING APPROPRIATIONS FOR THE DISTRICT OF COLUMBIA

Committee on Appropriations: Met and ordered reported favorably to the House H.J. Res. 643, making further continuing appropriations for fiscal year 1978 for the District of Columbia.

MILITARY RETIRED OR RETAINER PAY

Committee on Armed Services: Subcommittee on Military Compensation held hearings on and approved for full committee action clean bills, to be introduced, in lieu of the following bills:

H.R. 100, to authorize retirement of enlisted members of the Army and of the Air Force with 20 years of active Federal service;

H.R. 751, to grant eligibility for retired pay to certain reservists who did not perform active duty before August 16, 1945;

H.R. 5655, to revise the rule for computation of retired or retainer pay to reflect later active duty; and

H.R. 2685, to provide recomputation of the retired pay of persons who served as sergeant major of the Marine Corps before December 16, 1967.

Testimony was heard from Members of Congress and Col. Leon S. Hirsh, USAF, Director of Compensation, Office of the Deputy Assistant Secretary of Defense for Military Personnel Policy.

FEDERAL PROCUREMENT POLICY

Committee on Armed Services: Subcommittee on Research and Development met for briefing on various aspects of OMB Circulars A–109 and A–76, relating to Federal procurement policy, by Lester A. Fettig, Administrator, Office of Federal Procurement Policy, Office of Management and Budget.

ASSASSINATIONS INVESTIGATION

Select Committee on Assassinations: Held an executive hearing on the assassinations investigation.

URBAN RIOT REINSURANCE

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on urban riot reinsurance with testimony from public witnesses.

EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 15, to extend for 5 years certain elementary, secondary, and other education programs, with testimony from public witnesses.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Government Operations: Met and ordered reported the following reports:

"Improving Internal Auditing in the Department of the Army";

"Interim Report on the Standardization and Interoperability of NATO Military Equipment";

"A Citizen's Guide on How to Use the Freedom of Information Act and the Privacy Act in Requesting Government Documents"; and

"Investigation of Mail Opening by the Customs Service."

PRINTING RESOLUTIONS

Committee on House Administration: Met and ordered reported favorably to the House the following resolutions:

H. Res. 837, Authorizing the printing of the committee print entitled "The Coordination of United States International Economic Policy";

H. Res. 662, Authorizing the printing as a House document the dedication ceremony of the portrait of the Honorable Peter W. Rodino, Jr., Chairman, Committee on the Judiciary;

S. Con. Res. 52, Authorizing the printing of 50,000 additional copies of "The Senate Chamber 1810–1859"; and

S. Con. Res. 53, Authorizing the printing of additional copies of the Foreign Relations Committee hearings entitled "Panama Canal Treaties."

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met and acted on committee business.

CIA RETIREMENT AND DISABILITY SYSTEM

Permanent Select Committee on Intelligence: Held a hearing on the CIA Retirement and Disability System with testimony from Representative Stratton.

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following bills:

H.R. 3420 amended, to reduce speculation in excess lands purchased under the Federal reclamation laws by imposing additional restrictions on sales and resales of such excess lands originally sold to qualify for water rights under such laws;

H.R. 2539 amended, Pertaining to land consolidation and development on the Umatilla Indian Reservation;

H.R. 2540 amended, Pertaining to the inheritance of trust or restricted lands on the Umatilla Indian Reservation; and

H.R. 7677 amended, to designate the Indiana Dunes National Lakeshore as the "Paul H. Douglas Indiana Dunes National Lakeshore."

The Committee also approved a committee resolution on The Carlsbad Irrigation District; and

Began markup of H.R. 9203, National Crude Oil Supply and Transportation Act of 1977, and will resume tomorrow.

BROADCASTING ASPECTS OF SPORTS EVENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Communications held a hearing on broadcasting aspects of sports events with testimony from public witnesses.

Hearings continue tomorrow.

ADDITIONAL DISTRICT AND CIRCUIT JUDGES

Committee on the Judiciary: Continued markup of H.R. 7843, to provide for the appointment of additional district and circuit judges, and will resume on Wednesday, November 9.

PRIVATE CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met for consideration of private claims bills.

INTER-AMERICAN TROPICAL TUNA COMMISSION

Committee on Merchant Marine and Fisheries: Held an oversight hearing on recent development in the Inter-American Tropical Tuna Commission. Testimony was heard from representatives of the Departments of State and Commerce; Monitor, Inc.; U.S. Tuna Foundation; and Marine Mammal Commission.

PUBLIC WORKS MISCELLANY

Committee on Public Works and Transportation: Held a hearing on H.R. 9836, to authorize the Architect of the Capitol to furnish chilled water to the Folger Shakespeare Library for air conditioning. Testimony was heard from Architect of the Capitol George M. White, and O. B. Hardison, Director, Folger Shakespeare Library.

Following the hearing, the Committee ordered reported favorably to the House the following bills:

H.R. 9836 (title above);

H.R. 9851, to amend the Federal Aviation Act of 1958 to improve cargo air service; and

H.R. 9881, authorizing an increase in the monetary authorization for nine comprehensive river basin plans.

CONTINUING APPROPRIATIONS FOR THE DISTRICT OF COLUMBIA

Committee on Rules: Granted a rule waiving the provision of clause 2(1)(6) of Rule XI on H.J. Res. 643, making further continuing appropriations for the fiscal year 1978 (for the District of Columbia). Testimony was heard from Chairman Mahon.

CONFERENCE REPORT ON LABOR AND HEW APPROPRIATIONS

Committee on Rules: Granted a rule waiving the provisions of clause 2 of Rule XXVIII on the Conference Report on H.R. 7555, making appropriations for fiscal year 1978 for the Department of Labor and HEW. Testimony was heard from Chairman Mahon and Representative Michel.

ROLE OF NATIONAL LABORATORIES IN ENERGY RESEARCH

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development, and Demonstration held an oversight hearing on the role of the Department of Energy National Laboratories in energy research and development. Testimony was heard from Directors of Brookhaven National Laboratory, Los Alamos Scientific Laboratory, Lawrence Berkeley National Laboratory, and Lawrence Livermore Laboratory.

Hearings continue tomorrow.

PENSION BENEFIT PLANS REVISED COVERAGE

Committee on Ways and Means: Met and ordered reported favorably to the House H. Con. Res. 369, to establish a revised coverage schedule for basis benefits guaranteed by the Pension Benefit Plans which are not multiemployer plans.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued hearings on H.R. 9030, Jobs and Income Act, with testimony from public witnesses.

Hearings continue tomorrow.

Joint Committee Meetings

SACCHARIN

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1750. to provide for studies of the issues relating to the use, labeling, and advertising of saccharin.

APPROPRIATIONS—LABOR/HEW

Conferees agreed to file a conference report in disagreement on Amendment No. 82 (relating to Federal funding for abortions) to H.R. 7555, making appropriations for fiscal year 1978 for the Departments of Labor and HEW.

CHILD PORNOGRAPHY

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1585, to make unlawful the use of minors engaged in sexually explicit conduct for the purpose of promoting any film or printed matter.

CLEAN WATER

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 3199, proposed Clean Water Act, but did not complete action thereon and recessed subject to call.

WILDERNESS AREAS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 3454, to designate certain endangered public lands for preservation as wilderness, but did not complete action thereon and will meet again tomorrow.

ENERGY POLICY

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5146, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installation, but did not complete action thereon and will meet again tomorrow.

APPROPRIATIONS—SUPPLEMENTAL

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 9375, making supplemental appropriations for fiscal year 1978, but did not complete action thereon and will meet again tomorrow.

Thursday, November 3, 1977

Senate

Chamber Action

Routine Proceedings, pages 36733–36893

Bills Introduced: Eleven bills and six resolutions were introduced, as follows: S. 2282–2292 and S. Res. 317–322. Pages 36814–36815

Bills Reported: Reports were made as follows:

S. Res. 319, to amend the Senate rules so as to establish standards for accepting certain travel expenses, and to require separate reporting of such travel expenses (S. Rept. 95–586).

S. 405, 432, 1401, and H.R. 2661, private bills (S. Repts. 95–587–590, respectively).

S. 1563, H.R. 3313, S. 1052, and H.R. 5555, private bills, each with an amendment (S. Rept. 95–591–594, respectively).

S. 973 and 833, private bills, with amendments (S. Repts. 95–595 and 95–596).

S. 1214, to establish standards for the placement of Indian children in foster or adoptive homes, with an amendment (S. Rept. 95–597).

H.R. 6348, to convey certain Federal land in Nevada to the Ely Indian Colony (without written report). Page 36814

Bills Passed:

U.S.-Mexico Fishery Agreement: Senate passed and returned to the House H.R. 9794, to bring the governing international fishery agreement with Mexico within the purview of the Fishery Conservation Zone Transition Act, after agreeing to Robert C. Byrd unprinted amendment No. 1039, to make certain changes with regard to officers of the National Oceanic and Atmospheric Administration. Pages 36740–36741

River Basin Projects: Senate passed and sent to the House S. 2281, to authorize an increase in monetary authorizations for nine comprehensive river basin projects. Pages 36756–36757

Future Farmers of America: Committee on Agriculture, Nutrition, and Forestry was discharged from the further consideration of S. Res. 299, commending the Future Farmers of America for their contributions to the agriculture industry, and the resolution was then agreed to. Pages 36757–36758

Budget Act Waivers: Senate agreed to the following four resolutions, en bloc:

S. Res. 317, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of an amendment which may be offered by Senator Dole to either H.R. 5322 or H.R. 9346, Social Security financing bills; Page 36795

S. Res. 320, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of amendments which may be offered by Senator Goldwater to either H.R. 5322 or H.R. 9346, Social Security financing bills; Page 36795

S. Res. 318, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of Tower amendment No. 1541, in the nature of a substitute for H.R. 9346, Social Security Financing Amendments; and Page 36795

S. Res. 321, to waive section 303(a) of the Congressional Budget Act with respect to Senate consideration of an amendment which may be offered by Senator Allen to H.R. 9346, Social Security Financing Amendments. Page 36795
Pages 36795–36797

Employee retirement: Senate passed and returned to the House H.R. 9378, to postpone for two years the date on which the Pension Benefit Guaranty Corporation first begins paying benefits under terminated multiemployer plans, after agreeing to Bentsen unprinted amendment No. 1046, to increase from $1 to $2.60 rate payable to the Corporation by plans that are not multiemployer plans;

S. 2125 and H. Con. Res. 369, related measures, were indefinitely postponed. Pages 36800–36802

Medal of Honor Society: Senate agreed to S. Res. 322, expressing the Senate's best wishes to the Con-

gressional Medal of Honor Society on the occasion of its forthcoming convention to be held in San Jose, California. Pages 36804–36805

Chilled Water: Senate passed without amendment and cleared for the President, H.R. 9836, to authorize the Architect of the Capitol to furnish chilled water to the Folger Shakespeare Library. Page 36805

Federal Reserve Obligations: Committee on Banking, Housing, and Urban Affairs was discharged from further consideration of H.J. Res. 611, to extend until April 30, 1978 the authority of the Federal Reserve Banks to purchase U.S. Government obligations directly from the Treasury up to the amount of $5 billion, and the joint resolution was then passed and cleared for the President. Page 36805

Secret Service Uniformed Division: Senate passed without amendment and cleared for the President H.R. 8992, to change the name of the Executive Protective Service to the U.S. Secret Service Uniformed Division. Page 36805

Appalachian Child Development: Senate passed without amendment and cleared for the President H.R. 8777, to extend the period for child development programs under the Appalachian Regional Development Act. Page 36807

Federal Crop Insurance: Senate passed without amendment and cleared for the President H.R. 9704, to add $50 million to the capital stock of the Federal Crop Insurance Corporation. S. 2230, Senate companion measure, was then indefinitely postponed. Pages 36807–36808

Indians: Senate passed with committee amendments and sent to the House, S. 661, to restore Federal recognition of certain Indian tribes. Pages 36810–36811

Pueblo Indian Lands: Senate passed and returned to the House H.R. 2719, authorizing the Secretary of the Interior to contract with the Middle Rio Grande Conservancy District of New Mexico for payment of maintenance charges on certain Pueblo Indian lands, after agreeing to Abourezk unprinted amendment No. 1049, giving the Secretary of the Treasury authority to make payments under the Act. Pages 36811–36812

Labor-HEW Appropriations: Senate agreed to the conference report filed in disagreement on Senate amendment No. 82 to H.R. 7555, making appropriations for the Departments of Labor and Health, Education, and Welfare for fiscal year 1978. Senate receded from its amendment to the House amendment to Senate amendment No. 82, relating to the matter of Federal funding for purposes of abortion. By 59 yeas to 29 nays, Senate agreed to the House amendment to Senate amendment No. 82, with an amendment (Magnuson unprinted amendment No. 1040), to define further conditions under which Federal funding may be used to perform abortions. Page 36748

Subsequently, Senate reconsidered this action, and, by 62 yeas to 27 nays, agreed to Brooke U.P. No. 1041, modifying the above-described U.P. No. 1040. Page 36785

Pages 36738, 36745–36756, 36785–36786

Supplemental Military Procurement Funds: Senate agreed to the conference report on S. 1863, authorizing supplemental funds for fiscal year 1978 for military procurement, thus clearing the measure for the President. Pages 36745–36746

ERDA Defense Programs: Senate agreed to the conference report on S. 1339, to authorize funds for the Energy Research and Development Administration for their national defense programs for fiscal year 1978, thus clearing the measure for the President. Page 36746

Fishermen's Protective Act: Senate agreed to the House amendments with an amendment to S. 1184, extending programs authorizing the Federal Government to insure U.S. fishermen from financial losses resulting from the seizure of their vessels on the high seas. Senate amendment (Stevens unprinted amendment No. 1038) would allow the Secretary of Commerce to make loans to fishermen who encounter losses due to foreign fishing vessel-caused damage. Pages 36737–36739

Private Bill: Senate agreed to the House amendment to S. 1269, a private bill, thereby clearing the bill for the President. Page 36767

Veterans' Benefits: Senate agreed to the House amendment to the Senate amendments to H.R. 7345, to increase the rates for disability and death pensions for veterans, thus clearing the measure for the President. Page 36804

Indians: Senate agreed to the House amendment to S. 1560, to restore to the Confederated Tribes of the Siletz Indians of Oregon the status of a Federally-recognized Indian tribe, thus clearing the measure for the President. Pages 36768–36769

Foreign Corrupt Practices: Senate disagreed to the House amendments to S. 305, to amend the Securities and Exchange Act so as to require issuers of securities to maintain accurate records, and to prohibit certain bribes, requested conference with the House, and appointed as conferees Senators Proxmire, Sparkman, Williams, Brooke, and Tower. Page 36756

SEC Authorizations: Senate insisted on its amendment to H.R. 3722, authorizing funds for fiscal year 1978 for the Securities and Exchange Commission, agreed to conference with the House, and appointed as conferees Senators Proxmire, Sparkman, Williams, Brooke, and Tower. Page 36756

Social Security Financing: Senate continued consideration of H.R. 9346, proposed Social Security Financing Amendments of 1977, taking actions in connection therewith as follows:

(1) By 40 yeas to 50 nays, rejected Curtis amendment No. 1579, in the nature of a substitute, increasing the Social Security tax rate by 1 percent—½ percent each on employers and employees (motion to table at first rejected by 44 yeas to 45 nays); Page 36763

(2) Agreed to McIntyre amendment No. 1580, to assure that veterans' pensions or compensation will not be reduced as a result of cost of living increases in monthly Social Security benefits (motion to table rejected by 20 yeas to 68 nays); Page 36764

(3) By 54 yeas to 36 nays, tabled motion to commit the bill to Committee on Finance with instructions that it be reported back during the month of February, 1978; Page 36785

(4) Agreed to Dole unprinted amendment No. 1044, to clarify the tax liabilities of certain nonprofit organizations; and Page 36797

(5) Agreed to Long U.P. 1045, to provide coverage for policemen and firemen in Mississippi. Page 36798

Pages 36756, 36758–36785, 36789–36795, 36797–36800

VA Physicians and Dentists Pay: Committee on Veterans' Affairs was discharged from the further consideration of H.R. 8175, to extend certain provisions of the Veterans' Administration Physicians and Dentists Pay Comparability Act.

Pending when Senate resumes consideration of this bill tomorrow will be Mathias U.P. No. 1048, to provide uniformity in the pay of physicians and dentists employed throughout the Federal Government, to Cranston unprinted amendment No. 1047, in the nature of a substitute bill. Page 36802

Pages 36802, 36805–36807

Bill Indefinitely Postponed: Senate vacated its action of Wednesday, November 2, 1977, when it passed S.J. Res. 82, to approve the Presidential decision on an Alaska natural gas transportation system, and the resolution was then indefinitely postponed. Page 36805

Presidential Messages: Senate received two messages from the President, as follows:

Transmitting the annual World Weather Plan describing activities and accomplishments and outlining the planned participation of Federal agencies for the coming fiscal year—referred to the Committee on Commerce, Science, and Transportation (PM-129); and Page 36812

Transmitting additional amendments to his Reorganization Plan No. 2 of 1977, calling for the establishment of an International Communications Agency—referred to the Committee on Governmental Affairs (PM-130). Page 36812

Bills Referred: Sundry House-passed measures were referred to appropriate Senate committees. Page 36814

Messages From the House: Page 36813

Amendments Submitted for Printing: Pages 36834–36835

Statements on Introduced Bills: Pages 36815–36832

Additional Statements: Pages 36835–36893

Nomination: Senate received the nomination of Howard A. Heffron, of Maryland, to be Director of the Office of Rail Public Counsel. Page 36893

Record Votes: Six record votes were taken today. Pages 36755, 36763, 36764, 36768, 36785, 36786

Recess: Senate met at 8 a.m. and recessed at 6:55 p.m. Page 36893

Committee Meetings

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of Stella B. Hackel, of Vermont, to be Director of the Mint, and Joseph F. Timilty, of Massachusetts, to be Chairman of the National Commission on Neighborhoods, after the nominees testified and answered questions on their own behalf. Senators Stafford and Leahy introduced Ms. Hackel, and Senator Brooke and Representative Burke of Massachusetts introduced Mr. Timilty.

PUBLIC BUILDING

Committee on Environment and Public Works: Committee agreed to a motion to authorize the construction of a Federal building in Springfield, Mass.

SALT NEGOTIATIONS

Committee on Foreign Relations: Committee, in closed session, received a briefing from Secretary of State Cyrus Vance on the current status of the SALT II negotiations.

Committee recessed subject to call.

COMMITTEE BUSINESS

Committee on Governmental Affairs: Committee ordered favorably reported the following measures:

S. 1704, to provide for two additional Assistant Secretaries of Agriculture;

S. 1730, to provide for an additional Assistant Secretary in the Department of the Treasury; and

S. 1264, to establish policies, methods, and criteria for the acquisition of property and services by executive agencies (amended).

Committee agreed to report unfavorably S. Res. 293, disapproving the President's Reorganization Plan No. 2, to consolidate the State Department's Bureau of Cultural Affairs and the USIA into an International Communications Agency, transmitted to the Congress on October 12, 1977, and as amended on November 1, 1977. The effect of this action would express Senate approval of this plan.

NATIONAL LABOR RELATIONS ACT

Committee on Human Resources: Subcommittee on Labor resumed hearings on S. 1883 and S. 1855, to strengthen the remedies and expedite procedures under the National Labor Relations Act, receiving testimony from Lane Kirkland, AFL-CIO, Washington, D.C.; Steve Schlossberg, United Automobile, Aerospace and Agricultural Implement Workers, Leo J. Gehrig, American Hospital Association, both of Washington, D.C.; John Duffy, Davenport, Iowa, representing the National Council of Investigation and Security Services, and National Burglar and Fire Alarm Association; William L. Cole, Atlanta, representing the National Armored Car Association; John C. Schanzle, St. Louis, Independent Armored Car Operators Association; Donald L. Janis, Briarcliff, N.Y., Committee of National Security Companies; and George J. Tichy II, San Francisco, representing Western States Meat Packers Association, Northern California Grocers Association, and Nisei Farmers League.

Hearings continue tomorrow.

PANAMA CANAL

Committee on the Judiciary: Subcommittee on Separation of Powers resumed hearings to receive testimony on issues associated with executive branch negotiations for the disposition of property of the United States in the Isthmus of Panama, receiving testimony from Dr. Raoul Berger, Harvard Law School, Cambridge, Mass.

Subcommittee will meet again on Tuesday, November 15.

House of Representatives

Chamber Action

Bills Introduced: 98 public billls, H.R. 9929–10026; 5 private bills, H.R. 10027–10031; and 19 resolutions, H.J. Res. 648–654, H. Con. Res. 397–405, and H. Res. 897–909 were introduced. Pages 37032–37036

Bills Reported: Reports were filed as follows:

Report entitled "Interim Report on the Standardization and Interoperability of NATO Military Equipment (H. Rept. 95–806);

Report entitled "Improving Internal Auditing in the Department of the Army" (H. Rept. 95–807);

H.R. 7700, to establish Congressional review of postal rate decisions, to increase Congressional oversight of the U.S. Postal Service, and to abolish the Board of Governors of the U.S. Postal Service, amended (H. Rept. 95–808);

H.J. Res. 489, amended, a private resolution (H. Rept. 95–809); and

Conference report on S. 1750, Saccharin Study and Labeling Act (H. Rept. 95–810). Page 37032

Social Security Financing: Objection was heard to a unanimous-consent request that when the House receives from the Senate H.R. 9346, Social Security Financing Amendments of 1977, with the Senate amendments thereto, that it be in order on any day the House is in session to disagree to the Senate amendments, agree to or request a conference, and appoint conferees. Page 36894

Veterans Pensions: House receded from its amendment to the Senate amendment to H.R. 7345, to increase the rates of disability and death pensions and to increase the rates of dependency and indemnity compensation for parents; and agreed to the Senate amendment with amendments—returning the measure to the Senate. Pages 36896–36897

Presidential Message—Reorganization Plan No. 2: Received and read a message from the President wherein he transmits to Congress amendments to Reorganization Plan No. 2—referred to the Committee on Government Operations and ordered printed (H. Doc. 95–254). Page 36897

U.S.-Mexico Fishery Agreement: House disagreed to the Senate amendment to H.R. 9794, to bring the governing international fishery agreement with Mexico within the purview of the Fishery Conservation Zone Transition Act. Earlier, objection was heard to a unanimous-consent request that the House agree to the Senate amendment. Pages 36898–36899

Fishermen's Protective Act: House cleared for the President S. 1184, to amend section 7(e) of the Fishermen's Act of 1967; by agreeing to the Senate amendment to the House amendments thereto. Page 36899

OPIC: House continued consideration of H.R. 9179, Overseas Private Investment Corporation Amendments Act of 1977; but came to no resolution thereon.

Agreed To:

An amendment requiring that at least 50 percent of all insurance, reinsurance, guaranties, or financing activities go to United States small businesses (agreed to by a recorded vote of 285 ayes to 111 noes, Roll No. 736); and

An amendment, as amended by a substitute (substitute was amended by a division vote of 29 ayes to 13 noes), that prohibits loans, insurance, or financing for OPIC countries which have a record of gross violations of human rights.

Rejected an amendment that sought to terminate OPIC on September 30, 1980. Pages 36899–36918

Alaska Native Claims: House cleared for the President H.R. 8499, to amend the Alaska Native Claims Settlement Act; by agreeing to the Senate amendments thereto. Pages 36918–36919

Energy: House disagreed to the Senate amendments to H.R. 5263, to suspend until the close of June 30, 1980, the duty on certain bicycle parts; and asked a conference with the Senate. Appointed as conferees: Representatives Ullman, Ashley, Staggers, Bolling, Foley, Rostenkowski, Vanik, Corman, Waggonner, Rangel, Dingell, Rogers, Eckhardt, Sharp, Moffett, Charles Wilson of Texas, Reuss, Archer, Steiger, Anderson of Illinois, Brown of Ohio, Horton, Wydler, Brown of Michigan, and Collins of Texas. Earlier, objection was heard to a unanimous-consent request to disagree to the Senate amendments and ask a conference on the aforesaid bill. Pages 36894–36896, 36919

Hubert H. Humphrey: Pursuant to a unanimous-consent agreement of November 1, the House recessed at 2:19 p.m. to receive Senator Hubert H. Humphrey; and reconvened at 3:45 p.m. Page 36920

Folger Shakespeare Library: House passed H.R. 9836, to authorize the Architect of the Capitol to furnish chilled water to the Folger Shakespeare Library. Page 36928

Unlawful Corporate Payments: House insisted on its amendments to S. 305, to amend the Securities Exchange Act of 1934 to require issuers of securities registered pursuant to section 12 of such Act to maintain accurate records, and to prohibit certain bribes; and agreed to the conference asked by the Senate. Appointed as conferees: Representatives Staggers, Eckhardt, Metcalf, Krueger, Carney, Devine, and Broyhill. Pages 36928–36929

Cargo Air Service: Objection was heard to a unanimous-consent request for the consideration of H.R. 9851, to amend the Federal Aviation Act of 1958 to improve cargo air service. Page 36929

G.I. Bill Improvements: House agreed, with amendment, to the Senate amendment to H.R. 8701, G.I. Bill Improvements Act of 1977—returning the measure to the Senate. Pages 36929–36952

Printing: House cleared the following resolutions authorizing printing, by agreeing to the Senate amendments thereto:

H. Con. Res. 182, providing for the printing as a House document of the pamphlet entitled "Black Americans in Congress";

H. Con. Res. 190, to provide for the printing of the brochure entitled "How Our Laws Are Made";

H. Con. Res. 204, to authorize the printing of a revised edition of "Our Flag" as a House document;

H. Con. Res. 205, to authorize the printing of a revised edition of "Our American Government" as a House document;

H. Con. Res. 217, to provide for the printing of a revised edition of "The Constitution of the United States of America"; and

H. Con. Res. 222, to authorize the printing of a revised edition of "The Capitol," as a House document. Page 36952

Printing: House agreed to the following resolutions authorizing printing:

H. Res. 837, authorizing the printing of the committee print entitled "The Coordination of United States International Economic Policy";

H. Res. 662, authorizing the printing as a House document the dedication ceremony of the portrait of the Honorable Peter W. Rodino, Junior, chairman, Committee on the Judiciary;

S. Con. Res. 52, authorizing the printing of additional copies of the booklet entitled "The Senate Chamber, 1810–1859"—clearing the measure for the President; and

S. Con. Res. 53, authorizing the printing of additional copies of hearings entitled "Panama Canal Treaties"—clearing the measure for the President. Pages 36952–36954

Land and Water Resources: House cleared for the President S. 106, to provide for furthering the conservation, protection, and enhancement of the Nation's land, water, and related resources for sustained use; by agreeing to the Senate amendments to the House amendments thereto. Page 36954

Select Committee on Population: House agreed to H. Res. 843, to provide for the expenses of investigations and studies to be conducted by the Select Committee on Population.

Agreed to the committee amendment in the nature of a substitute. Pages 36954–36955

River Basin Plans: House passed S. 2281, authorizing an increase in the monetary authorization for nine comprehensive river basin plans—clearing the measure for the President. Pages 36955–36956

ConRail Medical Payments: House agreed to H. Res. 632, providing for the consideration of H.R. 5646, requiring ConRail to make premium payments under certain medical and life insurance plans. Page 36956

Rail Public Counsel Authorization: House agreed to H. Res. 633, providing for the consideration of H.R. 5798, authorizing appropriations for the Office of Rail Public Counsel. Pages 36956–36957

Medicine Bow Survey: House cleared for the President H.R. 2501, to provide for the amendment of the public survey records to eliminate a conflict between the official cadastral survey and a private survey of the so-called Wold Tract within the Medicine Bow National Forest, Wyoming; by agreeing to the Senate amendments thereto. Page 36957

Labor-HEW Appropriations: House disagreed to the Senate amendment to the House amendment to the Senate amendment No. 82 to H.R. 7555, making appropriations for the Departments of Labor, and Health, Education, and Welfare, for fiscal year 1978—returning the measure to the Senate.

Previously, by a yea-and-nay vote of 172 yeas to 193 nays, Roll No. 739, rejected a preferential motion that the House agree to the Senate amendment to the House amendment to the Senate amendment No. 82.

H. Res. 893, providing for the consideration of the conference report on H.R. 7555, was agreed to earlier by a yea-and-nay vote of 361 yeas to 9 nays, Roll No. 738.

Pages 36957–36966

Nuclear Regulatory Commission Authorization: House agreed to the conference report on S. 1131, to authorize appropriations for the Nuclear Regulatory Commission for the fiscal year 1978—clearing the measure for Senate action.

Subsequently, House agreed to H. Con. Res. 397, correcting the enrollment of S. 1131. Pages 36966–36968

Continuing Appropriations: House passed H.J. Res. 643, making further continuing appropriations for the fiscal year 1978.

Agreed to an amendment that provides continuing appropriations for the Departments of Labor, and Health, Education, and Welfare, and for the Disaster Loan Fund of the Small Business Administration.

H. Res. 892, providing for the consideration of the resolution, was agreed to earlier by a yea-and-nay vote of 344 yeas to 5 nays, Roll No. 740. Pages 36969–36971

Saccharin Ban: House agreed to the conference report on S. 1750, Saccharin Study and Labeling Act—clearing the measure for Senate action. Pages 36971–36978

Railway Association Authorization: House agreed to the Senate amendments to H.R. 4049, to authorize additional appropriations for the United States Railway Association, with amendments—returning the measure to the Senate. Pages 36978–36980

Mass Transportation Assistance: House cleared for the President H.R. 8346, to amend the Urban Mass Transportation Act of 1964 to revise the program of Federal operating assistance provided under section 17 of such Act; by agreeing to the Senate amendment thereto. Pages 36980–36982

Presidential Message—World Weather Plan: Received and read a message from the President wherein he transmits the annual World Weather Plan—referred to the Committee on Science and Technology. Page 36982

Adjournment: Adjourned at 7:42 p.m.

Committee Meetings

RESOURCES PLANNING ACT

Committee on Agriculture: Subcommittee on Forests met and adopted a subcommittee report on oversight hearings on implementation of the Resources Planning Act.

FOREIGN OPERATIONS—AID

Committee on Appropriations: Subcommittee on Foreign Operations met for briefing on AID.

COST VARIATION REPORTS—REAL ESTATE PROJECTS

Committee on Armed Services: Subcommittee on Military Installations and Facilities met and approved for full committee action 3 cost variation reports; 2 disposals and 3 acquisitions.

EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 15, to extend for 5 years certain elementary, secondary, and other education programs, with testimony from public witnesses.

Hearings continue Tuesday, November 8.

COMMITTEE BUSINESS

Select Committee on Ethics: Met for consideration of advisory opinions on financial disclosure rule.

REORGANIZATION PLAN NO. 2

Committee on Government Operations: Met and ordered reported to the House H. Res. 827, Disapproving Reorganization Plan No. 2 of 1977, with the recommendation that it not be approved.

COMMITTEE REPORTS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources met and approved for full committee action reports entitled "Dam Safety," and "Aircraft Noise and the Concorde."

COMMITTEE BUSINESS

Permanent Select Committee on Intelligence: Met in executive session on committee business.

NATIONAL CRUDE OIL SUPPLY AND TRANSPORTATION ACT

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House H.R. 9203 amended, National Crude Oil Supply and Transportation Act of 1977.

ALASKA NATIONAL INTEREST LANDS CONSERVATION ACT

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Alaska Lands continued consideration of H.R. 39, Alaska National Interest Lands Conservation Act, and postponed further action until later in the month when Congress returns.

GRAZING FEE MORATORIUM

Committee on Interior and Insular Affairs: Subcommittee on Indian Affairs and Public Lands held a hearing on and approved for full committee action, without amendment, H.R. 9757, Grazing Fee Moratorium of 1977. Testimony was heard from Guy Martin, Department of Interior; and Rupert Cutler, Department of Agriculture.

BROADCASTING ASPECTS OF SPORTS EVENTS

Committee on Interstate and Foreign Commerce: Subcommittee on Communications continued hearings on broadcasting aspects of sports events. Testimony was heard from representatives of networks.

COMMITTEE BUSINESS

Committee on Interstate and Foreign Commerce: Met and approved for full committee action a joint report of the Subcommittees on Oversight and Investigations and Consumer Protection and Finance entitled "Oversight of the Functioning and Administration of the Securities Acts Amendments of 1975"; and acted on other committee business.

MAGISTRATE ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued but did not complete action on S. 1613, Magistrate Act of 1977.

GRAND JURY REFORM TESTIMONY

Committee on the Judiciary: Subcommittee on Immigration, Citizenship and International Law met and agreed to release executive testimony on the Grand Jury Reform legislation for printing in the committee hearing record.

UNITED STATES-CANADIAN NEGOTIATIONS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment met in executive session for briefing on United States-Canadian negotiations regarding maritime boundaries, fisheries resources and other related matters, by Ambassador Lloyd N. Cutler, United States Negotiator.

PRELIMINARY FISHERY MANAGEMENT PLAN FOR ATLANTIC MACKEREL

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment met in executive session for briefing by representatives of the National Fisheries Service on the Preliminary Fishery Management Plan for Atlantic Mackerel.

SOLAR HEATING AND COOLING DEMONSTRATION ACT

Committee on Science and Technology: Subcommittee on Advanced Energy Technologies and Energy Conservation R.D. & D. held an oversight hearing on the Solar Heating and Cooling Demonstration Act of 1974. Testimony was heard from Donald Beattie, Acting Assistant Secretary for Conservation and Solar, Department of Energy; Frank Scaduto, Sheet Metal Workers International Association; and William F. Bergman, Solar Energy Industries Association.

ROLE OF NATIONAL LABORATORIES IN ENERGY RESEARCH

Committee on Science and Technology: Subcommittee on Fossil and Nuclear Energy Research, Development and Demonstration continued hearings on the role of the national laboratories in energy research and development. Testimony was heard from directors of Argonne National Laboratory; Oak Ridge National Laboratory; Pacific Northwest National Laboratory, and Sandia National Laboratory.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session on committee business.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued hearings on H.R. 9030, Jobs and Income Act, with testimony from public witnesses.

Hearings continue tomorrow.

U.S. TRADE DEFICIT

Committee on Ways and Means: Subcommittee on Trade held a hearing on U.S. trade deficit and problems in exports. Testimony was heard from Department and public witnesses.

Hearings continue tomorrow.

Joint Committee Meetings

ENERGY POLICY

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5146, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major in-

stallations, but did not complete action thereon and will meet again tomorrow.

WILDERNESS AREAS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 3454, to designate certain endangered public lands for preservation as wilderness, but did not complete action thereon and will meet again on Tuesday, November 29.

APPROPRIATIONS—SUPPLEMENTAL

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of H.R. 9375, making supplemental appropriations for fiscal year 1978.

Friday, November 4, 1977

Senate

Chamber Action

Routine Proceedings, pages 37090–37336

Bills Introduced: 15 bills and three resolutions were introduced, as follows: S. 2293–2307; S.J. Res. 98; and S. Res. 323–324. Pages 37093, 37233, 37253

Bills Reported: Reports were made as follows:

S. 1704, to provide for two additional Assistant Secretaries of Agriculture, with amendments (S. Rept. 95–598).

S. 1730, to provide for an additional Assistant Secretary of the Treasury (S. Rept. 95–599).

S. Con. Res. 26, declaring a state of war against amyotropic lateral sclerosis, with an amendment (S. Rept. 95–600). Page 37232

Bills Passed:

VA Physicians and Dentists Pay: Senate passed and returned to the House H.R. 8175, to extend certain provisions of the Veterans' Administrative Physicians and Dentists Pay Comparability Act, after agreeing to Cranston amendment No. 1620, (formerly U.P. No. 1047) in the nature of a substitute bill. Page 37099

By 37 yeas to 48 nays, Senate rejected Mathias amendment No. 1621 (to Cranston amendment No. 1620), to provide uniformity in the pay of physicians and dentists employed throughout the Federal Government. Page 37100

Pages 37099–37102

Continuing Appropriations: Senate passed without amendment and cleared for the President H.J. Res. 643, making further continuing appropriations for fiscal year 1978. Pages 37142–37145

Oregon Forest System: Senate passed without amendment and cleared for the President H.R. 7074, to provide improved administration of certain National Forest System lands in Oregon. Page 37131

Social Security Financing: By 42 yeas to 25 nays, Senate passed H.R. 9346, proposed Social Security Financing Amendments of 1977, after taking action on additional proposed amendments, as follows:

Adopted:

(1) By 57 yeas to 28 nays, Danforth unprinted amendment No. 1050, to reduce the employment tax on States and nonprofit organizations by 10 percent of the amount of tax which such State or organization would otherwise pay (motion to table rejected by 34 yeas to 51 nays); Page 37096

(2) By 79 yeas to 4 nays, Goldwater U.P. No. 1052, as amended, to repeal the earnings limitation for individuals aged 70 and over; Page 37132

(3) By 59 yeas to 28 nays, Church U.P. No. 1054, in the nature of a substitute for Goldwater U.P. No. 1052 (motion to table rejected by 33 yeas to 53 nays); Page 37131

(4) Bayh U.P. No. 1056, to liberalize conditions governing eligibility of blind persons to receive disability benefits; Page 37138

(5) Wallop U.P. No. 1058, to eliminate the reduction in disability benefits on account of receipt of workmen's compensation; Page 37141

(6) By 60 yeas to 12 nays, Roth U.P. No. 1057, as amended, to provide a tax credit for college tuition costs; Page 37145

(7) Bumpers U.P. No. 1061 (to U.P. No. 1057), to provide a refundable tax credit for college tuition to citizens who pay no income tax or who pay less than $250; Page 37154

(8) By 50 yeas to 21 nays, Church U.P. No. 1062, to authorize semiannual cost of living increases in Social Security benefits; Page 37156

(9) Williams U.P. No. 1063, to add New Jersey to the list of States which allow public employees to obtain Social Security coverage under the Divided Retirement System; Page 37162

(10) Allen U.P. No. 1064, authorizing payments to States of an amount equal to moneys expended by such States for erroneous supplemental benefits payments; Page 37163

(11) By 44 yeas to 26 nays, Danforth U.P. No. 1065, to authorize funds for the amount by which the tax on States and nonprofit organizations is reduced; Page 37164

(12) Chiles U.P. No. 1067, adding a new title providing for elimination of the retirement test monthly

measure except for the initial year in which monthly benefit is received; Page 37187

(13) Chiles U.P. No. 1068, to provide for freeze of the minimum benefit at the December 1978 level; Page 37188

(14) Nelson U.P. No. 1069, to correct a technical error in the bill; Page 37189

(15) Griffin U.P. No. 1070, to provide coverage under Medicare of certain devices serving the same or similar purpose as that performed by a wheelchair; and Page 37189

(16) Dole U.P. No. 1071, to modify certain Federal Election Commission rulings with regard to honoraria. Page 37190

Rejected:

(1) By 42 yeas to 43 nays, Moynihan U.P. No. 1051, to provide substitute language for section 305, which provides for a more specific earned income disregard; Page 37103

(2) Curtis U.P. No. 1055, in the nature of a substitute, increasing the Social Security tax rate by ½ percent, to be shared equally by employers and employees, and increasing the wage base (tabled by 42 yeas to 41 nays); Page 37136

(3) Kennedy U.P. No. 1059 (to Roth U.P. No. 1057), to limit the maximum deduction for educational expenses (tabled by 49 yeas to 26 nays); Page 37150

(4) Kennedy U.P. No. 1060 (to Roth U.P. No. 1057), to provide an adjusted gross income limitation on the college tuition credit (tabled by 52 yeas to 21 nays); Page 37152

(5) Allen amendment No. 1619, to provide that 50 percent of the amount that employees pay as Social Security shall be deductible against income subject to Federal income taxes; Page 37163

(6) By 29 yeas to 43 nays, Javits amendment No. 1550, calling for a six-month extension, through April 30, 1978, of the Emergency Unemployment Compensation Program; Page 37175

(7) Tower U.P. No. 1066 in the nature of a substitute bill (tabled by 48 yeas to 21 nays); Page 37180

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Long, Ribicoff, Nelson, Haskell, Moynihan, Curtis, Roth, and Laxalt. Page 37200

Pages 37095–37098, 37102–37133, 37136–37142, 37145–37164, 37175–37200

Medical Students: By 57 yeas to 2 nays, Senate passed H.R. 9418, to require an increase in the enrollment of third-year medical students in school year 1978–79 as a condition to receiving capitation grants under section 770 of the Public Health Service Act, after striking all after the enacting clause and inserting in lieu thereof text of Senate companion measure S. 2159, which had at first been amended by adoption of committee amendment in the nature of a substitute, and three additional amendments, as follows:

(1) Mathias amendment No. 1614; Page 37204

(2) Schweiker unprinted amendment No. 1072, to separate student loan programs from schools' capitation funds; Page 37207

(3) Schweiker U.P. No. 1073, to provide for unbiased consideration of applicants to medical schools with respect to their views on abortion; and Page 37208

(4) Kennedy U.P. No. 1074, to the title of the bill. Page 37211

Senate insisted on its amendments, requested conference with the House, and appointed as conferees Senators Kennedy, Pell, Nelson, Hathaway, Williams, Cranston, Riegle, Eagleton, Schweiker, Javits, Chafee, Stafford, Hatch, and Hayakawa. Page 37211

S. 2159 was then indefinitely postponed.

Pages 37200–37212

Private Bill: Senate agreed to S. Res. 225, to refer to the Court of Claims S. 1894, a private bill. Page 37227

Safe Containers: Committee on Commerce, Science, and Transportation was discharged from the further consideration of H.R. 8159, to implement the provisions of the International Container Convention, and the bill was then passed after agreeing to Robert C. Byrd unprinted amendment No. 1076, to strike all after the enacting clause and insert in lieu thereof the text of Senate companion bill, S. 1597, as passed by the Senate on November 1. Pages 37227-37229

Amyotrophic Lateral Sclerosis: Senate agreed to S. Con. Res. 26, declaring a state of war against amyotrophic lateral sclerosis. Pages 37229–37231

Enrollment Correction: By unanimous consent it was agreed that when Senate receives a House concurrent resolution (H. Con. Res. 419) authorizing corrections in the enrollment of H.R. 7345, to increase the rates of disability and death pensions for veterans, the resolution be considered as having been agreed to. Page 37335

Calendar Call: On call of the Calendar, Senate passed the following bills:

Without amendment and cleared for the President

Courts of Appeal: H.R. 2770, to provide accommodations to judges of the Courts of Appeals of the United States at places other than those where regular terms are authorized by law to be held; Pages 37217–37218

Nevada Indian Land: H.R. 6348, to convey certain Federal land in Nevada to the Ely Indian Colony; and Pages 37226–37227

Private Bill: H.R. 2661, a private bill. Page 37222

With Amendment and Returned to the House

Private Bills: H.R. 3313 and 5555, private bills. Page 37222

Without Amendment and Sent to the House

Private Bills: S. 405, 432, and 1401, private bills. Page 37222

With Amendment and Sent to the House

Bilingual Court Proceedings: S. 1315, to provide more effectively for bilingual proceedings in district courts of the United States also agreed to Baker (for Dole) unprinted amendment No. 1075; Pages 37213–37216

Indian Education: S. 1215, to provide grants to Indian-controlled post-secondary educational institutions; Pages 37218–37220

Administrative Conference of the United States: S. 1792, to remove the annual authorization ceiling on the Administrative Conference of the United States; Pages 37220–37222

Indian Children: S. 1214, to establish standards for the placement of Indian children in foster or adoptive homes; and Pages 37223–37226

Private Bills: S. 1154, 1563, 1052, 973, and 833. Pages 37216–37217, 32222–37223

Child Pornography: Senate agreed to the conference report on S. 1585, to make unlawful the use of minors engaged in sexually explicit conduct for the purpose of promoting any film or printed material, thus clearing the measure for action of the House. Pages 37133–37136

Saccharin Study: Senate agreed to the conference report on S. 1750, to provide for studies of the issues relating to the use, labeling, and advertising of saccharin, thus clearing the measure for the President. Page 37145

Veterans Education Benefits: Senate agreed to the House amendment to the Senate amendment to H.R. 8701, to increase education assistance allowances for veterans, thus clearing the measure for the President. Pages 37165–37175

Aircraft Engine Importation: Senate receded from its amendments to H.R. 422, providing duty-free treatment for any aircraft engine used as a temporary replacement for an engine being overhauled in the United States if duty was paid on such replacement engine during a previous importation, thus clearing the measure for the President. Page 37200

Rail Reorganization: Senate agreed to the House amendment to the Senate amendment to H.R. 4049, authorizing funds for fiscal year 1978 for the U.S. Railway Association, and for the Office of Rail Public Counsel within the Interstate Commerce Commission, thus clearing the measure for the President. Page 37229

Energy Tax Act: Senate insisted on its amendment to H.R. 5263, to provide tax incentives for the production and conservation of energy, agreed to conference with the House, and appointed as conferees Senators Long, Talmadge, Ribicoff, Gravel, Bentsen, Hathaway, Matsunaga, Moynihan, Curtis, Hansen, Dole, Packwood, and Laxalt. Page 37098

U.S.-Mexico Fishery Agreement: Senate insisted on its amendment to H.R. 9794, to bring the Governing International Fishery Agreement with Mexico within the purview of the Fishery Conservation Zone Transition Act. Page 37131

Senate Authorizations: Authority was granted until noon on Tuesday, Nov. 29, 1977, for the Secretary of the Senate to receive and refer messages from the President and House of Representatives, and the Vice President, President pro tempore, acting President pro tempore, or Deputy President pro tempore are authorized to sign duly-enrolled bills and joint resolutions. Page 37334

Also unanimous consent agreement was reached that for the remainder of this session of the Congress, no motion to proceed to consider a calendar order will be in order unless cleared by the leadership. Page 37335

Bill Held At Desk: H. Con. Res. 397, authorizing correction in the enrollment of S. 1131, authorizing funds for fiscal year 1978 for the Nuclear Regulatory Commission, was received and held at the Desk. Page 37229

Messages From the House: Pages 37231–37232

Amendments Submitted for Printing: Pages 37253–37257

Executive Communications: Page 37232

Statements on Introduced Bills: Pages 37233–37252

Additional Statements: Pages 37257–37333

Confirmations: Senate confirmed the following nominations:

Livingston L. Biddle, Jr., of the District of Columbia, to be Chairman of the National Endowment for the Arts;

Donald E. Stingel, of Pennsylvania, to be a member of the Board of Directors of the Export-Import Bank of the United States;

Joseph F. Timilty, of Massachusetts, to be Chairman of the National Commission on Neighborhoods;

Stella B. Hackel, of Vermont, to be Director of the Mint; and

Tyrone Brown, of the District of Columbia, to be a member of the Federal Communications Commission. Page 37338

Nominations: Senate received the following nominations:

James K. Logan, of Kansas, to be U.S. circuit judge for the tenth circuit;

Robert S. Vance, of Alabama, to be U.S. circuit judge for the fifth circuit; and

Numerous nominations in the Navy and Coast Guard. Pages 37336–37338

Record Votes: 17 record votes were taken today. Pages 37098, 37100, 37106, 37130–37131, 37132, 37138, 37154, 37155, 37162, 37165, 37180, 37187, 37199–37200, 37211

Recess: Senate met at 8:55 a.m. and recessed at 11:59 p.m. Page 37336

Committee Meetings

APPROPRIATIONS—CONTINUING

Committee on Appropriations: Committee met to discuss H.J. Res. 643, making continuing appropriations for fiscal year 1978, which was subsequently passed by the Senate today.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee held hearings on the nominations of Mortimer L. Downey III, of Virginia, to be Assistant Secretary of Transportation for Budget and Programs and Frank H. Neel, of Georgia, James R. Mills, of California, Harry T. Edwards, of Michigan, Charles Luna, of Texas, Anthony Haswell, of Illinois, and Ronald G. Nathan, of the District of Columbia, each to be a Member of the Board of Directors of The National Railroad Passenger Corporation where the nominees testified and answered questions on their own behalf. Secretary of Transportation Brock Adams introduced Mr. Downey to the committee.

Committee recessed subject to call.

LABOR UNION INSURANCE PREMIUMS

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings with regard to the awarding of labor union insurance contracts, receiving further testimony from Len Teeuws, Tolley International Corporation, Indianapolis.

Hearings were recessed subject to call.

NATIONAL LABOR RELATIONS ACT

Committee on Human Resources: Subcommittee on Labor continued hearings on S. 1883 and S. 1855, to strengthen the remedies and expedite procedures under the National Labor Relations Act, receiving testimony from Senator Thurmond; William Bradley, Denville, New Jersey; Professor Stephen Goldberg, Northwestern University Law School, Evanston, Illinois; Professor Howard Lesnick, University of Pennsylvania Law School, Philadelphia; Milton Teasdale, Pawtucket, representing the Rhode Island Workers Union; Dr. Henry Ponder, Benedict College, Columbia, South Carolina; William W. Winpisinger, International Association of Machinists and Aerospace Workers, AFL–CIO, and Hugh Harley, United Electrical, Radio and Machine Workers of America, both of Washington, D.C.; and David Livingston, Distributive Workers of America, New York City.

Hearings were adjourned subject to call.

EDUCATION AMENDMENTS

Committee on Human Resources: Subcommittee on Education, Arts, and the Humanities resumed hearings on S. 1753, to extend and amend the Elementary and Secondary Education Act, receiving testimony from Senator Domenici; and Albert Shanker, American Federation of Teachers, Washington, D.C.

Hearings were recessed subject to call.

ANTITRUST LEGISLATION

Committee on the Judiciary: Subcommittee on Antitrust and Monopoly resumed consideration of S. 1874, to allow consumers and other parties who have not dealt directly with an antitrust violator to recover their damages under the antitrust laws, and again agreed to report this measure to the full committee without recommendation.

NOMINATION

Committee on Rules and Administration: Committee resumed hearings on the nomination of Samuel D. Zagoria, of Maryland, to be a member of the Federal Election Commission, receiving testimony from Representative Frenzel.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 32 public bills, H.R. 10032–10063; and 10 resolutions, H.J. Res. 655–657, H. Con. Res. 406–408, and H. Res. 910–913 were introduced. Pages 37088–37089

Report Filed: One report was filed as follows: Conference report on S. 1585, Protection of Children Against Sexual Exploitation Act of 1977 (H. Rept. 95–811). Pages 37074–37076

Journal: By a yea-and-nay vote of 284 yeas to 14 nays, with 1 voting "present", Roll No. 742, the House approved the Journal of Thursday, November 3. Pages 37061–37062

Hungarian Crown: Objection was heard to the con-

sideration of H.R. 7983, Hungarian Crown of Saint Stephen Protection Act. Pages 37064–37066

Recess: House recessed subject to the call of the Chair at 11:10 a.m. and reconvened at 12:30 p.m. Page 37066

Employee Retirement Benefits: Objection was heard to a request that the House agree to the Senate amendments to H.R. 9378, to amend title IV of the Employee Retirement Income Security Act of 1974 to postpone for 2 years, the date on which the corporation first begins paying benefits under terminated multiemployer plans. Page 37066

VA Physicians and Dentists Pay: House agreed to the Senate amendments to H.R. 8175, to extend certain provisions of the Veterans' Administrative Physicians and Dentists Pay Comparability Act—clearing the measure for the President. Pages 37067–37070

Bills Referred: H.R. 7308, 5632, and 5794, all relating to court approval for the use of electronic surveillance to obtain foreign intelligence information, were concurrently referred to the Permanent Select Committee on Intelligence. Pages 37070–37071

Recess: Objection was heard to a request that the House recess until 2 p.m. Page 37071

Adjournment: By a division vote of 21 ayes to 124 noes, the House rejected a motion to adjourn. Page 37072

Recess: House recessed at 1:20 p.m. and reconvened at 2 p.m. Pages 37072–37073

National Day of Prayer: By a voice vote, the House agreed to S.J. Res. 81, requesting the President to designate the third Thursday in December of 1977 as the "National Day of Prayer for the Year 1977"—clearing the measure for the President. Page 37073

Late Report: Objection was heard to a request that the Committee on Rules have until midnight Tuesday, November 8, to file certain privileged reports. Page 37074

Resignation: Read and accepted a letter whereby Representative Scheuer resigns as a member of the Select Committee on Narcotics Abuse and Control. Subsequently, Representative Zeferetti was appointed to fill the existing vacancy. Page 37076

Recess: House recessed at 2:51 p.m. and reconvened at 2:58 p.m. Page 37076

Enrolled Bills and Joint Resolutions: It was made in order for the Speaker to sign enrolled bills and joint resolutions, notwithstanding the adjournment of the House from Friday to Tuesday, November 8. Page 37077

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 37062

Adjournment: Adjourned at 3:15 p.m.

Committee Meetings

EXPORT LICENSING

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on Export Licensing: Foreign Availability of Stretch Forming Presses. Testimony was heard from representatives of Departments of State, Commerce and Defense, and public witnesses.

ERA RATIFICATION EXTENSION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on H.J. Res. 638, extending the ratification period for the proposed Equal Rights Amendment. Testimony was heard from Charles L. Black, Jr., Sterling Professor of Law, and Thomas I. Emerson, Professor Emeritus, Yale Law School.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform concluded hearings on H.R. 9030, Jobs and Income Act, with testimony from public witnesses.

U.S. TRADE DEFICIT

Committee on Ways and Means: Subcommittee on Trade concluded hearings on U.S. trade deficit and problems in exports with testimony from USDA and public witnesses.

Joint Committee Meetings

EMPLOYMENT-UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the employment-unemployment situation for October, receiving testimony from Julius Shiskin, Commissioner, Bureau of Labor Statistics, Department of Labor; and Courtenay Slater, Chief Economist, Department of Commerce.

Hearings were recessed subject to call.

APPROPRIATIONS—SUPPLEMENTAL

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 9375, making supplemental appropriations for fiscal year 1978.

ENERGY POLICY

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5146, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations, but did not complete action thereon and will meet again on Monday, November 7.

Tuesday, November 8, 1977

Senate

Chamber Action

Routine Proceedings, pages 37455–37471

Bills Introduced: Five bills were introduced as follows: S. 2308–S. 2312. Page 37456

Bills Reported: Reports were made as follows:

Conference Report on S. 1585, to make unlawful the use of minors engaged in sexually explicit conduct for the purpose of promoting any film or printed material (S. Rept. 95-601, filed on Friday, November 4).

H.R. 3215, a private bill (S. Rept. 95-602). Page 37456

Presidential Message: On Saturday, November 5, during its recess, Senate received Presidential veto message on S. 1811, authorizing funds for fiscal year 1978 for nuclear programs of the Energy Research and Development Administration—ordered held at the desk and ordered printed as S. Doc. 95-73. Page 37456

Messages From the House: Page 37456

Statements on Introduced Bills: Pages 37457–37458

Additional Statements: Pages 37460–37471

Nominations: On Monday, November 7, Senate received the following nominations:

Stephen John Gage, of Maryland, to be an Assistant Administrator of the Environmental Protection Agency;

Thibaut de Saint Phalle, of New Jersey, to be a member of the Board of Directors of the Export-Import Bank of the United States;

William M. Isaac, of Kentucky, to be a member of the Board of Directors of the Federal Deposit Insurance Corporation; and

Routine Air Force nominations. Page 37471

Recess: Senate met at 10 a.m. and recessed at 10:03 a.m. Page 37471

Committee Meetings

SALT

Committee on Armed Services: Subcommittee on Arms Control met in closed session to receive testimony on the current status of SALT II negotiations from Secretary of Defense Harold Brown.

On Monday, November 4, Subcommittee in closed session received testimony on this subject from Secretary of State Cyrus Vance.

Subcommittee recessed subject to call.

DNA RESEARCH

Committee on Commerce, Science, and Technology: Subcommittee on Science, Technology, and Space resumed hearings to consider the effect of proposed legislation to regulate recombinant DNA research on the freedom of scientific inquiry and the conduct of basic research, receiving testimony from Frank Press, Director, Office of Science and Technology Policy, Executive Office of the President; Donald S. Fredrickson, Director, National Institutes of Health, Department of Health, Education, and Welfare; Margaret Mead, American Museum of Natural History, New York City; and William Rutter and Professor Herbert Boyer, both of the University of California at San Francisco.

Hearings continue on Thursday, November 10.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 10064–10068; 1 private bill, H.R. 10069; and 3 resolutions, H.J. Res. 658 and H. Con. Res. 409 and 410 were introduced. Pages 37499–37500

Bills Reported: Reports were filed as follows:

Conference report on H.R. 9375, making supplemental appropriations for fiscal year 1978 (H. Rept. 95-812);

H.R. 9713, to repeal provisions of title 10, United States Code, which impose certain restrictions on enlisted members of the armed forces and on members of military bands (H. Rept. 95-813); and Page 37449

H.R. 9203, to provide the means for selection of, and to expedite Federal permits and developments of, transportation systems to move Alaskan crude oil to Northern Tier and other inland States, amended (H. Rept. 95-814).

Speaker Pro Tempore: Read a letter from the Speaker wherein he designated Representative Brademas as Speaker pro tem for today. Page 37480

Receive and Sign: The Speaker was authorized to sign enrolled bills and joint resolutions and the Clerk was authorized to receive messages from the Senate notwithstanding the adjournment of the House until Tuesday, November 29. Page 37486

Late Report: The Committee on Interior and Insular Affairs received permission to file a report by 5 p.m. on Wednesday, November 9, on H.R. 9203, to provide the means for selection of, and to expedite Federal permits and developments of transportation systems to move Alaskan crude oil to Northern Tier and other States. Page 37487

Referrals: Twelve Senate-passed measures were referred to the appropriate House committees. Page 37499

Adjournment: Adjourned at 12:10 p.m.

Committee Meetings

JFK ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of President John F. Kennedy held an executive hearing, and will continue hearings tomorrow.

EDUCATION PROGRAMS

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 15, to extend for five years certain elementary, secondary, and other education programs. Testimony was heard from Representative Chisholm; HEW and public witnesses.

Hearings continue tomorrow.

ERA RATIFICATION EXTENSION

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on H.J. Res. 638, Extending the ratification period for the proposed Equal Rights Amendment. Testimony was heard from Professor Ruth Bader Ginsburg, Columbia University School of Law; Former Solicitor General Erwin N. Griswold; and Professor William W. Van Alstyne, College of William and Mary.

ANTIDUMPING ACT

Committee on Ways and Means: Subcommittee on Trade held an oversight hearing on the Antidumping Act of 1921. Testimony was heard from Representative Buchanan; Robert Meinheim, Treasury Department; Robert E. Chasen, Commissioner of Customs; and Robert Cornell and Bruce Hatton, International Trade Commission.

Joint Committee Meetings

ENERGY POLICY

Conferees, on Monday and Tuesday, November 7 and 8, continued to resolve the differences between the Senate- and House-passed versions of H.R. 5146, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations, but did not complete action thereon and will meet again tomorrow.

CLEAN WATER

Conferees, continued to resolve the differences between the Senate- and House-passed versions of H.R. 3199, proposed Clean Water Act, but did not complete action thereon and will meet again tomorrow.

Friday, November 11, 1977

Senate

Chamber Action

Recess: Senate met at 10 a.m., conducted no business, and recessed at 10:01 a.m. until 10 a.m. on Tuesday, November 15. Page 37532

Committee Meetings

MONETARY POLICY

Committee on Banking, Housing, and Urban Affairs: On November 9–11, Committee held oversight hearings on U.S. monetary policy receiving testimony on Wednesday from Arthur F. Burns, Chairman of the Board of Governors of the Federal Reserve System; on Thursday from Dr. Andrew F. Brimmer, Brimmer and Company, Washington, D.C.; and Robert V. Roosa, Brown Brothers Harriman & Co., New York City; and on Friday from Secretary of the Treasury W. Michael Blumenthal; Dr. Alice M. Rivlin, Director, Congressional Budget Office; and Richard Kaufman, General Counsel, and Dr. Thomas Dernburg, Senior Economist, both of the Joint Economic Committee staff on behalf of Representative Bolling.

Hearings were adjourned subject to call.

DNA RESEARCH

Committee on Commerce, Science, and Transportation: On Thursday, November 10, Subcommittee on Science, Technology, and Space concluded hearings for considering the effect of proposed legislation to regulate recombinant DNA research on the freedom of scientific inquiry and the conduct of basic research after receiving testimony from Harlyn Halvorson, Brandeis University, Waltham, Massachusetts; Oliver Smithies, University of Wisconsin, Madison; Frank Young, University of Rochester Medical Center, Rochester, New York; Marsha Cleveland, Natural Resources Defense Council, New York City; Robert Corman, New Jersey State Department of the Public Advocate, Trenton; David Newburger, Washington University Law School, St. Louis, Missouri; Ronald E. Cape, Cetus Corporation, Berkeley, California; Joseph A. Keyes, American Association of Medical Colleges, and Joseph Stetler, Pharmaceutical Manufacturers Association, both of Washington, D.C.; Susan Wright and Arthur Schwartz, University of Michigan, Ann Arbor, and Joseph Grady, Upjohn Company, Kalamazoo, all of Michigan.

NOMINATION

Committee on Energy and Natural Resources: On Wednesday, November 9, Committee held hearings on the nomination of Lynn R. Coleman, of the District of Columbia, to be General Counsel of the Department of Energy, where the nominee testified and answered questions on his own behalf.

Hearings were recessed subject to call.

FEDERAL RECLAMATION

Committee on Energy and Natural Resources: On Thursday, November 10, Committee held hearings on S.J. Res. 93 and 96, to postpone for 1 year termination of water deliveries from certain Federal reclamation projects, receiving testimony from Senator Nelson; Representative Burgener; Secretary of the Interior Cecil D. Andrus; John C. Datt, American Farm Bureau Federation, David Weiman, William T. Coleman, Jr., and Ron Kokinda, U.S. Labor Party, all of Washington, D.C.; Hubert G. White, National Water Resources Association, Townsend, Montana; Dr. Robert T. Parry, Security Pacific Bank, Los Angeles; O. J. Linde, Southern Pacific Land Company, San Francisco; and William McFarlane, California Westside Farmers, and George Ballis, National Land for People, both of Fresno, California.

Hearings were recessed subject to call.

FLOOD INSURANCE

Committee on Governmental Affairs: On November 9 and 10, Subcommittee on Governmental Efficiency and the District of Columbia held hearings on the administration of the Federal flood insurance program receiving testimony on Wednesday from Henry Eschwege, Director, Community and Economic Development Division, General Accounting Office, and Charles L. Dempsey, Acting Inspector General, and Ruth Prokop, General Counsel, both of the Department of Housing and Urban Development; and on Thursday from J. Robert Hunter, Jr., Deputy Administrator, Federal Insurance Administration, Department of Housing and Urban Development; and Samuel Weese, National Flood Insurers Association, Washington, D.C.

Hearings were adjourned subject to call.

FREEDOM OF INFORMATION

Committee on the Judiciary: On Thursday, November 10, Subcommittee on Administrative Practice and Procedure resumed oversight hearings on the Freedom of Information Act, receiving testimony from Peter F. Flaherty, Deputy Attorney General, and John J. McDermott, Assistant to the Director/Deputy Associate Director, Federal Bureau of Investigation, both of the Department of Justice; and Nina Totenberg, National Public Radio, Washington, D.C.

Hearings recessed subject to call.

GRAYING OF NATIONS

Special Committee on Aging: On Thursday, November 10, Committee held hearings on the topic "The Graying of Nations: Implications." Witnesses heard were Dr. Robert Butler, Director, National Institute of Aging, accompanied by Dr. Milo D. Leavitt, Jr., Fogarty International Center, both of the Department of Health, Education, and Welfare, and Dr. Glen Thomas, World Health Organization, Washington, D.C.; Dr. Ferguson Anderson, University of Glasgow, Scotland; Professor Ana Aslan, National Institute of Gerontology and Geriatrics, Bucharest, Romania; Professor D. F. Chebotarev, U.S.S.R. Academy of Medical Sciences, Kiev, U.S.S.R.; Dr. G. Harlem, Institute of Medical Rehabilitation, Oslo, and Dr. Gustav Vig, Norwegian Institute of Gerontology, Hamar, both of Norway; Dr. Hana Hermanova, 3rd Medical Clinic, Prague, Czechoslovakia; Professor F. Bourlière, INSERM Gerontology Research Unit, Paris, France; Professor C. F. Hollander, Institute for Experimental Gerontology, Rijswijk, The Netherlands; Dr. Kunio Oota, Tokyo Metropolitan Institute of Gerontology, Tokyo, Japan; Henning Friis, Danish National Institute of Social Research, Copenhagen, Denmark; and Professor A. Svanborg, Clinic II Vasa Hospital, Gothenborg, Sweden.

Hearings recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 10070–10080; 1 private bill, H.R. 10081; and 2 resolutions, H. Con. Res. 411 and 412, were introduced. Pages 37521–37522

Report Filed: One report was filed as follows: H.R. 8647, to amend title 10 of the United States Code, to establish a ceiling for payments to physicians under CHAMPUS (H. Rept. 95–815). Page 37521

Speaker Pro Tempore: Read a message from the Speaker designating Representative Brademas as Speaker pro tem for today. Page 37512

Presidential Messages: Read the following messages from the President:

Rabbit inspection—Veto: Message announcing the veto of H.R. 2521, to provide for the mandatory inspection of domesticated rabbits slaughtered for human food; and stating the reasons for the veto—ordered printed (H. Doc. 95-261). Further action on the message was postponed until Tuesday, November 29.

Page 37513

Budget deferrals: Message reporting four new deferrals, totaling $908.6 million in budget authority; and revisions to five deferrals previously transmitted—referred to the Committee on Appropriations and ordered printed (H. Doc. 95-262). Pages 37513–37514

Adjournment: Adjourned at 10:10 am.

Committee Meetings

OLDER AMERICANS ACT

Select Committee on Aging: On Wednesday, November 9, Subcommittee on Retirement Income and Employment held an oversight hearing on Title IX of the Older Americans Act. Testimony was heard from representatives of the Department of Labor and Administration on Aging.

JFK ASSASSINATION

Select Committee on Assassinations: On Wednesday and Thursday, November 9 and 10, Subcommittee on the Assassination of President John F. Kennedy continued executive hearings, and will resume hearings on Tuesday, November 15.

EDUCATION PROGRAMS

Committee on Education and Labor: On Wednesday and Thursday, November 9 and 10, Subcommittee on Elementary, Secondary, and Vocational Education continued hearings on H.R. 15, to extend for 5 years certain elementary, secondary, and other education programs. Testimony was heard from HEW and public witnesses on November 9; and on November 10 from Commissioner from Puerto Rico Corrada; Secretary for Education from Puerto Rico; and public witnesses.

YOUTH EMPLOYMENT AND TRAINING PROGRAMS

Committee on Education and Labor: On Thursday, November 10, Subcommittee on Employment Opportunities held an oversight hearing on the status of youth employment and training programs. Testimony was heard from representatives of Departments of Labor, Interior and Agriculture; and public witnesses.

HOLY CROWN OF ST. STEPHEN

Committee on International Relations: On Wednesday, November 9, Subcommittee on Europe and the Middle East held a hearing on the Holy Crown of St. Stephen and United States-Hungarian relations. Testimony was heard from Representatives Horton and Oakar; and representatives of Department of State and Hungarian-American organizations.

ADDITIONAL DISTRICT AND CIRCUIT JUDGES

Committee on the Judiciary: On Wednesday and Thursday, November 9 and 10, the Committee continued markup but did not complete action on H.R. 7843, to provide for the appointment of additional district and circuit judges.

FBI OVERSIGHT

Committee on the Judiciary: On Wednesday, November 9, Subcommittee on Civil and Constitutional Rights held an oversight hearing on the GAO followup report on domestic intelligence efforts. Testimony was heard from Victor L. Lowe, Director, General Government Division, GAO.

CONTRACT DISPUTES ACT

Committee on the Judiciary: On Thursday and Friday, November 10 and 11, Subcommittee on Administrative Law and Governmental Relations held hearings on H.R. 664 and related bills, Contract Disputes Act of 1977. On November 10 testimony was heard from representatives of Department of Justice; U.S. Court of Claims; American Bar Association; District of Columbia Bar Integrated; Bar Association of the District of Columbia; and Honeywell, Inc. Statements for the record were submitted by Representatives Kindness and Fisher. On November 11 testimony was heard from representatives of General Accounting Office; National Conference of Boards of Contract Appeals Members; Associated General Contractors; Electronic Industries Association.

Joint Committee Meetings

CLEAN WATER

Conferees, on Thursday, November 10, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 3199, proposed Clean Water Act.

Conferees had also met on Wednesday, November 9, on this matter.

ENERGY TAX

Conferees, On Wednesday and Thursday, November 9 and 10, continued to resolve the differences between the Senate- and House-passed versions of H.R. 5263, to provide tax incentives for the production and conservation of energy, but did not complete action thereon and will meet again on Monday, November 14.

ENERGY POLICY

Conferees, on Wednesday, Thursday, and Friday, November 9–11, continued to resolve the differences between the Senate- and House-passed versions of H.R. 5146, to conserve gas and oil by fostering increased utilization of coal in electric generating facilities and major installations.

Conferees, on Monday, November 14, will consider H.R. 4018, to encourage overall energy conservation in electric and gas utility systems, and to encourage equitable rates to the consumers of such services.

Tuesday, November 15, 1977

Senate

Chamber Action

Routine Proceedings, pages 37653–37723

Bills Introduced: 7 bills and 3 resolutions were introduced, as follows: S. 2313–2319, S. Res. 325–27.

Pages 37653–37654, 37655–37656, 37644–37667

Bills Reported: Reports were made as follows:

S. 2152, authorizing the U.S. to participate in the Supplementary Financing Facility (the so-called Witteveen facility) of the International Monetary Fund (S. Rept. 95-603 referred to Committee on Banking, Housing, and Urban Affairs);

S. 1566, to establish procedures for electronic surveillance in the area of foreign intelligence information, together with minority views, with an amendment (S. Rept. 95-604 referred to Select Committee on Intelligence); and

S. 1437, to codify, revise, and reform the Federal criminal laws, with amendments (S. Rept. 95-605).

Page 37655

Resolution Agreed To:

Court Case: Senate agreed to S. Res. 325, authorizing the release of certain papers and information with respect to the case of Common Cause vs. Bailar (Civil Action Numbered 1887-73). Pages 37653–37654

Presidential Message: On Thursday, November 10, during its recess, Senate received a message from the President reporting four new deferrals totalling $908.6 million in budget authority and revisions to five deferrals previously transmitted—referred jointly to Committees on Appropriations; Budget; Armed Services; Energy and Natural Resources; Human Resources; Foreign Relations; Commerce, Science, and Transportation; Environment and Public Works; and Finance. (PM-131). Page 37654

Vice Presidential Appointment: The Vice President appointed Senator Dole to attend the United Nations World Food Conference, to be held in Rome, Italy, November 12–December 1, 1977. Page 37653

Amendments Submitted for Printing: Page 37667

Executive Communications: Pages 37654–37655

Statements on Introduced Bills: Pages 37656–37665

Additional Statements: Pages 37667–37722

Confirmations: Senate confirmed the following nominations:

Gerald D. Fines, to be U.S. attorney for the southern district of Illinois; and

Audrey A. Kaslow, of California, to be a Commissioner of the U.S. Parole Commission. Page 37727

Nominations: Senate received the following nominations:

(Received after recess on Tuesday, November 8):

Thomas J. Corcoran, of the District of Columbia, to be Ambassador to the Republic of Burundi; and

David T. Schneider, of Maryland, to be Ambassador to the People's Republic of Bangladesh. Page 37723

(Received during recess on Friday, November 11):

Larry R. McCord, to be U.S. attorney for the western district of Arkansas;

Ernest Ambler, of Maryland, to be Director of the National Bureau of Standards;

Joseph Mayo Pettit, of Georgia, to be a Member of the National Science Board, National Science Foundation; and

Numerous nominations in the Air Force and Marine Corps. Pages 37723–37726

(Received during recess on Monday, November 14:)

Andrew E. Manatos, of Maryland, to be an Assistant Secretary of Commerce;

John H. Cary, to be U.S. attorney for the eastern district of Tennessee;

Rita E. Hauser, of New York, and Frank Markoe, Jr., of New Jersey, each to be a Member of the Board for International Broadcasting;

Maureen Dees, of Alabama, Jacob Lawrence, of Washington, and Theodore Bikel, of Connecticut, each to be a Member of the National Council on the Arts; and

Twenty-nine Army in the rank of general and 43 Navy in the rank of admiral. Pages 37726–37727

Senate also received the withdrawal of the nomination of Robert H. Mendelsohn, of California, to be an Assistant Secretary of the Interior. Page 37723

Recess: Senate met at 10 a.m. and recessed at 10:24 a.m. Page 37723

Committee Meetings

PANAMA CANAL TREATIES

Committee on the Judiciary: Subcommittee on Separation of Powers, resumed hearings on certain executive agreements associated with the proposed Panama Canal Treaties, receiving testimony from Richard N. Cooper, Under Secretary for Economic Affairs, and Herbert J. Hansell, Legal Advisor, both of the Department of State.

Hearings were adjourned subject to call.

CIVIL RIGHTS OF INSTITUTIONALIZED PERSONS

Committee on the Judiciary: Subcommittee on the Constitution approved for full committee consideration, with amendments, S. 1393, giving statutory authority to the Justice Department to initiate suit to enforce constitutional and other Federally-guaranteed rights of institutionalized persons.

POLYGRAPH CONTROL

Committee on the Judiciary: Subcommittee on the Constitution began hearings on S. 1845, to protect the rights of individuals and to prevent unwarranted invasion of their privacy by prohibiting the use of polygraph type equipment for certain purposes, receiving testimony from Professor David Lykken, University of Minnesota Medical School, Minneapolis; J. Kirk Barefoot, New York City, representing the American Polygraph Association, accompanied by Charles Marino, Chicago; C. R. McQuiston, Lake Worth, Florida, representing the International Society of Stress Analysts, New York City; and Trudy Hayden, Project on Privacy, American Civil Liberties Union, accompanied by Arnold Turkus, New York City.

Hearings continue tomorrow.

DRUGS

Select Committee on Small Business: On November 14 and 15, Subcommittee on Monopoly and Anticompetitive Activities, held hearings on drug quality, competition, and government procurement of drugs, on Monday receiving testimony from Dr. Donald Kennedy, Commissioner, Food and Drug Administration, Department of Health, Education, and Welfare; and William Haddad, Office of Legislative Oversight and Analysis, New York State Assembly, Albany; and on Tuesday receiving testimony from William A. Marovitz, State Representative, Chicago; William Apple, American Pharmaceutical Association, and Fred Wegner, American Association of Retired Persons, both of Washington, D.C.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 10082–10096; and 2 private billls, H.R. 10097–10098 were introduced.

Pages 37572–37573

Reports Filed: Reports were filed as follows:

Conference report on H.R. 7, to authorize a career education program for elementary and secondary schools (95–816); and

Report of the Committee on Post Office and Civil Service—Pursuant to Section 302(b) of the Congressional Budget Act of 1974 (H. Rept. 95–817).

Page 37572

Private Calendar: By unanimous consent, agreed to dispense with the Call of the Private Calendar.

Page 37557

Lobbyists: The compilation by the Clerk of the House and the Secretary of the Senate of all new registrations and reports for the third calendar quarter of 1977, and reports for the second calendar quarter of 1977 received too late to be previously published, that were filed by persons engaged in lobbying activities appears in this issue of the Congressional Record.

Pages 37574–37652

Adjournment: Adjourned at 12:06 p.m.

Committee Meeting

JFK ASSASSINATION

Select Committee on Assassinations: On Monday and Tuesday, November 14 and 15, the Subcommittee on the Assassination of President John F. Kennedy continued hearings in executive session, and will resume tomorrow.

Joint Committee Meetings

ENERGY TAX

Conferees, on Monday and Tuesday, November 14 and 15, continued to resolve the differences between the Senate- and House-passed versions of H.R. 5263, to provide tax incentives for the production and conservation of energy, but did not complete action thereon and will meet again tomorrow.

ENERGY POLICY

Conferees, on Monday and Tuesday, November 14 and 15, continued to resolve the differences between the Senate and House-passed versions of H.R. 4018, to encourage overall energy conservation in electric and gas utility systems, and to encourage equitable rates to the consumers of such services, but did not complete action thereon and will meet again tomorrow.

Friday, November 18, 1977

Senate

Chamber Action

Recess: Senate met at 10 a.m., conducted no business, and recessed at 10:01 a.m. until 10 a.m. on Tuesday, November 22.

Page 37781

Committee Meetings

BACKFIRE BOMBER

Committee on Armed Services: On Friday, November 18, Subcommittee on Arms Control met in closed session with officials of the Defense Intelligence Agency, the Central Intelligence Agency, and the Department of the Air Force, to receive testimony on estimates of the characteristics of the Soviet Backfire Bomber.

Subcommittee recessed subject to call.

NAVAL PETROLEUM RESERVES

Committee on Armed Services: On Friday, November 18, Subcommittee on Military Construction and Stockpiles held hearings to review the plans of the Department of Energy for managing the Naval Petroleum Reserves. Witnesses heard were Thomas E. Noel, Acting Assistant Secretary for Resource Applications, Department of Energy; and Capt. Robert H. Nelson, Director, Naval Petroleum and Oil Shale Reserves.

Hearings were recessed subject to call.

ENERGY CONSERVATION

Committee on Armed Services: On Thursday, November 17, Subcommittee on Military Construction and Stockpiles held hearings to examine initiatives being made by the Department of Defense toward energy conservation. Testimony was received from George Marienthal, Deputy Assistant Secretary for Energy, Environment, and Safety, and Perry J. Fliakas, Deputy Assistant Secretary for Installations and Housing, both of the Department of Defense; Major General William R. Wray, Assistant Chief of Army Engineers; Rear Admiral Donald G. Iselin, Commander, Naval Facilities Engineering Command; and Major General William D. Gilbert, Deputy Director of Air Force Engineering and Services.

Hearings were recessed subject to call.

NOMINATION

Committee on Commerce, Science, and Transportation: On Wednesday, November 16, Committee concluded hearings on the nomination of Howard A. Heffron, of Maryland, to be Director of the Office of Rail Public Counsel in the Interstate Commerce Commission, after the nominee testified and answered questions on his own behalf.

POLYGRAPH CONTROL

Committee on the Judiciary: On Wednesday, November 16, Subcommittee on the Constitution continued hearings on S. 1845, to protect the rights of individuals and to prevent unwarranted invasion of their privacy by prohibiting the use of polygraph type equipment for certain purposes, receiving testimony from David Linowes, Champagne, Illinois; Ty Kelly, National Association of Chain Drug Stores, Arlington, Virginia; accompanied by William Krupka, Perry Drug Stores, Inc., Pontiac, Michigan; John Mazzei, Transcon Lines, Edison, New Jersey; Harry Hunter, National Association of Convenience Stores, Inc., Walter Davis, Retail Clerks International Association, and Robert Smith, *Privacy Journal;* all of Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: On Wednesday, November 16, Committee approved the nomination of Monroe G. McKay, of Utah, to be U.S. circuit judge for the tenth circuit.

Also, Committee concluded hearings on the nominations of Mr. McKay and James K. Logan, of Kansas, each to be a U.S. circuit judge for the tenth circuit; Robert S. Vance, of Alabama, to be U.S. circuit judge for the fifth circuit; and John L. Kane, Jr., to be U.S. district judge for the district of Colorado. Mr. McKay was introduced by Senators Garn and Hatch and Representative McKay; Mr. Logan was introduced by Senator Dole; and Mr. Vance was introduced by Senator Allen; and Mr. Kane was introduced by Senator Hart and testimony on his nomination was received from Carl Lucerno, Colorado Bar Association, Denver.

BUSINESS MEETING

Select Committee on Intelligence: On Thursday, November 17, Committee met in a closed business meeting, but made no announcements, and will meet again on Wednesday, November 30.

DRUGS

Select Committee on Small Business: On Wednesday, November 16, Subcommittee on Monopoly and Anticompetitive Activities continued hearings on drug quality, competition, and Government procurement of drugs, receiving testimony from Sherwin Gardner, Deputy Commissioner, Food and Drug Administration, Department of Health, Education, and Welfare; Victor R. Boisseree, California State Department of Health,

Sacramento; and Joseph Stetler, Pharmaceutical Manufacturers Association, Washington, D.C.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 10099–10108; 3 private bills, H.R. 10109–10111; and 4 resolutions, H.J. Res. 659 and 660, and H. Con. Res. 413 and 414 were introduced. Pages 37780–37781

Report Filed: One report was filed as follows: H. Res. 827, to disapprove Reorganization Plan Numbered 2 of 1977 (H. Rept. 95–818). Page 37780

The House met briefly and conducted no legislative business.

Adjournment: Adjourned at 10:04 a.m.

Committee Meetings

JFK ASSASSINATION

Select Committee on Assassinations: On Wednesday and Thursday, November 16 and 17, Subcommittee on the Assassination of President John F. Kennedy continued hearings in executive session.

FOMC MINUTES

Committee on Banking, Finance and Urban Affairs: On Thursday, November 17, Subcommittee on Domestic Monetary Policy held a hearing on H.R. 9465 and 9589, relating to minutes of Federal Open Market Committee meetings. Testimony was heard from Federal Reserve Board Chairman Arthur Burns.

LAW REVISION COMMISSION PROPOSALS

Committee on the District of Columbia: On Wednesday and Thursday, November 16 and 17, Subcommittee on Judiciary in conjunction with District of Columbia Law Revision Commission and Council of the District of Columbia held oversight hearings on the Committee Print entitled "Law Revision Commission Proposals." Testimony was heard from HUD Secretary Patricia Harris; D.C. Fire Marshal Jeffreys, and public witnesses on November 16; and from public witnesses on November 17.

Hearings continue Tuesday, November 29.

ATTORNEY'S FEES

Committee on the Judiciary: On Wednesday and Thursday, November 16 and 17, Subcommittee on Courts, Civil Liberties and the Administration of Justice held hearings on H.R. 552, 913, and related bills, to provide that in civil actions where the United States is a plaintiff, a prevailing defendant may recover a reasonable attorney's fee and other reasonable litigation costs. Testimony was heard from Senator Domenici, and Lenore S. Ostrowsky, Attorney, National Resource Center for Consumers of Legal Services, on November 16; and Deputy Assistant Attorney General Paul Nejelski; Professor C. Dallas Sands, University of Alabama Law School; and Susan Gross, Deputy Director, Council for Public Interest Law, on November 17.

Joint Committee Meetings

ENERGY TAX

Conferees, on Wednesday and Thursday, November 16 and 17, continued to resolve the differences between Senate- and House-passed versions of H.R. 5263, to provide tax incentives for the production and conservation of energy, but did not complete action thereon and will meet again on Monday, November 28.

ENERGY POLICY

Conferees, on Wednesday through Friday, November 16–18, continued to resolve the differences between the Senate- and House-passed versions of H.R. 4018, to encourage overall energy conservation in electric and gas utility systems, and to encourage equitable rates to the consumers of such services, but did not complete action thereon and will meet again Monday, November 28.

LEGAL SERVICES

Conferees met on Thursday, November 17, to resolve the differences between Senate- and House-passed versions of H.R. 6666, authorizing funds for extension of the Legal Services Corporation, but did not complete action thereon and will meet again on Wednesday, November 23.

Tuesday, November 22, 1977

Senate

Chamber Action

Routine Proceedings, pages 37807–37871

Bills Introduced: Eight bills and one resolution were introduced, as follows: S. 2320–2327; and S.J. Res. 99. Pages 37815, 37821–37822

Bills Reported: Reports were made as follows:

Part 2 of S. Rept. 95–604, filed in connection with S. 1566, to establish procedures for electronic surveillance in the area of foreign intelligence information. Page 37815

Career Education Program: Senate agreed to the conference report on H.R. 7, to authorize a career education program for elementary and secondary schools. Pages 37808–37811

Messages From the House: Page 37813

Executive Communications: Page 37814

Statements on Introduced Bills: Pages 37815–37822

Additional Statements: Pages 37823–37870

Confirmations: Senate confirmed the following nominations:

Mortimer L. Downey III, of Virginia, to be an Assistant Secretary of Transportation; and

Joseph N. Novotny, to be U.S. marshal for the northern district of Indiana. Page 37872

Nominations: Senate received the following nominations:

(Received during recess on Thursday, November 17):

Thomas Arny Rhoden, to be U.S. marshal for the southern district of Mississippi;

(Received during recess on Monday, November 21):

George C. Carr, to be U.S. district judge for the middle district of Florida;

A. David Mazzone, to be U.S. district judge for the district of Massachusetts;

One Air Force in the rank of General; and

Routine lists in the National Oceanic and Atmospheric Administration, the Air Force, and the Navy; Pages 37871–37872

Recess: Senate met at 10 a.m. and recessed at 10:22 a.m. Page 37871

Committee Meetings

INTERSTATE TAXATION OF DEPOSITORIES

Committee on Banking, Housing, and Urban Affairs: On Tuesday, November 22, Subcommittee on Financial Institutions held hearings on S. 1900, to clarify the treatment of banks and other depository institutions under State and local revenue laws, receiving testimony from Matthew Hale, Washington, D.C.; R. James Alerding and C. James Judson, American Bankers Association Taxation Committee, William Prather, U.S. League of Savings Associations, and John Krout and P. James Riordan, National Association of Mutual Savings Banks, all of Washington, D.C.; Daniel G. Smith, Wisconsin State Department of Revenue, Madison; and Benjamin F. Miller, Franchise Tax Board, State of California, Sacramento.

Hearings were adjourned subject to call.

ECONOMIC OPPORTUNITY

Committee on Human Resources: On Monday, November 21, Subcommittee on Employment, Poverty, and Migratory Labor held hearings on S. 2090, proposing an extension of certain programs of the Economic Opportunity Act of 1964, receiving testimony from Graciela Olivarez, Director, Community Services Administration; Blandina Cardenas, Commissioner, Administration for Child, Youth, and Families; Dominic Mastrapasqua, Acting Commissioner, Administration for Natural Americans, and Thomas Minter, Deputy Commissioner, School Systems, Office of Education, all of the Department of Health, Education, and Welfare; and David Lizarraga, National Congress for Community Economic Development, Washington, D.C.

Hearings were recessed subject to call.

PRODUCT LIABILITY

Select Committee on Small Business: On Tuesday, November 22, Committee resumed hearings on the impact of rising product liability insurance premiums on small business, receiving testimony from Sidney Harman, Under Secretary, and Victor E. Schwartz, Chairman, Interagency Task Force on Product Liability, both of the Department of Commerce.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 10112–10118; 1 private bill, H.R. 10119; and 5 resolutions, H.J. Res. 661, H. Con. Res. 415 and 416, and H. Res. 914 and 915 were introduced. Page 37881–37882

Bills Reported: Reports were filed as follows:

H.R. 2539, pertaining to land consolidation and development on the Umatilla Indian Reservation, amended (H. Rept. 95–819); and

H.R. 2540, pertaining to the inheritance of trust or restricted lands on the Umatilla Indian Reservation, amended (H. Rept. 95–820). Page 37881

The House met briefly and conducted no legislative business.

Adjournment: Adjourned at 12:09 p.m.

Committee Meetings

No meetings were held.

Joint Committee Meeting

ECONOMIC POLICY AND ADVOCACY

Joint Economic Committee: On Monday, November 21, Subcommittee on Growth and Stabilization held joint

hearings with Select Committee on Small Business, Subcommittee on Government Regulation and Small Business Advocacy, on S. 1726, to declare a national small business economic policy and to provide for an ongoing program of advocacy and economic research and analysis for small business. Witnesses heard were Shirley Kallek, Associate Director for Economic Fields, Bureau of the Census, Department of Commerce; Mary T. Mitchell, Assistant Director, Division of Bank Supervision, Federal Deposit Insurance Corporation; and Milton Stewart, Research Council for Small Business and the Professions, Washington, D.C.

Hearings were recessed subject to call.

Friday, November 25, 1977

Senate

Chamber Action

Recess: Senate met at 10 a.m., conducted no business, and recessed at 10:01 a.m. until 1 p.m. on Tuesday, November 29. Page 37910

Committee Meeting

SIKES ACT

Committee on Environment and Public Works: On Wednesday, November 23, Subcommittee on Resource Protection held oversight hearings on the implementation of P.L. 93-455, authorizing Federal agencies to cooperate with the States in development of fish and wildlife conservation programs and recreation programs on Federally-owned lands. Witnesses heard were Lynn A. Greenwalt, Director, U.S. Fish and Wildlife Service, Roman Koenings, Assistant Director for Resources, Bureau of Land Management, and Margaret Maguire, Deputy Director for Planning, Bureau of Outdoor Recreation, all of the Department of the Interior; Dr. Rupert Cutler, Assistant Secretary for Conservation, Research and Education, Department of Agriculture, Perry J. Fliakas, Deputy Assistant Secretary of Defense for Installations and Housing; Joseph C. Greenley, Idaho Fish and Game Department, Boise; Robert Tulley, Colorado Department of Natural Resources, Denver; Daniel Poole, Wildlife Management Institute, Kenneth Hampton, National Wildlife Federation, and Dr. Michael Zagata, National Audubon Society, all of Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bill Introduced: One public bill, H.R. 10120, was introduced. Page 37910

The House met briefly and conducted no legislative business.

Adjournment: Adjourned at 10:12 a.m.

Committee Meetings

No meetings were held.

Joint Committee Meeting

LEGAL SERVICES

Conferees on Wednesday, November 23, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 6666 authorizing funds for extension of the Legal Services Corporation.

Tuesday, November 29, 1977

Senate

Chamber Action

Routine Proceedings, pages 37918–37990

Bills Introduced: Seven bills and three resolutions were introduced as follows: S. 2328–2334; S.J. Res. 100; and S. Res. 328–329. Pages 37919, 37929

Bills Reported: Reports were made as follows:

S. Res. 293, disapproving Reorganization Plan Numbered 2, to consolidate the State Department's Bureau of Cultural Affairs and the USIA into an International Communications Agency, reported unfavorably (S. Rept. 95-606).

Conference Report on S. 1316, authorizing funds for fiscal years 1978 through 1980 to carry out State cooperative programs under the Endangered Species Act (S. Rept. 95-607). Page 37929

Measures Passed:

Death of Senator McClellan: Senate agreed to S. Res. 328, expressing the profound regrets of the Senate on the announcement of the recent death of Senator John L. McClellan. Pages 37918–37919

McClellan Funeral Arrangements: Senate agreed to S. Res. 329, authorizing payment of expenses of the funeral of the late Senator John L. McClellan. Page 37919

Enrollment Correction: Senate agreed to H. Con. Res. 418, authorizing corrections in the enrollment of H.R. 8422, to provide for reimbursement for rural health clinic services under the medicare and medicaid programs. Pages 37980–37981

Private Law Correction: Senate passed S. 2328, authorizing a technical correction to be made in Private Law 95-21, relating to survey of certain lands in the Medicine Bow National Forest, Wyoming. Page 37981

Enrollment Correction: Senate agreed to H. Con. Res. 397, authorizing correction in the enrollment of S. 1131, authorizing funds for fiscal year 1978 for the Nuclear Regulatory Commission. Pae 37983

Middle East Peace Negotiations: Senate agreed to H. Con. Res. 417, commending President Sadat of Egypt and Prime Minister Begin of Israel for recent actions that they have taken to bring peace between Israel and the Arab nations. Pages 37987–37990

Rural Health Clinics: Senate agreed to the conference report on H.R. 8422, to provide for reimbursement for rural health clinic services under the medicare and medicaid programs, thus clearing the measure for the President. Pages 37978–37980

Nuclear Regulatory Commission: Senate agreed to the conference report on S. 1131, authorizing funds for fiscal year 1978 for the Nuclear Regulatory Commission, thus clearing the measure for the President. Pages 37982–37983

Endangered Species: Senate agreed to the conference report on S. 1316, authorizing funds for fiscal years 1978 through 1980 to carry out State cooperative programs under the Endangered Species Act, thus clearing the measure for the President. Page 37983

Tariff: Senate agreed to the House amendment to Senate amendment No. 5, and receded from its amendment No. 6 to H.R. 1904, suspending until July 1, 1980 the duty on intravenous fat emulsion (and also incorporating texts of certain other tariff measures), thus clearing the measure for the President. Page 37990

Labor-HEW Appropriations: Senate receded from its amendment to the House amendment to Senate amendment No. 82 (relating to Federal funding for purposes of abortion).

By 44 yeas to 21 nays, Senate agreed to the House amendment to Senate amendment No. 82 with Brooke unprinted amendment No. 1077, barring funds for use to perform abortions except where the life of the mother would be endangered if the fetus were carried to term; or except for such medical procedures necessary for the victims of rape or incest. Page 37983

By 21 yeas to 42 nays, Senate at first rejected Helms U.P. No. 1078, in the nature of a substitute for Brooke U.P. No. 1077; and by 23 yeas to 42 nays, rejected Helms U.P. No. 1079, of a perfecting nature to Brooke U.P. No. 1077. Pages 37983, 37985
Pages 37981–37987

Change of Conferee: Senator Danforth was appointed to replace Senator Laxalt as a conferee on HR. 9346, proposed Social Security Financing Amendments of 1977. Page 37987

Committee Authority To Report: Time was extended until February 1, 1978, for Committee on Governmental Affairs to file its report on blind trusts as required by S. Res. 110. Page 37987

Messages From the House: Page 37927

Executive Communications: Pages 37927–37928

Statements on Introduced Bills: Pages 37929–37931

Additional Statements: Pages 37931–37978

Confirmations: Senate confirmed the nominations of Monroe G. McKay, of Utah, to be U.S. circuit judge for the tenth circuit; and

Herman Sillas, Jr., to be U.S. attorney for the eastern district of California. Page 37996

Nominations: Senate received nominations as follows:

On November 22 (after recess):

Paul A. Simmons, to be U.S. district judge for the western district of Pennsylvania;

Andrew E. Gardner, to be U.S. marshal for the western district of North Carolina; and

Edward P. Gribben, to be U.S. marshal for the district of South Dakota. Page 37990

On November 23:

Lincoln E. Moses, of California, to be Administrator of the Energy Information Administration; and

Numerous nominations in the Public Health Service and the Army. Page 37990

On November 28:

Robert M. Thompson, to be U.S. marshal for the western district of Wisconsin; and

Three Army in the rank of General. Pages 37995–37996

Record Votes: Three record votes were taken today. Pages 37985, 37986, 37987

Recess: Senate met at 1 p.m. and, as a further mark of respect to the memory of the late Senator McClellan, recessed at 5:24 p.m. Page 37990

Committee Meetings

NOMINATION AND BICENTENNIAL MEDALS

Committee on Banking, Housing, and Urban Affairs: On Monday, November 28, committee concluded hearings on the nomination of Thibaut de Saint Phalle, of New Jersey, to be a member of the Board of Directors of the Export-Import Bank, after the nominee testified and answered questions on his own behalf.

Also, committee began hearings on H.J. Res. 386, to provide for the striking of a national medal to be issued annually in commemoration of the bicentennials of outstanding historic events and personalities from 1777 to 1789, receiving testimony from Stella B. Hackel, Director, Bureau of the Mint, Department of the Treasury; Fred Schwengel, U.S. Capitol Historical Society, and Andrew F. Wahlquist, Commemorative Marketing & Communications Consultants, Inc., both of Washington, D.C.

Committee recessed subject to call.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Andrew E. Manatos, of Maryland, to be an Assistant Secretary of Commerce, and R. David Pittle, of Maryland, to be a Member of the Consumer Product Safety Commission, after the nominees testified and answered questions on their own behalf. Senator Sarbanes introduced Mr. Manatos, and testimony on the nomination of Mr. Pittle was received from Kathleen F. O'Reilly, Consumer Federation of America, Washington, D.C.

INTERNATIONAL AVIATION POLICY

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation began oversight hearings on international aviation policy, receiving testimony from Alfred E. Kahn, Chairman, accompanied by Donald A. Farmer, Jr., Director, Bureau of International Aviation, both of the Civil Aeronautics Board; C. E. Meyer, Jr., Trans World Airlines, and Elihu Schott, Pan American World Airways, Inc., both of New York City; and Edward J. Driscoll, The National Air Carrier Association, Inc., and J. Donald Reilly, Airport Operators Council, International, both of Washington, D.C.

Hearings continue on Thursday, December 1.

SALT II

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the current status of the SALT II negotiations from Paul C. Warnke, Director, Arms Control and Disarmament Agency.

Committee recessed subject to call.

FEDERAL BANKING AGENCIES AUDIT

Committee on Governmental Affairs: Committee held hearings on H.R. 2176, to provide for Comptroller General audit of the Federal Reserve System, the Federal Deposit Insurance Corporation, and the Office of the Comptroller of the Currency, receiving testimony from Elmer B. Staats, Comptroller General of the U.S.; Philip E. Coldwell, Member, Board of Governors of the Federal Reserve System; H. Joe Selby, First Deputy Comptroller of the Currency for Operations, Department of the Treasury; and John J. Early, Director, Division of Bank Supervision, Federal Deposit Insurance Corporation.

Hearings were recessed subject to call.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of Simeon M. Bright, of West Virginia, to be a Commissioner of the Postal Rate Commission, after the nominee, who was introduced by Senators Randolph and Robert C. Byrd, testified and answered questions on his own behalf.

GOVERNMENT IN THE SUNSHINE

Committee on Governmental Affairs: Subcommittee on Federal Spending Practices and Open Government held oversight hearings on the implementation of the Government in the Sunshine Act (P.L. 94-409), receiving testimony from A. Daniel O'Neal, Chairman, Interstate Commerce Commission; Alan R. Miller, Executive Secretary, accompanied by Miles A. Cobb, General Counsel, both of the Federal Deposit Insurance Corporation; John R. Evans, Commissioner, accompanied by Harvey L. Pitt, General Counsel, both of the Securities and Exchange Commission; Lynne K. Zusman, Chief, Information and Privacy Section, Civil Division, Department of Justice; Wayne G. Granquist, Associate Director for Administrative Management, Office of Management and Budget; Richard K. Berg, Executive Secretary, Administrative Conference of the U.S.; Charles B. Curtis, Chairman, Federal Energy Regulatory Commission; David Cohen, President, Common Cause, Washington, D.C.; and Frederick Favor, National Association of Short Haul Carriers.

Hearings were recessed subject to call.

BANKRUPTCY REFORM

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery continued hearings on S. 2266, to provide greater protection to consumers in bankruptcy proceedings, receiving testimony from Griffin B. Bell, Attorney General of the United States, Department of Justice; Philip A. Loomis, Jr., Commissioner, Securities and Exchange Commission; Robert J. Grimmig, Patrick A. Murphy, and Jack Gross, American Bankers Association, Washington, D.C.; John W. Ingraham, David L. Bleich, and John J. Jerome, Robert Morris Associates, Washington, D.C.; Robert Chatz, Commercial Law League of America, Washington, D.C.; Alvin O. Wiese, Jr., National Consumer Finance Association, Washington, D.C.; Judge Conrad K. Cyr, Bangor, Maine, and Judge Herbert Katz, San Diego, California; Paula Gold and Richard Gross, both of Boston, Massachusetts, and James Jeffries and John Siner, both of Madison, Wisconsin, all representing the National Association of State Attorneys General; Edward Kulik, Washington, D.C., representing the Independent Bankers Association of America, the Mortgage Bankers Association of America, the National Association of Mutual Savings Banks, the National Association of Real Estate Investment Trusts, Inc., and the United States League of Savings Associations; and Sylvan Cohen, Washington, D.C., representing the International Council of Shopping Centers.

On Monday, November 28, testimony was received from Judge Ruggers J. Aldisert, Third Circuit Court of Appeals, Philadelphia; Judge Roger Robb, Fourth Circuit Court of Appeals, Washington, D.C.; Stanford Lerch, Phoenix; Lowell Rothchild, Tucson; Stuart Root, New York City; the following district court judges: Wesley E. Brown, Wichita; John B. Hannon, Philadelphia; James L. King, Miami; Thomas J. MacBride, Sacramento; Raymond J. Pettine, Providence; Morey L. Sear, New Orleans; Gordon Thompson, Jr., San Diego; Edward Weinfeld, New York City; and Robert E. DeMascio, Detroit; the following bankruptcy judges: Hugh Caldwell, Arizona; David A. Kline, Oklahoma; and Joe Lee, Kentucky; Harold Marsh, Irving Sulmeyer, and Robert Loeffler, all of Los Angeles; and Joseph F. Spaniol, Assistant Director, Legal, Legislative, and Special Projects, Administrative Office of the U.S. Courts.

Hearings continue on Thursday, Dec. 1.

House of Representatives

Chamber Action

Bills Introduced: 34 public bills, H.R. 10121-10154; 8 private bills, H.R. 10155-10162; and 14 resolutions, H.J. Res. 662-664, H. Con. Res 417-421, and H. Res. 916-921 were introduced. Pages 35059-35061

Reports Filed: Reports were filed as follows:

H. Res. 916, providing for the consideration of S. 1340, to authorize appropriations for the Energy Research and Development Administration for energy research, development, demonstration, and related programs (H. Rept. 95-821);

H. Res. 917, providing for the consideration of H.J. Res. 662, making further continuing appropriations for fiscal year 1978 (H. Rept. 95-822);

Conference report on S. 1316, to authorize appropriations for fiscal years 1978, 1979, and 1980, to carry out State cooperative programs under the Endangered Species Act of 1973 (H. Rept. 95-823); and

H.J. Res. 662, making further continuing appropriations for fiscal year 1978 (H. Rept. 95-824). Page 35059

Late Report: Committee on Appropriations received permission to file a report by midnight tonight on H.J. Res. 662, making further continuing appropriations for fiscal year 1978. Page 37996

Subcommittee To Sit: Subcommittee on Program and Budget Authority of the Permanent Select Committee on Intelligence received permission to sit during proceedings of the House under the 5-minute rule today. Page 37997

Mideast Peace: By a voice vote, the House agreed to H. Con. Res. 417, commending Anwar el Sadat, the President of Egypt, and Menachem Begin, the Prime Minister of Israel, for steps they have taken to bring peace in the Mideast. Pages 37997-38000

Public Health Service: House disagreed to the amendment of the Senate to H.R. 9418, to amend the Public Health Service Act to require increases in the enrollment of third-year medical students as a condition to medical schools' receiving capitation grants under such Act; and agreed to a conference asked by the Senate. Appointed as conferees: Representatives Staggers, Rogers, Preyer, Scheuer, Waxman, Carter, and Broyhill. Page 38001

Lateral Sclerosis: House agreed to S. Con. Res. 26, expressing the sense of the Congress that action should be taken to focus national attention on the extent and consequences of and the need to find a cure for amyotrophic lateral sclerosis—clearing the measure. Pages 38001-38003

Rabbit Inspection: Pursuant to an order of the House on Friday, November 11, considered the President's veto message on H.R. 2521, to provide for the mandatory inspection of domesticated rabbits slaughtered for human food. Subsequently, the veto message and accompanying papers were referred to the Committee on Agriculture. Page 38003

Career Education: By a yea-and-nay vote of 372 yeas to 20 nays, Roll No. 747, the House agreed to the conference report on H.R. 7, Career Education Incentive Act—clearing the measure for the President. Pages 38003-38012

United States-Mexico Fisheries Agreement: House agreed with amendment to the Senate amendment to H.R. 9794, to bring the governing international fishery agreement with Mexico within the purview of the Fishery Conservation Zone Transition Act—returning the measure to the Senate. Pages 38012-38014

Safe Containers: House agreed to the Senate amendment to H.R. 8159, International Safe Container Act—clearing the measure for the President. Pages 38014-38017

Rural Health Clinics: By a voice vote, the House agreed to the conference report on H.R. 8422, to amend titles XVIII and XIX of the Social Security Act to provide payment for rural health clinic services—clearing the measure for Senate action.

Subsequently, agreed to H. Con. Res. 418, directing the Clerk to make corrections in the enrollment of H.R. 8422.

Pages 38017–38019

Veterans' Disability Pensions: House agreed to H. Con. Res. 419, directing the Clerk to make technical corrections in the enrollment of H.R. 7345.

Pages 38019–38020

Executive Reorganization Plan No. 2: By a yea-and-nay vote of 34 yeas to 357 nays, Roll No. 749, the House rejected H. Res. 827, to disapprove Reorganization Plan No. 2 of 1977.

By a yea-and-nay vote of 387 yeas to 2 nays, Roll No. 748, the House agreed to resolve itself into the Committee of the Whole.

Pages 38020–38029

Recess: House recessed at 4:21 p.m. subject to the call of the Chair. Reconvened at 5:35 p.m.

Pages 38031–38032

Labor-HEW Appropriations: By a yea-and-nay vote of 183 yeas to 205 nays, Roll No. 751, the House rejected a motion to concur in the amendment of the Senate to the amendment of the House to the amendment of the Senate numbered 82 to H.R. 7555, making appropriations for the Departments of Labor, and Health, Education, and Welfare, and related agencies for fiscal year 1978. Subsequently, the House disagreed to the amendment of the Senate numbered 82.

Pages 38034–38042

Condolence Resolution: Agreed to H. Res. 918, expressing the condolences of the House on the death of Senator McClellan. Subsequently, the Speaker appointed the following Members as members of the Funeral Committee on the part of the House: Representatives Hammerschmidt, Alexander, Thornton, and Tucker.

Page 38058

Adjournment: Adjourned at 7:18 p.m.

Committee Meetings

OLDER AMERICANS ACT

Select Committee on Aging: Subcommittee on Retirement Income and Employment held an oversight hearing on Title IX of the Older Americans Act. Testimony was heard from representatives of Department of Labor; Administration on Aging; and National Indian Council on Aging.

GOLDEN NEMATODE ACT

Committee on Agriculture: Subcommittee on Department Investigations, Oversight and Research held a hearing on H.R. 7956, to amend the Golden Nematode Act. Testimony was heard from USDA and public witnesses.

DISTRICT OF COLUMBIA CONTINUING APPROPRIATIONS

Committee on Appropriations: Met and ordered reported favorably to the House H.J. Res. 662, Making further continuing appropriations for fiscal year 1978 for the District of Columbia.

TACTICAL COMMAND CONTROL SYSTEMS—U.S. STRATEGIC FORCES

Committee on Armed Services: Held a hearing on and approved three reprogramings concerning the Joint Interoperability of Tactical Command Control Systems with testimony from Major General Charles R. Myer, USA, Army Director of Telecommunications and Command and Control; and Colonel Fletcher Moffett, USA, JINTACCS Systems Engineer.

The Committee also received testimony on the present and future adequacy of U.S. Strategic Forces from Dr. John S. Foster, Jr., former Defense Director for Research and Engineering.

DR. MARTIN LUTHER KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. held a hearing in executive session, and will continue tomorrow.

IMF SUPPLEMENTARY FINANCING FACILITY

Committee on Banking, Finance and Urban Affairs: Began markup of H.R. 9214, to authorize the United States to participate in the Supplementary Financing Facility of the International Monetary Fund, and will resume on Thursday, Jan. 19, 1978.

LAW REVISION COMMISSION PROPOSALS

Committee on the District of Columbia: Subcommittee on Judiciary continued oversight hearings on the Committee Print entitled "Law Revision Commission Proposals." Testimony was heard from representatives of Metropolitan Police Department; D.C. Parole Board; American Bar Association; American Civil Liberties Union; and Adams Morgan Federation.

FAA OPERATIONS

Committee on Government Operations: On Monday, November 28, and Tuesday, November 29, Subcommittee on Government Activities and Transportation held hearings on Federal Aviation Administration operations related to aviation safety and procurement management. On Monday, testimony was heard from John M. Rider, Special Assistant to the Subcommittee; Jerome Stolarow, GAO; and FAA Administrator Langhorne Bond. Witnesses testifying on Tuesday were Charles Billings, NASA; and FAA Administrator Langhorne Bond.

PETROLEUM COMPANIES' FOREIGN TAX CREDITS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on foreign tax credits claimed by U.S. petroleum companies. Testimony was heard from IRS Commissioner Kurtz.

COMMITTEE FUNDS

Committee on House Administration: Subcommittee on Accounts met and approved for full committee action resolutions to provide supplementary funds for the Committee on Small Business and Committee on International Relations.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met on committee business.

INTELLIGENCE ACTIVITIES

Permanent Select Committee on Intelligence: On Monday, Nov. 28, and Tuesday, Nov. 29, Subcommittee on Program and Budget Authorization held executive hearings on intelligence and intelligence-related activities.

Hearings continue tomorrow.

INTERIOR MISCELLANY

Committee on Interior and Insular Affairs: Met and ordered reported favorably to the House the following measures:

H.R. 8099 amended, Relating to the settlement between the United States and the Ak-Chin Indian Community of certain water right claims of such community against the United States;

H.R. 9757, Entitled "Grazing Fee Moratorium of 1977";

H.J. Res. 526 amended, Establishing the Hawaiian Native Claims Settlement Study Commission; and

S. 2076, amended, To authorize the Secretary of the Interior to transfer franchise fees received from certain concession operations at Grand Canyon National Park, Arizona, to the Grand Canyon Unified School District, Arizona.

NATIONAL PARK SYSTEM

Committee on Interior and Insular Affairs: On Monday, Nov. 28, Subcommittee on National Parks and Insular Affairs held an informational hearing on matters relating to National Park System.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations continued hearings on investigation of Korean-American relations: Activities of the KCIA in the United States. Witnesses heard were Sohn Ho Young, former KCIA Station Chief, New York City; Lee Chong Sik, Professor, University of Pennsylvania; Professor Kim Young Chin, George Washington University; Stefan Leader, Center for Defense Information; and H. Allan Krause, State Department.

Hearings continue tomorrow.

CRIMINAL LAW RECODIFICATION

Committee on the Judiciary: On Monday, November 28, and Tuesday, November 29, Subcommittee on Criminal Justice met for briefing on criminal law recodification, and will continue tomorrow.

NOAA ADMINISTRATION

Committee on Merchant Marine and Fisheries: Held hearings on H.R. 9395, to improve the administration of the National Oceanic and Atmospheric Administration; and on language added by the Senate to H.R. 9794, International Fishery Agreement with Mexico. Testimony was heard from Representative Schroeder; NOAA Administrator Richard Frank; and Director of Executive Personnel Joseph Damico, Department of Commerce.

EARLY RETIREMENT

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued oversight hearings on early retirement for firefighters and law enforcement personnel. Testimony was heard from Charles E. Weithoner, FAA; and Frank Smith, Federal Criminal Investigators Association.

Hearings continue tomorrow.

WATERSHED PROJECT

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on and approved for full committee action Little River, Iowa, watershed project. Testimony was heard from Joseph W. Haas, USDA.

WATERSHED PROJECT

Committee on Public Works and Transportation: Met and approved Little River, Iowa, watershed project.

ERDA AUTHORIZATION

Committee on Rules: Granted a rule making it in order to consider S. 1340 in the House, authorizing appropriations for the Energy Research and Development Administration. Testimony was heard from Chairman Teague and Representatives Fuqua, Flowers, McCormack, and Wydler.

DISTRICT OF COLUMBIA CONTINUING APPROPRIATIONS

Committee on Rules: Granted a rule waiving the provisions of clause 2(1)(6) of Rule XI and waiving points of order against a specific amendment offered on the floor on H.J. Res. 662, making further continuing appropriations for fiscal year 1978 for the District of Columbia. Testimony was heard from Chairman Mahon.

PRODUCT LIABILITY INSURANCE

Committee on Small Business: On Monday, November 28, Subcommittee on Capital, Investment and Business Opportunities continued hearings on product liability Insurance. Testimony was heard from Under Secretary of Commerce Sidney Harman, and public witnesses.

OVERLOADED TRUCKS

Committee on Ways and Means: Subcommittee on Oversight began hearings on overloaded trucks on highways. Testimony was heard from public witnesses.

Hearings continue tomorrow.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform met for markup of H.R. 9030, Jobs and Income Act, and will resume tomorrow.

Joint Committee Meetings

ENERGY TAX

Conferees on Monday and Tuesday, November 28 and 29, continued to resolve the differences between the Senate- and House-passed versions of H.R. 5263, to provide tax incentives for the production and conservation of energy, but did not complete action thereon and will meet again tomorrow.

WILDERNESS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 3454, to designate certain endangered public lands for preservation as wilderness, but did not complete action thereon and recessed subject to call.

ENERGY POLICY

Conferees on Monday and Tuesday, November 28 and 29, continued to resolve the differences between the Senate- and House-passed versions of H.R. 4018, to encourage overall energy conservation in electric and gas utility systems, and to encourage equitable rates to the consumers of such services, but did not complete action thereon and will meet again on Thursday, December 1.

Wednesday, November 30, 1977

Senate

Chamber Action

Senate was not in session today. It will next meet at 11 a.m. on Thursday, December 1, 1977.

Committee Meeting

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of Lynn R. Coleman, of the District of Columbia, to be General Counsel of the Department of Energy, after the nominee testified further and answered questions on his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 10163–10182; and 6 resolutions, H.J. Res. 665 and 666, H. Con. Res. 422 and 423, and H. Res. 922 and 923 were introduced. Pages 38178–38179

Report Filed: One report was filed as follows: Conference report on H.R. 6666, to amend the Legal Services Corporation Act to provide authorization of appropriations for additional fiscal years (95–825). Page 38178

Commission on Administrative Review: By unanimous consent, it was made in order that the Commission on Administrative Review be permitted to file its final report by midnight, December 31, and that it be printed as a House document of the 1st Session, notwithstanding the sine die adjournment of the 1st Session of the 95th Congress. Page 38139

Supplemental Appropriations: By a yea-and-nay vote of 258 yeas to 138 nays, Roll No. 755, the House agreed to a motion, as amended, to recommit to the Committee of Conference the conference report on H.R. 9375, making supplemental appropriations for the fiscal year ending September 30, 1978; with instructions to the Managers on the part of the House that the House recede from its disagreement to Senate amendment No. 46, and concur therein with an amendment that increases the Amtrak appropriation from $8 million to $18 million (originally, the motion proposed an increase to $11.5 million, but was amended by a yea-and-nay vote of 256 yeas to 141 nays, Roll No. 754).

Previously, by a yea-and-nay vote of 125 yeas to 270 nays, Roll No. 753, the House refused to order the previous question on the original motion, after it had been ordered earlier by a division vote of 41 ayes to 11 noes. Pages 38139–38150

Social Security Financing: House disagreed to the Senate amendment to H.R. 9346, Social Security Financing Amendments of 1977; and agreed to the conference requested by the Senate. Appointed as conferees: Representatives Ullman, Burke of Massachusetts, Rostenkowski, Waggonner, Cotter, Mikva, Tucker, Conable, Archer, and Ketchum.

By a yea-and-nay vote of 183 yeas to 209 nays, Roll No. 757, the House rejected a motion to instruct the Managers on the part of the House to insist on language providing for the liberalization and eventual repeal of the earnings test for individuals age 65 and over under the Old-Age, Survivors and Disability Program.

Previously, by a yea-and-nay vote of 214 yeas to 181 nays, Roll No. 756, agreed to order the previous question on the motion to instruct conferees. Pages 38150–38158

Endangered Species: By a voice vote, the House agreed to the conference report on S. 1316, to authorize appropriations for fiscal years 1978, 1979, and 1980 to carry out State cooperative programs under the Endangered Species Act of 1973. House receded from its amendment to the title of the bill—clearing the measure for the President. Pages 38162–38165

Presidential War Powers: House agreed to the Senate amendments numbered 2, 4, 5, 6, and 7 to H.R. 7738, with respect to the powers of the President in time of war or national emergency. House agreed, with amendments, to Senate amendments numbered 1 and 3—returning the measure to the Senate. Pages 38165–38166

Adjournment: Adjourned at 4:45 p.m.

Committee Meetings

DR. KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued hearings in executive session, and will resume tomorrow.

COMMITTEE BUSINESS

Select Committee on Ethics: Met for consideration of committee business.

COMMITTEE FUNDS

Committee on House Administration: Met and ordered reported favorably to the House by unanimous consent the following resolutions:

H. Res. 915, Authorizing funds for the investigation of Korean-American relations being conducted by the Subcommittee on International Organizations of the Committee on International Relations; and

H. Res. 921, to provide funds for the further expenses of the investigations and studies of the Committee on Small Business.

INTELLIGENCE ACTIVITIES

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued hearings in executive session on intelligence and intelligence-related activities, and will resume tomorrow.

COMMITTEE BUSINESS

Committee on Interior and Insular Affairs: Met and approved two committee resolutions; and voted to recommit to the Subcommittee on Indian Affairs and Public Lands H.R. 4377, relating to Cherokee, Choctaw, and Chickasaw Indian Nation's rights in the riverbed of the Arkansas River.

KOREAN-AMERICAN RELATIONS

Committee on International Relations: Subcommittee on International Organizations continued hearings on investigation of Korean-American Relations. Testimony was heard from Admiral Gene LaRocque, Center for Defense Information; Yung Soo Yoo, Korean-American businessman; and Sohn Ho Young, former KCIA Agent in New York City.

ADDITIONAL DISTRICT AND CIRCUIT JUDGES

Committee on the Judiciary: Met and ordered reported favorably to the House H.R. 7843 as amended, to provide for the appointment of additional district and circuit judges.

CRIMINAL LAW RECODIFICATION

Committee on the Judiciary: Met for continuation of briefing on criminal law recodification, and will resume tomorrow.

REBATING PRACTICES IN U.S. FOREIGN TRADE

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 9518, to provide for a three-year period to reach a permanent solution of the rebating practices in the United States foreign trade. Testimony was heard from representatives of the Council of European and Japanese National Shipowners Association; and Great Lakes and European Lines, Inc.

PANAMA CANAL TREATIES

Committee on Merchant Marine: Subcommittee on Panama Canal held a hearing on the economic and financial ramifications of the proposed Panama Canal Treaties. Testimony was heard from Treaty Negotia-

tors Ellsworth Bunker and Sol M. Linowitz; Elmer B. Staats, Comptroller General of the U.S.; Secretary of the Army Alexander; Governor of the Canal Zone Parfitt; Lt. Gen. W. G. Dolvin (USA Ret.), Deputy Negotiator, Department of Defense; Arnold Nachmanoff, Treasury Department; and Howard F. Casey, Department of Commerce.

Hearings continue tomorrow.

EARLY RETIREMENT

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued oversight hearings on early retirement for firefighters and law enforcement personnel. Testimony was heard from Thomas A. Tinsley, Civil Service Commission; and William J. Beckham, Treasury Department.

Hearings continue tomorrow.

OVERLOADED TRUCKS

Committee on Ways and Means: Subcommittee on Oversight continued hearings on overloaded trucks on highways with testimony from representatives of Federal Highway Administration.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued markup of H.R. 9030, Jobs and Income Act, and will resume tomorrow.

Joint Committee Meetings

MEDICAL STUDENTS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 9418, to require an increase in the enrollment of third-year medical students in school year 1978–79 as a condition to receiving capitation grants under the Public Health Service Act.

ENERGY TAX

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5263, to provide tax incentives for the production and conservation of energy, but did not complete action thereon and will meet again on Tuesday, December 6.

Thursday, December 1, 1977

Senate

Chamber Action

Routine Proceedings, pages 38225–38264

Bills Introduced: Five bills were introduced, as follows: S. 2335–2339. Pages 38234–38235

Bill Reported: Report was made as follows:

Conference Report on H.R. 9418, to require an increase in the enrollment of third-year medical students in school year 1978–79 as a condition to receiving capitation grants under the Public Health Service Act (S. Rept. 95-608). Page 38234

Eulogies for Senator McClellan: Several Senators eulogized the life and service of the late Senator John L. McClellan.

By unanimous consent it was agreed that the Record will remain open for an additional ten days to receive other such statements, and at the expiration of such period all such tributes will be gathered and printed as a Senate document. Pages 38225, 38228–38233

Enrollment Correction: Pursuant to order of November 4, 1977, H. Con. Res. 419, authorizing corrections to be made in the enrollment of H.R. 7345, to increase the rates of disability and death pensions for veterans, received by the Senate November 29, 1977, was considered as having been agreed to on that day. Page 38233

Medical Students: Senate agreed to the conference report on H.R. 9418, to require an increase in the enrollment of third-year medical students in school year 1978–79 as a condition to receiving capitation grants under the Public Health Service Act—cleared for House. Pages 38226–38227

Change of Conferee: Senator Hathaway was appointed to replace Senator Haskell as a conferee on H.R. 9346, proposed Social Security Financing Amendments of 1977. Page 38263

Presidential Messages: Senate received two messages from the President, as follows:

Transmitting the Eleventh Annual Report on the Operation of the Automotive Products Trade Act of 1965—referred to Committee on Finance (PM-131); and Page 38232

Transmitting the "Annual Report of the National Advisory Council on Extension and Continuing Education for fiscal year 1977"—referred to Committee on Human Resources (PM-132). Page 38232

Senate Authorizations: During the forthcoming receses of the Senate until 1 p.m. on Tuesday, December 6, the Vice President, President pro tempore, acting President pro tempore, or Deputy President pro tempore are authorized to sign duly-enrolled bills or joint resolutions; and the Secretary of the Senate is authorized to receive messages from the President and the House of Representatives. Page 38263

Also, committee of conference is authorized until midnight Friday, December 2, to file its report on H.R. 3199, Proposed Clean Water Act amendments. Page 38263

Messages From the House: Page 38233
Executive Communications: Pages 38233–38234
Statements on Introduced Bills: Pages 38235–38247
Additional Statements: Pages 38247–38263

Confirmation: Senate confirmed the nomination of B. Mahlon Brown, III, to be U.S. attorney for the district of Nevada. Page 38264

Nominations: Senate received the nominations of George S. McIsaac, of the District of Columbia, to be an Assistant Secretary of Energy; and

Numerous Air Force in the rank of General. Pages 38263, 38264

Recess: Senate met at 11 a.m. and recessed at 12:57 p.m. Page 38263

Committee Meetings

SPACE SHUTTLE PROGRAM FUNDS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on the proposed reprograming of fiscal year 1978 funds for the National Aeronautics and Space Administration's space shuttle program, receiving testimony from NASA Administrator Dr. Robert A. Frosch, who was accompanied by his associates.

Hearings were recessed subject to call.

INTERNATIONAL AVIATION POLICY

Committee on Commerce, Science, and Transportation: Committee resumed oversight hearings on international aviation policy, receiving testimony from Julius L. Katz, Secretary of State for Economic and Business Affairs; Chester Davenport, Assistant Secretary of Transportation for Policy, Plans and International Affairs; and Alan Boyd, Chicago, former Special Ambassador to the U.S.-U.K. Bilateral Air Transport Negotiations.

Hearings were recessed subject to call.

BANKRUPTCY REFORM

Committee on the Judiciary: Subcommittee on Improvements in Judicial Machinery resumed hearings on S. 2266, to provide greater protection to consumers in bankruptcy proceedings, receiving testimony from A. Daniel O'Neal, Chairman, Interstate Commerce Commission; Fred Huenefeld, Jr., Trustee for the Western District of Louisiana, Monroe; L. E. Creel III, Dallas Bar Association, Dallas, Tex.; E. Lowell Dinius, American Fletcher Leasing Association, Indianapolis, Ind.; John Creedon, New York City, representing the American Council of Life Insurance; Judge Frank J. McGarr, U.S. District Court, and Nick Manos, Rock Island Railroad, both of Chicago; Bernard Imming, United Fresh Fruit and Vegetable Association, and Harry J. Breithaupt, Jr., Association of American Railroads, both of Washington, D.C.; and Charles A. Horsky, Washington, D.C., Leon Foreman, Philadelphia, Vern Countryman, Cambridge, Mass., George Triester, Los Angeles, Frank Kennedy, Ann Arbor, Mich., and Larry King, New York City, all representing the National Bankruptcy Conference.

Hearings were adjourned subject to call.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 10183–10204; and 8 resolutions; H. Con. Res. 424–431, were introduced. Pages 38302–38303

Reports Filed: Reports were filed as follows:

H. Res. 915, authorizing funds for the investigation of Korean-American relations being conducted by the Subcommittee on International Organizations of the Committee on International Relations (H. Rept. 95-826);

H. Res. 921, to provide funds for the further expenses of the investigations and studies of the Committee on Small Business, amended (H. Rept. 95-827);

Conference report on H.R. 9418, Health Professions Education Amendments of 1977 (H. Rept. 95-828); and

Further conference report on H.R. 9375, making further supplemental appropriations for fiscal year 1978 (H. Rept. 95-829). Page 38302

Late Report: Conferees received permission to file a further conference report by midnight tonight on H.R. 9375, making further supplemental appropriations for fiscal year 1978. Pages 38267–38268

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of December 7. Page 38269

Consent Calendar: It was made in order to call the Consent Calendar on Tuesday, December 6. Page 38269

Committee Funds: Agreed to the following resolutions, authorizing committee funds:

H. Res. 921, amended, to provide funds for the further expenses of the investigations and studies of the Committee on Small Business; and Pages 38270–38271

H. Res. 915, authorizing funds for the investigation of Korean-American relations being conducted by the Subcommittee on International Organizations of the Committee on International Relations (agreed to by a yea-and-nay vote of 366 yeas to 2 nays, Roll No. 759). Pages 38275–38276

Private Bill: House passed and cleared for the President S. 2328, to amend Private Law 95-21, to make a technical correction therein. Pages 38276–38277

Presidential Messages: Read the following messages from the President:

Message transmitting to Congress the Annual Report of the National Advisory Council on Extension and Continuing Education for fiscal year 1977—referred to the Committee on Education and Labor; and

Message transmitting to Congress the Eleventh Annual Report on the Operation of the Automotive Products Trade Act of 1965—referred to the Committee on Ways and Means. Page 38277

Private Bill: House cleared for the President H.R. 5555, for the relief of Adelida Rea Berry; by agreeing to the amendments of the Senate thereto. Page 38277

Adjournment: Adjourned at 12:10 p.m.

Committee Meetings

FEDERAL PROCUREMENT POLICY

Committee on Armed Services: Subcommittee on Research and Development met for briefing on OMB Circulars A-109 and A-76 by Lester A. Fettig, Administrator, Office of Federal Procurement Policy, Office of Management and Budget.

DR. KING ASSASSINATION

Select Committee on Assassinations: Subcommittee on the Assassination of Dr. Martin Luther King, Jr. continued hearings in executive session.

INTELLIGENCE ACTIVITIES

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization continued hearings in executive session on intelligence and intelligence-related activities.

CRIMINAL LAW RECODIFICATION

Committee on the Judiciary: Subcommittee on Criminal Justice met for continuation of briefing on criminal law recodification, and will resume on Monday, December 5.

PANAMA CANAL TREATIES

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal continued hearings on the economic and financial ramifications of the proposed Panama Canal Treaties. Testimony was heard from experts on tolls sensitiyity and on Canal finances; International legal experts; Canal users and associated groups; and Merrill Whitman, former secretary, Panama Canal Company.

EARLY RETIREMENT

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued oversight hearings on early retirement for firefighters and law enforcement personnel. Testimony was heard from Kenneth P. Blaylock, AFGE; and John Leydon and Alan Moscowitz, PATCO.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued markup of H.R. 9030, Jobs and Income Act, and will resume tomorrow.

Joint Committee Meetings

CORPORATE BRIBERY

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 305, to amend the Securities and Exchange Act so as to require issuers of securities to maintain accurate records, and to prohibit certain bribes, but did not reach final agreement thereon and recessed subject to call.

SEC AUTHORIZATION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 3722, authorizing funds for fiscal year 1978 for the Securities and Exchange Commission, but did not reach final agreement thereon and recessed subject to call.

SOCIAL SECURITY

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 9346, proposed Social Security Financing Amendments, but did not reach final agreement thereon and will meet again on Monday, December 5.

ENERGY POLICY

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 4018, to encourage overall energy conservation in electric and gas utility systems and to encourage equitable rates to the consumers of such services.

Conferees will meet tomorrow to consider H.R. 5289, to establish a comprehensive natural gas pricing policy.

BLACK LUNG BENEFITS

Conferees continued in an evening session to resolve the differences between the Senate- and House-passed versions of H.R. 4544, making reforms in the administration of the black lung benefits program.

Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through November 30, 1977

	Senate	*House*	*Total*
Days in session	171	167	..
Time in session	1,131 hrs., 24′	858 hrs., 58′	..
Congressional Record:			
Pages of proceedings	19,250	12,574	31,824
Extension of Remarks	..	..	7,208
Public bills enacted into law	65	138	203
Private bills enacted into law	11	12	23
Bills in conference	3	17	20
Bills through conference	17	50	67
Measures passed, total	684	704	1,388
Senate bills	200	76	..
House bills	172	312	..
Senate joint resolutions	19	8	..
House joint resolutions	16	17	..
Senate concurrent resolutions	19	15	..
House concurrent resolutions	41	47	..
Simple resolutions	217	229	..
Measures reported, total	*632	*674	1,306
Senate bills	277	24	..
House bills	99	418	..
Senate joint resolutions	11	..	..
House joint resolutions	4	10	..
Senate concurrent resolutions	13	3	..
House concurrent resolutions	10	23	..
Simple resolutions	218	196	..
Special reports	53	79	..
Conference reports	20	72	..
Measures pending on calendar	28	75	..
Measures introduced, total	2,823	12,194	15,017
Bills	2334	10182	..
Joint resolutions	100	666	..
Concurrent resolutions	60	423	..
Simple resolutions	329	923	..
Quorum calls	65	71	..
Yea-and-nay votes	635	451	..
Recorded votes	..	235	..
Bills vetoed	1	1	2
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was was no accompanying report. A total of 607 reports have been filed in the Senate, a total of 825 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through November 30, 1977

Army nominations, totaling 18,149, disposed of as follows:	
Confirmed	17,197
Unconfirmed	952
Navy nominations, totaling 22,963, disposed of as follows:	
Confirmed	21,253
Unconfirmed	1,710
Air Force nominations, totaling 21,212, disposed of as follows:	
Confirmed	18,975
Unconfirmed	2,237
Marine Corps nominations, totaling 4,741, disposed of as follows:	
Confirmed	3,525
Unconfirmed	1,216
Civilian nominations, totaling 4,769, disposed of as follows:	
Confirmed	3,896
Unconfirmed	813
Withdrawn	60
Summary	
Total nominations received	71,834
Total confirmed	64,846
Total unconfirmed	6,928
Total withdrawn	60

Friday, December 2, 1977

Senate

Chamber Action

Recess: Senate met at 11 a.m., conducted no business, and recessed at 11:01 a.m. until 1 p.m. on Tuesday, December 6, 1977. Page 38337

Committee Meeting

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of George C. Carr, to be U.S. district judge for the middle district of Florida, after the nominee, who was introduced by Senator Chiles, testified and answered questions on his own behalf.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, December 5.

Committee Meeting

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued markup of H.R. 9030, Jobs and Income Act, and will resume on Monday, December 5.

Joint Committee Meetings

EMPLOYMENT-UNEMPLOYMENT

Joint Economic Committee: Committee held hearings on the employment-unemployment situation for November, receiving testimony from Julius Shiskin, Commissioner, Bureau of Labor Statistics, Department of Labor.

Subcommittee recessed subject to call.

BLACK LUNG BENEFITS

Conferees, in an evening session on Thursday, December 1, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4544, making reforms in the administration of the black lung benefits program.

NATURAL GAS PRICING

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 5289, to establish a comprehensive natural gas pricing policy, but did not reach final agreement thereon and will meet again on Monday, December 5.

Monday, December 5, 1977

Senate

Chamber Action

Senate was not in session today. It will next meet at 1 p.m. Tuesday, December 6, 1977.

Committee Meetings

No meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 10205–10208; 2 private bills, H.R. 10209 and 10210; and 1 resolution, H. Con. Res. 432, were introduced. Page 38345

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Rostenkowski as Speaker pro tempore for today. Page 38338

Adjournment: Adjourned at 12:09 p.m.

Committee Meetings

CRIMINAL LAW RECODIFICATION

Committee on the Judiciary: Subcommittee on Criminal Justice met for continuation of briefing on criminal law recodification, and will resume tomorrow.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued markup of H.R. 9030, Jobs and Income Act, and will resume tomorrow.

Joint Committee Meetings

BUDGET REPORT

Joint Economic Committee: Committee held hearings to receive testimony from Dr. Alice M. Rivlin, Director, Congressional Budget Office, on a report issued by her office concerning budget projections for fiscal years 1979–1983.

Committee recessed subject to call.

NATURAL GAS PRICING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5289, to establish a comprehensive natural gas pricing policy, but did not reach final agreement thereon and will meet again tomorrow.

SOCIAL SECURITY

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 9346, proposed Social Security Financing Amendments, but did not reach final agreement thereon and recessed subject to call.

Tuesday, December 6, 1977

Senate

Chamber Action

Routine Proceedings, pages 38494–38603

Bills Introduced: Seven bills and two resolutions were introduced, as follows: S. 2340–2346; S.J. Res. 101 and S. Res. 330. Pages 38496, 38503

Bills Reported: Reports were made as follows:

S.J. Res. 1, to amend the Constitution so as to provide for the direct popular election of the President and the Vice President, with additional and minority views (S. Rept. 95–609).

S. Res. 330, to permit the release of certain documents and information from the Governmental Affairs' Permanent Subcommittee on Investigations (without written report). Page 38498

Bills Passed:

Subcommittee files: Senate agreed to S. Res. 330, to permit the release of certain documents and information from the Governmental Affairs Permanent Subcommittee on Investigations. Page 38496

Continuing appropriations: Senate passed and returned to the House H.J. Res. 662, making further continuing appropriations for fiscal year 1978, after agreeing to Magnuson unprinted amendment No. 1080, setting forth conditions under which Federal funding may be used for purposes of performing abortions. Pages 38597–38599

Unlawful Corporate Payments: Senate agreed to the conference report on S. 305, to amend the Securities and Exchange Act so as to require issuers of securities to maintain accurate records, and to prohibit certain bribes, thus clearing the measure for action of the House. Pages 38599–38603

SEC Authorizations: Senate agreed to the conference report on H.R. 3722, authorizing funds for the Securities and Exchange Commission for fiscal year 1978, thus clearing the measure for action of the House. Page 38603

Committee Authority To Report: Select Committee on Intelligence was given until 30 days following convening of the second session of the 95th Congress to report S. 1566, to establish procedures for electronic surveillance in the area of foreign intelligence information. Page 38596

Printing: Unanimous consent was given to print 3,000 additional copies of Senate Report 95–605, to accompany S. 1437, the Criminal Code Reform Act of 1977. Page 38597

Change of Legislative Day: Senate adjourned briefly, thereby changing the legislative day. Page 38494

Consecutive Referral: By unanimous consent it was agreed that if and when Committee on Foreign Relations reports S. 1256, S. 1257, and H.R. 7819, bills relating to diplomatic immunity, they be referred to Committee on the Judiciary for not to exceed 60 days. Page 38597

Messages From the House: Pages 38489–38490

Statements on Introduced Bills: Pages 38503–38520

Additional Statements: Pages 38520–38596

Confirmations: The Senate confirmed the following nominations:

The following persons to be members of the National Museum Services Board: Douglas Dillon, of New York; Neil Harris, of Illinois; Joan Mondale, of Minnesota; Mamie P. Clark, of New York; Benjamin W. Hazard, of California; Nancy Negley, of Texas; Gary K. Clarke, of Kansas; George Horse Capture, of Montana; Charlotte Ferst, of Georgia; Lewis Davis, of New York; Raul A. Lopez, of California; E. Leland Webber, of Illinois; Lloyd Hezekiah, of New York; Peter H. Raven, of Missouri; and George C. Seybolt, of Massachusetts;

James Arthur Krumhansl, of New York, to be an Assistant Director of the National Science Foundation;

John M. Deutch, of Massachusetts, to be Director of the Office of Energy Research; and

Walter N. Heine, of Pennsylvania, to be Director of the Office of Surface Mining Reclamation and Enforcement. Page 38605

Nominations: Senate received nominations as follows:

On December 2:

Leila I. Kimche, of Maryland, to be Director of the Institute of Museum Services; and

One Air Force in the rank of General.

Page 38604

On December 5:

Robert C. Benedict, of Pennsylvania, to be Commissioner on Aging;

William P. Adams, of Virginia, to be a Member of the Railroad Retirement Board; and

Numerous Navy, Air Force, and Coast Guard.

Pages 38604–38605

On December 6:

Carlon M. O'Malley, Jr., to be U.S. attorney for the middle district of Pennsylvania;

Mack Burton, to be U.S. marshal for the western district of Arkansas; and

Coy W. Rogers, to be U.S. marshal for the western district of Oklahoma. Page 38605

Adjournment: Senate met at 1 p.m. and adjourned at 6:39 p.m. Page 38603

Committee Meetings

NOMINATIONS

Committee on Energy and Natural Resources: Committee ordered favorably reported the nominations of Walter N. Heine, of Pennsylvania, to be Director of the Office of Surface Mining Reclamation and Enforcement, and John M. Deutch, of Massachusetts, to be Director of the Office of Energy Research.

Also, committee agreed to a committee resolution waiving the 60-day waiting period, as provided by Section 28(w) of the Mineral Leasing Act of 1920, for granting a right-of-way over Federal lands from Long Beach, California, to Midland, Texas, for construction of an oil pipeline.

FOREIGN AFFAIRS—MIDDLE EAST

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the current situation in the Middle East, including the forthcoming meeting to be held in Cairo, from Alfred Atherton, Assistant Secretary of State for Near Eastern and South Asian Affairs.

Committee recessed subject to call.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of Carlisle E. Pratt and Frederick H. Weisberg, each to be an Associate Judge of the Superior Court of the District of Columbia, after the nominees testified and answered questions on their own behalf.

FEDERAL BRAKE STANDARDS

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia held oversight hearings on Federal brake standards for trucks and buses, receiving testimony from Joan B. Claybrook, Administrator, National Highway Traffic Safety Administration, Howard Anderson, Associate Administrator for Safety, and Dr. Robert Kaye, Director, Bureau of Motor Carrier Safety, both of the Federal Highway Administration, all of the Department of Transportation; Kay Bailey, Acting Chairman, National Transportation Safety Board; John Snow, Washington, D.C.; Forrest Baker, Transportation Research and Marketing, Salt Lake City, Utah; and Deane Aboudara, American Public Transit Association, Washington, D.C.

Hearings continue tomorrow.

CIA BRIEFING

Select Committee on Intelligence: Committee met in closed session to receive testimony from Stansfield Turner, Director of Central Intelligence.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 36 public bills, H.R. 10211–10246; 2 private bills, H.R. 10247 and 10248; and 15 resolutions, H.J. Res. 667–671, H. Con. Res. 433–438, and H. Res. 924–927, were introduced. Pages 38492–38494

Reports Filed: Reports were filed as follows:

Conference report on H.R. 3199, to amend the Federal Water Pollution Control Act to provide for additional authorizations (H. Rept. 95–830);

Conference report on S. 305, to amend the Securities Exchange Act of 1934 to require issuers of securities registered pursuant to section 12 of such Act to maintain accurate records, to prohibit certain bribes (H. Rept. 95–831); and

Conference report on H.R. 3722, to authorize appropriations for the Securities and Exchange Commission for fiscal year 1978 (H. Rept. 95–832). Page 38492

Consent Calendar: By unanimous consent, the call of the Consent Calendar was dispensed with.

Page 38379

Private Calendar: On the call of the Private Calendar the House passed the following bills:

Sent to the Senate without amendment: H.R. 1405, 8481, 9071, 6760, 5466, and 8212.

Sent to the Senate, amended: H.R. 1777, 1787, 1450, and H.J. Res. 489.

Passed over without prejudice: H.R. 1798 and 3084.

Pages 38379–38380

Private Bill: House agreed to the amendment of the Senate to H.R. 3313, a private bill, with amendment, clearing the measure for further Senate action.

Page 38382

Private Resolution: Agreed to H. Res. 116, to refer H.R. 1429, a private bill, to the Chief Commissioner of the United States Court of Claims. Pages 38382–38383

Family Health: By a yea-and-nay vote of 357 yeas, Roll No. 761, agreed to H. Con. Res. 432, to assure quality health care for populations located in rural areas.

Pages 38383–38389

Continuing Appropriations: By a voice vote, the House passed H.J. Res. 662, making further continuing appropriations for fiscal year 1978.

Agreed to an amendment that provides continuing appropriations for the Department of Labor and Health, Education, and Welfare.

Rejected an amendment that sought to add compromise abortion language to the previous amendment (rejected by a yea-and-nay vote of 170 yeas to 200 nays, Roll No. 763).

H. Res. 917, the rule under which the resolution was considered was adopted earlier by a yea-and-nay vote of 331 yeas to 21 nays, Roll No. 762.

Pages 38390–38401

Supplemental Appropriations: By a voice vote, the House agreed to the conference report on H.R. 9375, making supplemental appropriations for fiscal year 1978.

House receded and concurred in Senate amendments Nos. 2, 5, 8, 10, 15, 25, 28, 29 (by a yea-and-nay vote of 182 yeas to 181 nays, Roll No. 764, agreed to a preferential motion to recede and concur), 31, 32, 35, 44, 48, 49–51, and 53.

House receded and concurred with amendment in Senate amendments Nos. 1, 7, amended, 16, 22, 23, 37, and 52.

House insisted on its disagreement to Senate amendment No. 43 (by a yea-and-nay vote of 166 yeas to 191 nays, with 3 voting "present", Roll No. 765); clearing the measure for Senate action. Pages 38401–38432

Meeting Hour: By unanimous consent, the House will meet at 10 a.m. on Wednesday, December 7.

Page 38433

Privilege of House: A point of order was sustained against consideration of a resolution presented as a question of the privilege of the House. Pages 38470–38471

Adjournment: Adjourned at 6:55 p.m.

Committee Meetings

COMMITTEE BUSINESS

Select Committee on Assassinations: Met for consideration of committee budget for fiscal year 1978.

CIA REPROGRAMING

Select Committee on Intelligence: Met in executive session for consideration of CIA reprograming request.

COMPETITION REVIEW ACT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.R. 6098, to establish a Commission to study the laws and policies of the United States and major industries for their effect on competition. Testimony was heard from Representative Udall; FTC Chairman Pertschuk; and Assistant Attorney General John Shenefield.

CRIMINAL LAW RECODIFICATION

Committee on the Judiciary: Subcommittee on Criminal Justice met for continuation of briefing on criminal law recodification, and will resume tomorrow.

REBATING PRACTICES IN U.S. FOREIGN TRADE

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine continued hearings on H.R. 9518, to provide for a 3-year period to reach a permanent solution of the rebating practices in the United States foreign trade. Testimony was heard from Department of Justice and public witnesses.

FEDERAL WAGE BOARD SYSTEM

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued oversight hearings on the Federal Wage Board System. Testimony was heard from CSC Chairman Campbell; Dr. John P. White, DOD; Dr. Thomas J. Fitzgerald, VA; and public witnesses.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued markup of H.R. 9030, Jobs and Income Act, and will resume tomorrow.

Joint Committee Meetings

NATURAL GAS PRICING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5289, to establish a comprehensive natural gas pricing policy, but did not reach final agreement thereon and will meet again tomorrow.

ENERGY TAX

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5263, to provide tax incentives for the production and conservation of energy, but did not reach final agreement thereon and will meet again tomorrow.

Wednesday, December 7, 1977

Senate

Chamber Action

Routine Proceedings, pages 38656–38706

Bills Introduced: Four bills and three resolutions were introduced, as follows: S. 2347–2350; and S. Res. 331–333. Pages 38659, 38660–38661

Bill Reported: Report was made as follows:

Special report of Committee on Banking, Housing, and Urban Affairs on the conduct of monetary policy, together with additional and supplemental views (S. Rept. 95-610). Page 38659

Presidential War Powers: Senate agreed to House amendments to the Senate amendments Nos. 1 and 3 to H.R. 7738, to define the powers of the President to regulate international economic transactions in time of war or national emergency, thus clearing the measure for the President. Page 38690

Private Bill: Senate agreed to the House amendment to the Senate amendment to H.R. 3313, a private bill, thus clearing the measure for the President. Page 38690

Continuing Appropriations: Senate agreed to the House amendment to Senate amendment to H.J. Res. 662, making further continuing appropriations for fiscal year 1978, thus clearing the measure for the President. Pages 38690–38696

Supplemental Appropriations: Senate agreed to the conference report on H.R. 9375, making supplemental appropriations for fiscal year 1978. Senate agreed to House amendments to Senate amendments Nos. 1, 7, 16, 22, 23, 37, and 52. Senate took no action on the House amendment to Senate amendment No. 43, relating to funding for the B-1 bomber program. Pages 38696–38705

Senate Authorizations: During the forthcoming adjournments of the Senate until 11 a.m. on Thursday, December 15, the Secretary of the Senate is authorized to receive messages from the President and House of Representatives, and the Vice President, President pro tempore, Acting President pro tempore, or Deputy President pro tempore are authorized to sign duly-enrolled bills and joint resolutions. Also, conference reports may be filed during that period.

All committees are authorized to file reports between the hours of 1 p.m. and 5 p.m. on Thursday, December 8, 1977. Pages 38705–38706

Vitiating of Bill Introduction: Senate vitiated its action of Tuesday, December 6, when S. 2345, so-called Humphrey-Hawkins full employment bill, was introduced. Page 38657

Bills Referred: Sundry House-passed bills were referred to appropriate Senate committees. Page 38658

Bill Held at Desk: H.R. 8212, a private bill, was received and held at the desk. Page 38705

Messages From the House: Page 38657

Executive Communications: Page 38658

Statements on Introduced Bills: Page 38659

Additional Statements: Pages 38661–38690

Confirmations: Senate confirmed lists of nominations in the Coast Guard and National Oceanic and Atmospheric Administration. Page 38706

Adjournment: Senate met at 12 noon and adjourned at 6:55 p.m. Page 38706

Committee Meeting

FEDERAL BRAKE STANDARDS

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency and the District of Columbia concluded oversight hearings on Federal brake standards for trucks and buses, after receiving testimony from E. E. Kynaston, Assistant Chief, California Highway Patrol, Sacramento, and R. Donald Markland, Consolidated Freightways, Menlo Park, both of California; Thomas W. Browne, Greenwich, Connecticut, representing American Trucking Associations, Inc.; Donald K. Strout, Wilson Freight Company, Cincinnati, and D. D. Dawson, Roadway Express, Akron, both of Ohio; Sergio Campanini, Berg Manufacturing Corporation, Iola, Kansas; George D. Green, Breeze Corporations, Inc., Union, New Jersey; Billie Reynolds, National School Transportation, Arlington, Virginia; George Mernick, International Brotherhood of Teamsters, John White, Private Truck Council of America, David E. Martin, General Motors Corporation, John S. Rodewig, Eaton Corporation, Thomas L. Glover, B. F. Goodrich, Richard Hildebrandt, Bendix Corporation, John W. Kourik, Wagner Electric Corporation, and Susan Ginsburg, PROD, Inc., all of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 10249–10278; 2 private bills, H.R. 10279 and 10280; and 6 resolutions, H.J. Res. 672, H. Con. Res. 439, and H. Res. 928–931 were introduced. Pages 38801–38802

Reports Filed: Reports were filed as follows:

H. Res. 928, providing for the consideration of the Senate amendments to H.J. Res. 662, making further continuing appropriations for the fiscal year 1978 (H. Rept. 95-833);

H. Res. 929, providing for considering the Senate amendments to H.J. Res. 662, making further continuing appropriations for the fiscal year 1978 (H. Rept. 95-834); and

H. Res. 930, providing for agreeing to the Senate amendments to H.R. 9378, to amend title IV of the Employee Retirement Income Security Act of 1974 to postpone for 2 years, the date on which the corporation first begins paying benefits under terminated multiemployer plans (H. Rept. 95-835). Page 38801

Health Professions Education Amendments: By a yea-and-nay vote of 344 ayes with 1 voting "present", Roll No. 767, the House agreed to the conference report on H.R. 9418, to amend the Public Health Service Act to require increases in the enrollment of third-year medical students as a condition to medical schools' receiving capitation grants under such Act—clearing the measure for the President. Pages 38707–38714

Legal Services: By a yea-and-nay vote of 236 yeas to 110 nays, Roll No. 768, the House agreed to the conference report on H.R. 6666, Legal Services Corporation Amendments of 1977—clearing the measure for Senate action. Pages 38714–38721

Continuing Appropriations: By a yea-and-nay vote of 171 yeas to 178 nays with 1 voting "present", Roll No. 770, the House rejected a motion to concur in the Senate amendments to H.J. Res. 622, making further continuing appropriations for the fiscal year 1978.

H. Res. 928, the rule providing for the consideration of the Senate amendments to H.J. Res. 622, was agreed to earlier by a division vote of 54 ayes to 40 noes. Previously, the House agreed to consider this rule by a yea-and-nay vote of 251 yeas to 86 nays, Roll No. 769, two-thirds of those present having voted in the affirmative. Pages 38721–38729

ERDA Authorization: By a voice vote, the House passed S. 1340, to authorize appropriations to the Energy Research and Development Administration for energy research, development, demonstration, and related programs in accordance with section 305 of the Energy Reorganization Act of 1974, and section 16 of the Federal Nonnuclear Energy Research and Development Act of 1974, as amended.

Agreed to an amendment in the nature of a substitute to the text of the bill that contains the language of the conference version of S. 1811 (vetoed by the President), but without the authorization for the Clinch River Breeder Reactor and language concerning uranium enrichment services pricing.

Agreed to amend the title of the Senate bill.

H. Res. 916, the rule providing for the consideration of the Senate bill, was agreed to earlier by a yea-and-nay vote of 329 yeas to 18 nays, Roll No. 771. Pages 38731–38775

Late Report: Committee on Public Works and Transportation received permission to file a report by midnight Tuesday, December 13, on H.R. 8729, to provide assistance to airport operators to prepare and carry out noise compatibility programs, and to provide assistance to aircraft operators to comply with noise standards. Page 38731

SEC Authorization: By a yea-and-nay vote of 348 yeas to 2 nays, Roll No. 772, the House agreed to the conference report on H.R. 3722, authorizing appropriations for the Securities and Exchange Commission for fiscal year 1978—clearing the measure for the President. Pages 38775–38776

Unlawful Corporate Payments: By a yea-and-nay vote of 349 yeas, Roll No. 773, the House agreed to the conference report on S. 305, to amend the Securities Exchange Act of 1934 to require issuers of securities registered pursuant to section 12 of such Act to maintain accurate records and to prohibit bribes—clearing the measure for the President. Pages 38776–38780

Continuing Appropriations: House agreed to Senate amendment No. 1 to H.J. Res. 662, making further continuing appropriations for the fiscal year 1978; and, by a yea-and-nay vote of 181 yeas to 167 nays with 1 voting "present", Roll No. 775, agreed, with an amendment, to Senate amendment No. 2 to the aforesaid resolution (concerning conditions under which there may be Federal funding for purposes of performing abortions—returning the measure to the Senate for further action.

H. Res. 929, the rule providing for the consideration of the Senate amendments to H.J. Res. 622, was agreed to earlier by a voice vote. Previously, the House agreed to consider this rule by a yea-and-nay vote of 240 yeas to 109 nays, Roll No. 774, two-thirds of those present having voted in the affirmative. Pages 38780–38784

Employee Retirement Benefits: House agreed to H. Res. 930, providing for agreeing to the Senate amendments to H.R. 9378, to amend title IV of the Employee Retirement Income Security Act of 1974 to postpone, for 2 years, the date on which the corporation first begins paying benefits under terminated multiemployer plans—clearing the measure for the President. Pages 38784–38786

Adjournment: Adjourned at 4:40 p.m.

Committee Meetings

FEDERAL PROCUREMENT POLICY

Committee on Armed Services: Subcommittee on Research and Development met for briefing on OMB Circulars A-109 and A-76 by Lester A. Fettig, Administrator, Office of Federal Procurement Policy, Office of Management and Budget.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on the Navy Reserve management program.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Personnel and Police met on committee business.

CRIMINAL LAW RECODIFICATION

Committee on the Judiciary: Subcommittee on Criminal Justice met for continuation of briefing on criminal law recodification, and will resume tomorrow.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued markup of H.R. 9030, Jobs and Income Act, and will resume tomorrow.

Joint Committee Meetings

NATURAL GAS PRICING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5289, to establish a comprehensive natural gas pricing policy, but did not reach final agreement thereon and will meet again tomorrow.

ENERGY TAX

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5263, to provide tax incentives for the production and conservation of energy, but did not reach final agreement thereon and recessed subject to call.

Thursday, December 8, 1977

Senate

Chamber Action

Routine Proceedings, pages 38849–38868

Bill Introduced: One bill was introduced, as follows: S. 2351. Page 38850

Bill Reported: Report was made as follows:

H.J. Res. 386, to provide for the striking of a medal to be issued annually in commemoration of the bicentennials of outstanding historic events and personalities from 1777 to 1789, with amendments (S. Rept. 95-611). Page 38850

Presidential Message: Senate received a message from the President transmitting report of the Commodity Credit Corporation for fiscal year 1976—referred to the Committee on Agriculture, Nutrition, and Forestry (PM 134). Page 38850

Messages From the House: Page 38850

Statement on Introduced Bill: Page 38850

Additional Statements: Pages 38850–38867

Adjournment: Senate met at 1 p.m. and adjourned at 1:25 p.m. Page 38868

Committee Meeting

NOMINATION

Committee on Human Resources: Committee concluded hearings on the nomination of Leila I. Kimche, of Maryland, to be Director of the Institute of Museum Services, after the nominee testified and answered questions on her own behalf.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 10281–10283; 1 private bill, H.R. 10284; and 5 resolutions, H. Con. Res. 440 and 441 and H. Res. 932–934 were introduced. Page 38847

Late Report: Conferees received permission to file a conference report by midnight Friday, December 9, on H.R. 9346, Social Security Financing Amendments of 1977. Subsequently, objection was heard to a request to make consideration of the conference report in order on Wednesday, December 14. Page 38836

Receive and Sign: It was made in order for the Clerk to receive messages from the Senate and for the Speaker to sign enrolled bills and joint resolutions found truly enrolled notwithstanding the adjournment of the House until Monday. Pages 38836–38837

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of December 14. Pages 38837–38838

Presidential Message—Commodity Credit: Received and read a message from the President wherein he transmits the report of the Commodity Credit Corporation for fiscal year 1976—referred to the Committee on Agriculture. Page 38838

Adjournment: Adjourned at 10:31 a.m.

Committee Meetings

CRIMINAL LAW RECODIFICATION

Committee on the Judiciary: Subcommittee on Criminal Justice continued briefings on criminal law recodification, and will resume tomorrow.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued markup of H.R. 9030, Jobs and Income Act, and will resume tomorrow.

Joint Committee Meeting

NATURAL GAS PRICING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5289, to establish a comprehensive natural gas pricing policy, but did not reach final agreement thereon and will meet again on Monday, December 12.

Monday, December 12, 1977

Senate

Chamber Action

Senate met at 11 a.m., conducted no business, and adjourned immediately until 11 a.m. on Thursday, December 15. Page 38908

Committee Meeting

CRUISE MISSILE

Committee on Armed Services: On Friday, December 9, Subcommittee on Arms Control met in closed session to receive testimony regarding the role of the cruise missile in U.S. and USSR forces. Witnesses heard were William J. Perry, Under Secretary of Defense for Research and Engineering, who was accompanied by Lt. General Alton D. Slay, Deputy Chief of Air Force Staff for Research and Development, Rear Adm. Alfred J. Baciocco, Director, Attack Submarine Division, Office of the Chief of Naval Operations, and Garland F. Pierce, Cruise Missile Analyst, Defense Intelligence Agency.

Subcommittee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 10285–10288; 1 private bill, H.R. 10289; and 1 resolution, H.J. Res. 673 were introduced. Page 38894

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley as Speaker pro tempore for today. Page 38886

House Schedule: Agreed to adjourn from Monday until 10 a.m. on Thursday, December 15. Page 38869

Adjournment: Adjourned at 12:14 p.m.

Committee Meetings

BANKRUPTCY CASES

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights began supplementary hearings on courts and administrative structure for bankruptcy cases. Testimony was heard from Stanley Chauvin, American Bar Association; Simon Rifkind, past president, American College of Trial Lawyers; and J. Stanley Shaw, esq., Long Island, N.Y.

Hearings continue tomorrow.

JOBS AND INCOME ACT

Committee on Ways and Means: Subcommittee on Welfare Reform continued markup of H.R. 9030, Jobs and Income Act, and will resume tomorrow.

Joint Committee Meetings

SOCIAL SECURITY FINANCING

Conferees, on Friday, December 9, continued to resolve the differences between the Senate- and House-passed versions of H.R. 9346, proposed Social Security Financing Amendments, but did not reach final agreement thereon and recessed subject to call.

NATURAL GAS PRICING

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5289, to establish a comprehensive natural gas pricing policy, but did not reach final agreement thereon and recessed subject to call.

Thursday, December 15, 1977

Senate

Chamber Action

Routine Proceedings, pages 39115–39597

Bills Introduced: 36 bills and 15 resolutions were introduced, as follows: S2352–2387; S.J. Res. 102; S. Con. Res. 61–62; and S. Res. 334–345.

Pages 39165–39166, 39237–39239, 39247–39248, 39302–39303, 39572–39573

Bills Reported: Reports were made as follows:

Conference report on H.R. 9346, Social Security Financing Amendments (S. Rept. 95-612) (filed on December 14).

S. 2352, to clarify the jurisdictions of the Departments of the Treasury and Labor over their responsibilities under the Employment Retirement Income Security Act (ERISA) (S. Rept. 95-613).

H.R. 5054, to repeal the statutory requirement that appointments to competitive service positions in executive branch agencies in the Washington, D.C. area be apportioned among the States on the basis of population (S. Rept. 95-614).

S. Res. 339, requesting an additional $3,100 for consultant hire for Committee on Environment and Public Works, without written report (referred to Committee on Rules and Administration). Page 39244

Bills Passed:

Ninety-fifth Congress, second session: Senate passed without amendment and cleared for the President H.J. Res. 674, to provide for the convening of the second session of the Ninety-fifth Congress at noon on Thursday, January 19, 1978, and to provide that the President transmit to the Congress not later than January 23 the fiscal year 1979 budget and his Economic Report. Page 39132

Sine die adjournment: Senate agreed to H. Con. Res. 442, to provide for the sine die adjournment of the Congress on Thursday, December 15, 1977, and to authorize the Secretary of the Senate and Clerk of the House, respectively, to receive messages from the President during such adjournment. Page 39132

Black lung benefits fund: Senate passed and returned to the House, H.R. 5322, to impose an excise tax on the sale of coal by the producer, and to establish a Black Lung Disability Trust Fund, after agreeing to three amendments proposed thereto, as follows:

(1) Long unprinted amendment No. 1081, in the nature of a substitute bill; Page 39122

(2) Randolph U.P. No. 1082, to provide for the reimbursement of certain amounts paid by coal mine operators; and Page 39130

(3) Long U.P. No. 1083, to the title of the bill.

Page 39131
Pages 39122–39132

Natural gas: Senate passed without amendment and sent to the House S. 2355, to extend until February 15, 1978, the Emergency Natural Gas Act.

Pages 39162–39165

Special U.S. delegation: Senate agreed to S. Res. 334, to authorize the appointment of a special delegation to host a delegation of members of the Supreme Soviet of the U.S.S.R. Pages 39165–39166

Enrollment correction: Senate agreed to H. Con. Res. 443, requesting the President to return the enrolled bill H.R. 7738, relating to the powers of the President in time of war or national emergency, and providing for its reenrollment with technical corrections.

Page 39166

Private bill: Senate passed without amendment and cleared for the President H.R. 8212, a private bill.

Page 39166

Enrollment corrections: Senate agreed to H. Con. Res. 444, authorizing corrections in the enrollment of H.R. 3199, proposed Clean Water Act.

Pages 39221–39222

John L. McClellan Hospital: Committee on Veterans' Affairs was discharged from the further consideration of S. 2351, to name the new Veterans' Administration Hospital in Little Rock, Arkansas, the John L. McClellan Hospital, and the bill was then passed and sent to the House. Pages 39228–39229

Home of the Blues: Senate agreed to S. Res. 335, proclaiming the City of Memphis, Tennessee, as the Home of the Blues. Page 39237

Memphis Slim: Senate agreed to S. Res. 336, proclaiming that Memphis Slim has earned the title of Ambassador at Large of Good Will of the United States.

Pages 39237–39238

Committee membership: Senate agreed to S. Res. 337, to amend the Senate rules so as to allow Senators Hathaway and Mathias to retain their membership on the Select Committee on Intelligence for an additional year. Page 39238

Testimony of Secretary of the Senate: Senate agreed to S. Res. 338, authorizing the Secretary of the Senate to appear on behalf of the Senate as amicus curiae in certain cases challenging the constitutionality of the legislative veto. Page 39239

Routine Adjournment Resolutions Agreed to:

Vice President: S. Res. 340, tendering thanks of Senate to Vice President Walter F. Mondale for manner in which he has presided over the Senate;

Page 39572

President pro tempore: S. Res. 341, tendering thanks of Senate to Senator James O. Eastland, President pro tempore, for manner in which he has presided over Senate; Page 39572

Deputy President pro tempore: S. Res. 342, tendering thanks of Senate to Senator Hubert H. Humphrey, Deputy President pro tempore, for manner in which he has presided over Senate; Pages 39572–39573

Acting President pro tempore: S. Res. 343, tendering thanks of Senate to Senator Lee Metcalf, Acting President pro tempore, for manner in which he has presided over Senate; Page 39573

Committee to wait on President: S. Res. 344, to notify the President that the 1st session of the 95th Congress has completed its work; Page 39573

Appointments to boards: S. Res. 345, authorizing Vice President to make appointments during sine die adjournment to commissions or committees authorized by law; Page 39573

Social Security Financing: By 56 yeas to 21 nays, Senate agreed to the conference report on H.R. 9346, proposed Social Security Financing Amendments of 1977—cleared for the House. Pages 39132–39153

Legal Services Corporation: Senate agreed to the conference report on H.R. 6666, authorizing funds for extension of the Legal Services Corporation, thus clearing the measure for the President. Pages 39222–39227

Clean Water: Senate agreed to the conference report on H.R. 3199, proposed Clean Water Act, thus clearing the measure for the President. Pages 39170–39220

Domestic Assistance Programs: Senate agreed to the House amendment to S. 904, to provide for the efficient and regular distribution of current information on Federal domestic assistance programs, thus clearing the measure for the President. Pages 39156, 39157–39162

District of Columbia Universities: Senate agreed to the House amendments to S. 1063, to allow the issuance of revenue bonds by the District of Columbia for the building of university facilities, thus clearing the measure for the President. Page 39166

United States-Mexico Fishery Agreement: Senate agreed to the House amendment to the Senate amendment to H.R. 9794, to bring the governing international fishery agreement with Mexico within the purview of the Fishery Conservation Zone Transition Act, thus clearing the measure for the President. Page 39241

Swearing in of Senator Hodges: Oath of office was administered to Kaneaster Hodges, Jr., of Arkansas, to fill the vacancy created by the recent death of John L. McClellan. Page 39115

Presidential Message: Senate received a message from the President reporting three new deferrals in budget authority and routine revisions to four such deferrals previously transmitted—referred jointly to Committees on Appropriations, Budget, Finance, and Foreign Relations (PM-135). Pages 39241–39242

Vice Presidential Appointments: Vice President made appointments, as follows:

Senator Hathaway as Chairman of the Canada-United States Interparliamentary Conference to be held in New Orleans, Louisiana, February 9–13, 1978; and

The following Senators to be delegates to the U.S.-U.S.S.R. Parliamentary visit to be held in Washington, D.C., January 22–26, 1978: Senators Cranston, Chairman, Sparkman, Church, Ribicoff, Humphrey, Clark, Culver, Morgan, Hart, Leahy, Zorinsky, Metzenbaum, Javits, Co-Chairman, Percy, Roth, Weicker, Stafford, Scott, Chafee, Hayakawa, and Wallop. Page 39165

Senate Authorizations: During the forthcoming sine die adjournment of the Senate, the Vice President, President pro tempore, Deputy President pro tempore, or acting President pro tempore are authorized to sign duly-enrolled bills or joint resolutions, and the Secretary of the Senate is authorized to receive messages from the House of Representatives. Page 39240

Resolution Indefinitely Postponed: Senate indefinitely postponed further action on S. Res. 293, disapproving Reorganization Plan Numbered 2.

Pages 39166–39167

Messages From the House: Page 39242

Executive Communications: Pages 39242–39244

Statements on Introduced Bills: Pages 39248–39301

Additional Statements: Pages 39157–39522

Confirmations: Senate confirmed the following nominations:

James K. Logan, of Kansas, to be U.S. circuit judge for the 10th circuit;

Robert S. Vance, of Alabama, to be U.S. circuit judge for the 5th circuit;

John L. Kane, Jr., to be U.S. district judge for the district of Colorado;

George C. Carr, to be U.S. district judge for the middle district of Florida;

Julian K. Fite, to be U.S. attorney for the eastern district of Oklahoma;

Edward G. Warin, to be U.S. attorney for the district of Nebraska;

Alexander O. Bryner, to be U.S. attorney for the district of Alaska;

Michael H. Walsh, to be U.S. attorney for the southern district of California;

Larry R. McCord, to be U.S. attorney for the western district of Arkansas;

John H. Cary, to be U.S. attorney for the eastern district of Tennessee;

Rex O. Presley, to be U.S. marshal for the eastern district of Oklahoma;

John A. Roe, to be U.S. marshal for the northern district of Iowa;

Harry D. Mansfield, to be U.S. marshal for the eastern district of Tennessee;

Thomas Arny Rhoden, to be U.S. marshal for the southern district of Mississippi;

Andrew E. Gardner, to be U.S. marshal for the western district of North Carolina;

Edward P. Gribben, to be U.S. marshal for the district of South Dakota;

Lincoln E. Moses, of California, to be Administrator of the Energy Information Administration;

Leila I. Kimche, of Maryland, to be Director of the Institute of Museum Services;

Howard A. Heffron, of Maryland, to be Director of the Office of Rail Public Counsel;

Andrew E. Manatos, of Maryland, to be an Assistant Secretary of Commerce;

Mack Burton, to be U.S. marshal for the western district of Arkansas;

Louis G. Villaescusa, Jr., to be U.S. marshal for the central district of California;

Donald J. Kindt, to be U.S. marshal for the northern district of Ohio;

Robert M. Thompson, to be U.S. marshal for the western district of Wisconsin;

Simeon Miller Bright, of West Virginia, to be Commissioner of the Postal Rate Commission;

Carlisle Edward Pratt, to be an associate judge of the Superior Court of the District of Columbia;

Frederick Howard Weisberg, to be an associate judge of the Superior Court of the District of Columbia;

Joseph Mayo Pettit, of Georgia, to be a member of the National Science Board, National Science Foundation;

Thibaut de Saint Phalle, of New Jersey, to be a member of the Board of Directors of the Export-Import Bank of the U.S. and

Numerous nominations in the Coast Guard and Public Health Service. Page 39604

Nominations: Senate received the following nominations:

On December 8:

Louis G. Villaescusa, Jr., to be U.S. marshal for the central district of California. Page 39598

On December 9:

Benjamin R. Civiletti, of Maryland, to be Deputy Attorney General;

Numerous nominations in the Army, Navy, Air Force, and Coast Guard; and

The withdrawal of the nomination of Frank M. Johnson, Jr., of Alabama, to be Director of the Federal Bureau of Investigation. Pages 39598–39604

On December 12:

Donald J. Kindt, to be U.S. marshal for the northern district of Ohio;

John W. Snyder, of the District of Columbia, to be a Member of the Board of Trustees of the Harry S. Truman Scholarship Foundation;

The following to be Members of the Board of Directors of the Legal Services Corporation: Cecilia Denogean Esquer, of Arizona, Steven L. Engelberg, of Maryland, Hillary D. Rodham, of Arkansas, Richard A. Trudell, of California, and Josephine M. Worthy, of Massachusetts; and

One Navy in the rank of admiral. Page 39604

On December 15:

Alvin H. Gandal, of Maryland, to be a Commissioner of the Postal Rate Commission. Page 39604

Record Vote: One record vote was taken today. Pages 39152–39153

Sine Die Adjournment: Senate met at 11 a.m. and at 6:04 p.m., in accordance with H. Con. Res. 442 and H.J. Res. 674, adjourned sine die. Page 39597

Committee Meetings

PESTICIDE PRODUCTION

Committee on Agriculture, Nutrition, and Forestry: On Tuesday and Wednesday, December 13 and 14, Subcommittee on Agricultural Research and General Legislation, held oversight hearings to examine proposals to better protect workers who are involved in the production of pesticides. Witnesses heard on Tuesday were Dr. Donald Whorton, University of California, Berkeley; Dr. Channing Myer, Hazard Evaluation and Technical Assistance Branch, Cincinnati, Ohio; Dr. Robert Craft, Director, Division of Surveillance, Hazard Evaluation and Field Studies, accompanied by Dr. Charles Xintaras, and Dr. Shiro Tanaka, medical officers, all of the National Institute of Occupational Safety and Health, Department of Health, Education, and Welfare; Dr. Etcyl Blair, Dow Chemical Co., Washington, D.C.; Howard Kusnetz, Shell Oil Co., Houston; Frank Covington, Deputy Administrator, Region IX, San Francisco, accompanied by Henry Longas, Administrator, Region VI, Dallas, both of the Environmental Protection Agency; Gabriel Gilloti, Administrator, Region IX, Occupational Safety and Health Administration, Department of Labor; Michael Schneider, Department of Industrial Relations, State Department of Labor, San Francisco; Robert Jackson, Assistant Commissioner of Health, William Gilley, Kepone Task Force, accompanied by James Ryan, Deputy Attorney General, all of the Commonwealth of Va., Richmond.

Witnesses heard on Wednesday were Steve Jellinek, Assistant Administrator for Toxic Substances, EPA; Dr. Eula Bingham, Assistant Secretary for Occupational Safety and Health, Department of Labor; Dr. John Finklea, National Institute of Occupational Safety and Health, Department of Health, Education, and Welfare; Steve Wodka, Oil, Chemical & Atomic Workers Union, and Dr. Joe Highland, Environmental Defense Fund, both of Washington, D.C.

Subcommittee recessed subject to call.

NEW YORK CITY FINANCING

Committee on Banking, Housing, and Urban Affairs: Committee continued oversight hearings on the implementation of the New York City Seasonal Financing Act, receiving testimony from Abraham D. Beame, Mayor, and Harrison J. Goldin, Comptroller, both of New York City Government; Harold M. Williams, Chairman, Securities and Exchange Commission; and Jackson R. E. Phillips, Moody's Investors Service, Inc., and Brenton W. Harries, Standard & Poor's Corporation, both of New York City.

Committee also held hearings on this subject on Wednesday, December 14, receiving testimony from W. Michael Blumenthal, Secretary of the Treasury; Hugh L. Carey, Governor of the State of New York, Albany; Arthur J. Kremer, and John J. Marchi, both of the New York State Assembly, Albany.

Hearings continue tomorrow.

NOMINATION

Committee on Commerce, Science, and Transportation: On Wednesday, December 14, committee concluded hearings on the nomination of Ernest Ambler, of Maryland, to be Director of the National Bureau of Standards, after the nominee testified and answered questions on his own behalf.

U.N. SCIENCE CONFERENCE

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space held hearings on U.S. preparations for the 1979 U.N. Conference on Science and Technology for Development. Witnesses heard were Lucy Wilson Benson, Under Secretary for Security Assistance, and Jean M. Wilkowski, Coordinator of U.S. Preparations for the U.N. Conference on Science and Technology for Development, both of the Department of State; The Reverend Theodore M. Hesburgh, University of Notre Dame, Indiana (Chairman, U.S. Delegation to the U.N. Conference on Science and Technology for Development); H. Guyford Stever, Chairman, National Academy of Sciences Task Force on the National Paper, Harvey Averch, Assistant Director, Directorate for Scientific, Technological, and International Affairs, National Science Foundation, Marcus B. Finnegan, and Benjamin Sharman, International Association of Machinists, William D. Carey, American Association for the Advancement of Science, and Robert Stein, International Institute for Environment and Development, all of Washington, D.C.; Paxton Dunn, International Chamber of Commerce, Harvey Wallender, Council of the Americas, and Rodney Nichols, The Rockefeller University, all of New York City; and William N. Ellis, Transnational Network for Appropriate/Alternative Technologies, Rangeley, Maine.

Hearings were recessed subject to call.

NOMINATION

Committee on Energy and Natural Resources: On Tuesday, December 13, committee ordered favorably reported the nomination of Lincoln E. Moses, of California, to be Administrator of the Energy Information Administration, after the nominee appeared in hearings to testify and answer questions on his own behalf.

URBAN ARSON

Committee on Governmental Affairs: Subcommittee on Intergovernmental Relations continued hearings to receive testimony from law enforcement and insurance groups on the problem of urban arson-for-profit. Witnesses heard were Howard Tipton, Administrator, National Fire Prevention and Control Administration, Department of Commerce; Paul A. Zolbe, Agent, Federal Bureau of Investigation, Department of Justice; Mario Merola, Bronx District Attorney, and Michael J. O'Connor, Chief Fire Marshal, New York City Fire Department, both of New York; David Scondras, Symphony Tenants Organization Project, Boston; Glenn King, International Association of Chiefs of Police, and Daniel Carpenter, International Association of Fire Chiefs, both of Washington, D.C.

Committee also held hearings on this topic on Wednesday, December 14, receiving testimony from Philip Fisher, Battelle Memorial Institute, Columbus, and Eugene Jewel, Arson Bureau, Ohio State Fire Marshal's Office, Columbus; Robert B. Smith, National Fire Protection Association, James E. Jones, American Mutual Insurance Alliance, both of Washington, D.C., and Chief H. Ray Vliet, International Association of Arson Investigators, Edison, N.J.

Hearings were recessed subject to call.

CIVIL RIGHTS COMMISSION

Committee on the Judiciary: Subcommittee on the Constitution held hearings on S. 2300, proposing extension, for five additional years, of the Commission on Civil Rights and authorizing funds for activities of the Commission. Witnesses heard were Dr. Arthur Flemming, Chairman, Commission on Civil Rights; Drew Days, Assistant Attorney General, Civil Rights Division, Department of Justice: and Wayne Granquist, Associate Director for Management and Regulatory Policy, Office of Management and Budget.

Hearings continue on Wednesday, January 25.

VOTER INITIATIVE

Committee on the Judiciary: On Tuesday and Wednesday, December 13 and 14, Subcommittee on the Constitution, held hearings on S.J. Res. 67, proposing an amendment to the Constitution so as to empower the people, by popular vote, to propose and enact laws of the United States, receiving testimony on Tuesday from Delegate Fauntroy: Professor Larry Berg, University

of Southern California, Los Angeles; Professor Henry Abraham, University of Virginia, Charlottesville; Peter Bachrach, Philadelphia; and Roger Telschow, Initiative America, Washington, D.C.; and on Wednesday receiving testimony from Ralph Nader, Washington, D.C.; and Donald Whiting, Election Supervisor, State of Washington, Olympia; Baxter Ward, Supervisor, County of Los Angeles, California; Chip Dent, Washington, D.C.; Kenneth Thomson, Citizens for Participation in Political Action, Boston; Joyce Koupal, Peoples Lobby, Los Angeles; and Peter G. Fish, Duke University, Durham, North Carolina.

Subcommittee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 113 public bills, H.R. 10290–10402; 10 private bills, H.R. 10403–10412; and 30 resolutions, H.J. Res. 674–681, H. Con. Res. 442–451, and H. Res. 935–946 were introduced. Pages 39110–39115

Bills Reported: Reports were filed as follows:

H.R. 8729, to provide assistance to airport operators to prepare and carry out noise compatibility programs and to provide assistance to aircraft operators to comply with noise standards, filed on Tuesday, December 13 (H. Rept. 95–836);

Conference report on H.R. 9346, Social Security Financing Amendments of 1977 (H. Rept. 95–837);

H. Res. 935, providing for the consideration of the conference report on H.R. 3199 (H. Rept. 95–838);

H. Res. 935, providing for the consideration of the conference report on H.R. 9346, Social Security Financing Amendments of 1977 (H. Rept. 95–839); and

Report of the Committee on Interstate and Foreign Commerce pursuant to section 302(b)(2) of the Congressional Budget Act of 1974 (H. Rept. 95–840). Pages 39109–39110

Journal: By a yea-and-nay vote of 284 yeas to 14 nays, with 2 voting "present", Roll No. 776, the House approved the Journal of Monday, December 12. Pages 38924–38925

Recess: It was made in order for the Speaker to declare a recess anytime today subject to the call of the Chair. Page 38947

Convening Date: Agreed to H.J. Res. 674, relative to the convening of the second session of the Ninety-fifth Congress. Page 38948

Sine Die Adjournment: Agreed to H. Con. Res. 442, providing for the sine die adjournment of the first session of the Ninety-fifth Congress. Page 38948

Receive and Sign: The Clerk was authorized to receive messages from the Senate and the Speaker was authorized to sign enrolled bills and joint resolutions duly passed and found truly enrolled, notwithstanding the adjournment of the House sine die. Page 38948

Resignations—Appointments: The Speaker was authorized to accept resignations, appoint commissions, boards, and committees authorized by law of the House, notwithstanding the adjournment of the House sine die. Page 38948

Presidential War Powers: Agreed to H. Con. Res. 443, requesting the President to return the enrolled bill (H.R. 7738) with respect to the powers of the President in time of war or national emergency, and providing for its re-enrollment with technical corrections. Page 38948

Extensions of Remarks: It was made in order for all Members to have the privilege, until the last edition authorized by the Joint Committee on Printing is published, to extend and revise their own remarks in the Congressional Record on more than one subject, and may also include therein such short quotations as may be necessary to explain or complete such extensions of remarks.

It was further made in order that the Chairman and ranking minority member of each standing committee and each subcommittee thereof be permitted to extend their remarks in the Record, up to and including the last publication thereof, and to include therewith a summary of the work of that committee or subcommittee. Page 38948

Presidential Message—Budget Deferrals: Received and read a message from the President wherein he transmits three new International Security Assistance deferrals totalling $806.4 million in budget authority and one new deferral of $3.4 million in outlays for the Antirecession Financial Assistance Fund in the Department of the Treasury—referred to the Committee on Appropriations and ordered printed (H. Doc. 95–270). Page 38949

Recess: Recessed at 10:41 a.m. Reconvened at 11 a.m. Page 38949

Clean Water: By a yea-and-nay vote of 346 yeas to 2 nays, Roll No. 778, the House agreed to the conference report on H.R. 3199, to amend the Federal Water Pollution Control Act and to provide for additional authorizations—clearing the measure for the Senate.

Subsequently agreed to H. Con. Res. 444, directing the Clerk to correct the enrollment of H.R. 3199.

H. Res. 935, the rule waiving points of order against the consideration of the conference report, was agreed to earlier by a yea-and-nay vote of 326 yeas to 6 nays, Roll No. 777. Pages 38949–38998

Death Gratuity: Agreed to H. Res. 936, relating to the payment of a death gratuity to the widow of Laurence N. Woodworth. Pages 38998–38999

Recess: House recessed at 12:55 p.m. Reconvened at 1:15 p.m. Page 38999

Social Security: By a yea-and-nay vote of 189 yeas to 163 nays, with 1 voting "present", Roll No. 781, the House agreed to the conference report on H.R. 9346, Social Security Financing Amendments of 1977—clearing the measure for the President.

H. Res. 937, the rule providing for the consideration of the conference report, was agreed to earlier by a yea-and-nay vote of 178 yeas to 175 nays, Roll No. 780. Pages 39001–39035

Emergency Gas Act: Objection was heard to a request for the consideration of S. 2355, to extend the Emergency Natural Gas Act of 1977. Page 39036

Notification of President: Agreed to H. Res. 938, to provide for the appointment of the committee to notify the President of completion of business. Subsequently, the Speaker appointed Representatives Wright and Rhodes. Pages 39080–39081

Referral: One Senate-passed measure was referred to the appropriate House committee. Page 39080

Sine Die Adjournment: Adjourned sine die at 4:39 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on reprogramings.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts met on committee business.

MINORITY OWNED BROADCAST STATIONS

Committee on Interstate and Foreign Commerce: On Tuesday, December 13, Subcommittee on Communications held panel discussions on the effect of ratings and advertising practices as they relate to minority owned broadcast stations.

CRIMINAL LAW RECODIFICATION

Committee on the Judiciary: Subcommittee on Criminal Justice met for continuation of briefings on criminal law recodification.

BANKRUPTCY CASES

Committee on the Judiciary: On Tuesday, December 13, and Wednesday, December 14, Subcommittee on Civil and Constitutional Rights continued supplementary hearings on courts and administrative structure for bankruptcy cases. Testimony was heard on December 13 from Judge Shirley M. Hufstedler, Ninth Circuit Court of Appeals; representatives of Commercial Law League of America; Judicial Conference of the United States; National Conference of Bankruptcy Judges; and public witnesses. On Wednesday, December 14, testimony was heard from Attorney General of the United States Griffin B. Bell; and representatives of National Bankruptcy Conference.

STATUS OF AFRICAN ELEPHANT

Committee on Merchant Marine and Fisheries: On Tuesday, December 13, the committee held an oversight hearing on the status of the African elephant as a potentially endangered species. Testimony was heard from representatives of the Department of the Interior, Endangered Species Scientific Authority; Fund for Animals; and a panel of experts on the subject.

CLEAN WATER ACT—CONFERENCE REPORT

Committee on Rules: Granted a rule waiving points of order against the consideration of the conference report for failure to comply with section 401(a) of the Congressional Budget Act; providing that the conference report shall be considered as having been read, and waiving all points of order against the conference report for failure to comply with the provisions of clause 3, Rule XXVIII and clause 2, Rule XX, on the conference report on H.R. 3199, Clean Water Act of 1977. Testimony was heard from Chairman Johnson and Representatives Roberts and Don H. Clausen.

SOCIAL SECURITY AMENDMENTS—CONFERENCE REPORT

Committee on Rules: Granted a rule providing that the conference report shall be considered as having been read and waiving all points of order against the conference report on H.R. 9346, Social Security Amendments of 1977. Testimony was heard from Chairman Ullman and Representatives Schroeder and Conable.

JOBS AND INCOME ACT

Committee on Ways and Means: On Tuesday, December 13, Wednesday, December 14, and Thursday, December 15, Subcommittee on Welfare Reform continued markup of H.R. 9030, Jobs and Income Act.

Joint Committee Meetings

SOCIAL SECURITY FINANCING

Conferees, on Wednesday, December 14, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 9346, proposed Social Security Financing Amendments.

NATURAL GAS PRICING

Conferees, on Wednesday, December 14, continued to resolve the differences between the Senate- and House-passed versions of H.R. 5289, to establish a comprehensive natural gas pricing policy, but did not reach final agreement thereon and recessed subject to call.

Résumé of Congressional Activity

FIRST SESSION OF THE NINETY-FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 4 through December 15, 1977

	Senate	House	Total
Days in session	178	174	..
Time in session	1,143 hrs., 42′	881 hrs., 37′	..
Congressional Record:			
Pages of proceedings	19,974	13,082	33,056
Extension of Remarks	..	..	7,547
Public bills enacted into law	70	153	223
Private bills enacted into law	12	15	27
Bills in conference	2	14	16
Bills through conference	18	55	73
Measures passed, total	705	734	1,439
Senate bills	202	78	..
House bills	174	321	..
Senate joint resolutions	19	8	..
House joint resolutions	18	20	..
Senate concurrent resolutions	19	15	..
House concurrent resolutions	44	51	..
Simple resolutions	229	241	..
Measures reported, total	*638	*682	1,320
Senate bills	278	24	..
House bills	100	419	..
Senate joint resolutions	12	..	..
House joint resolutions	5	10	..
Senate concurrent resolutions	13	3	..
House concurrent resolutions	10	23	..
Simple resolutions	220	203	..
Special reports	54	81	..
Conference reports	22	78	..
Measures pending on calendar	39	62	..
Measures introduced, total	2,896	12,490	15,386
Bills	2,387	10,412	..
Joint resolutions	102	681	..
Concurrent resolutions	62	451	..
Simple resolutions	345	946	..
Quorum calls	65	76	..
Yea-and-nay votes	636	471	..
Recorded votes	..	235	..
Bills vetoed	1	1	2
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 614 reports have been filed in the Senate, a total of 841 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 4 through December 15, 1977

Army nominations, totaling 18,206, disposed of as follows:

Confirmed	17,197
Unconfirmed	1,009

Navy nominations, totaling 24,983, disposed of as follows:

Confirmed	21,253
Unconfirmed	3,730

Air Force nominations, totaling 21,750, disposed of as follows:

Confirmed	18,975
Unconfirmed	2,775

Marine Corps nominations, totaling 4,741, disposed of as follows:

Confirmed	3,525
Unconfirmed	1,216

Civilian nominations, totaling 4,979, disposed of as follows:

Confirmed	4,681
Unconfirmed	237
Withdrawn	61

Summary

Total nominations received	74,659
Total confirmed	65,631
Total unconfirmed	8,967
Total withdrawn	61

BILLS ENACTED INTO PUBLIC LAW (95TH CONG., 1ST SESS.)

	Law No.
S. 36	95- 39
S. 106	95-192
S. 126	95-124
S. 213	95-125
S. 275	95-113
S. 305	95-213
S. 385	95- 25
S. 393	95-150
S. 474	95- 2
S. 489	95- 23
S. 521	95- 50
S. 602	95-123
S. 626	95- 17
S. 649	95- 4
S. 667	95-133
S. 717	95-164
S. 776	95- 11
S. 810	95-168
S. 826	95- 91
S. 853	95- 37
S. 904	95-220
S. 925	95- 18
S. 955	95- 47
S. 964	95- 66
S. 1019	95-173
S. 1025	95- 20
S. 1062	95-185
S. 1063	95-218
S. 1131	95-209
S. 1153	95-110
S. 1184	95-194
S. 1235	95-102
S. 1240	95- 48
S. 1279	95- 31
S. 1307	95-126
S. 1316	95-212
S. 1322	95-122
S. 1331	95-129
S. 1339	95-183
S. 1372	95-140
S. 1377	95-103
S. 1435	95-127
S. 1443	95- 38
S. 1468	95- 70
S. 1474	95- 82
S. 1522	95-136
S. 1528	95-190
S. 1560	95-195
S. 1682	95-144
S. 1731	95-114
S. 1750	95-203
S. 1752	95-112
S. 1863	95-184
S. 1935	95-107
S. 2001	95-104
S. 2052	95-175
S. 2089	95-139
S. 2118	95-174
S. 2149	95-157
S. 2169	95-141
S. 2208	95-167
S. 2281	95-189
S.J. Res. 10	95- 5
S.J. Res. 12	95- 1
S.J. Res. 44	95- 27
S.J. Res. 63	95- 56
S.J. Res. 77	95- 80
S.J. Res. 79	95- 90
S.J. Res. 81	95-197
S.J. Res. 89	95-135
H.R. 2	95- 87
H.R. 3	95-142
H.R. 7	95-207
H.R. 11	95- 28
H.R. 186	95- 75
H.R. 422	95-198
H.R. 583	95- 57
H.R. 692	95- 89
H.R. 1139	95-166
H.R. 1404	95- 59
H.R. 1551	95- 71
H.R. 1746	95- 12
H.R. 1862	95-117
H.R. 1904	95-206
H.R. 1952	95- 98
H.R. 2502	95- 77
H.R. 2527	95-169
H.R. 2647	95- 14
H.R. 2770	95-196
H.R. 2817	95-152
H.R. 2849	95-170
H.R. 2850	95-160
H.R. 2982	95-161
H.R. 2992	95- 44
H.R. 3093	95-162
H.R. 3199	95-217
H.R. 3259	95-159
H.R. 3347	95- 10
H.R. 3365	95- 22
H.R. 3373	95-172
H.R. 3387	95-171
H.R. 3416	95- 54
H.R. 3437	95- 40
H.R. 3477	95- 30
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BILLS VETOED

H.R. 2521—Rabbit Inspection

S. 1811—Energy Research and Development Nuclear Programs Authorization

HISTORY OF BILLS ENACTED INTO PUBLIC LAW (95TH CONG., 1ST SESS.)

(Cross-reference of bill number to public law number may be found on p. D981)

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House	Senate	House	Senate	House	Senate	Date approved	No.
Authorizing the United States Secret Service to continue to furnish protection to certain former Federal officials or members of their immediate families.	S.J. Res. 12	Jan. 14	.....	.....	.....	.....	.....	.....	1309	1146	Jan. 17	Jan. 14	Jan. 19	95-1
Authorizing the President to declare a temporary gas emergency, and to make allocations to assist in meeting requirements for high priority gas uses.	S. 474	Jan. 26	.....	.....	.....	.....	.....	.....	3097	2745	Feb. 1	Jan. 31	Feb. 2	95-2
Making urgent power supplemental appropriations in the amount of $6.4 million for the Southwestern Power Administration for fiscal year 1977.	H.J. Res. 227	Feb. 2	App	App	Feb. 3	Feb. 7	95-8	95-7	3798	3789	Feb. 7	Feb. 7	Feb. 16	95-3
Authorizing payment of salaries of certain Senate committee staff personnel at the rates paid to them on January 4, 1977.	S. 649	Feb. 4	.....	.....	.....	.....	.....	.....	3796	3750	Feb. 7	Feb. 4	Feb. 16	95-4
Authorizing an additional $100,000 for the American Indian Policy Review Commission, and extending time during which it may file its reports.	S.J. Res. 10	Jan. 14	IIA	.....	.....	.....	.....	.....	3965	3604	Feb. 9	Feb. 3	Feb. 17	95-5
Granting Congressional approval to governing international fishery agreements negotiated between the United States and Bulgaria, Romania, Republic of China, German Democratic Republic, U.S.S.R., and Poland.	H.J. Res. 240	Feb. 7	.....	.....	.....	.....	.....	.....	3889	4356	Feb. 8	Feb. 10	Feb. 21	95-6
Extending to March 30, 1977 time for the Joint Economic Committee to file its report on the President's Economic Report.	H.J. Res. 239	Feb. 7	.....	.....	.....	.....	.....	.....	3796	4382	Feb. 7	Feb. 11	Feb. 23	95-7
To bring certain governing international fishery agreements within the purview of the Fishery Conservation Zone Transition Act.	H.R. 3753	Feb. 22	MMF	.....	Mar. 1	.....	95-31	.....	5582	5635	Mar. 1	Mar. 1	Mar. 3	95-8
To strike a gold medal in honor of Marian Anderson....	H.J. Res. 132	Jan. 11	.....	.....	.....	.....	.....	.....	5035	5179	Feb. 23	Feb. 24	Mar. 8	95-9
Rescinding $47.5 million in budget authority for the helium fund of the Bureau of Mines, Department of the Interior.	H.R. 3347	Feb. 9	App	App	Feb. 17	Feb. 24	95-22	95-29	5037	5439	Feb. 23	Feb. 25	Mar. 10	95-10
To dedicate the canal and towpath of the Chesapeake and Ohio Canal National Historical Park to Justice William O. Douglas.	S. 776	Feb. 24	IIA	.....	Mar. 2	.....	95-38	.....	5883	5172	Mar. 2	Feb. 24	Mar. 15	95-11
To amend the United Nations Participation Act of 1945 to halt the importation of Rhodesian chromium.	H.R. 1746 (S. 174)	Jan. 11	IR	FR	Mar. 7	Mar. 3	95-59	95-37	7448	7606	Mar. 14	Mar. 15	Mar. 18	95-12
Making urgent supplemental appropriations for fiscal year 1977 in the amount of $200 million for the Federal Disaster Assistance Administration.	H.J. Res. 269	Feb. 23	App	App	Mar. 1	Mar. 9	95-33	95-40	6173	7336	Mar. 3	Mar. 11	Mar. 21	95-13
To increase ceilings on major lending programs of the Small Business Administration.	H.R. 2647 (S. 243)	Jan. 27	SB	SB	Jan. 31	Jan. 31	95-2	95-3	3098	4897	Feb. 1	Feb. 22	Mar. 24	95-14
To rescind certain budget authority recommended in the message of the President dated January 17, 1977.	H.R. 3839	Feb. 23	App	App Bud	Mar. 1	Mar. 9	95-37	95-41	6196	7583	Mar. 3	Mar. 15	Mar. 25	95-15
Making further continuing appropriations for fiscal year 1977.	H.J. Res. 351	Mar. 24	App	.....	Mar. 28	.....	95-127	.....	9332	9411	Mar. 29	Mar. 29	Apr. 1	95-16
To reestablish the period within which the President may transmit to the Congress plans for the reorganization of agencies of the executive branch of the Government.	S. 626 (H.R. 5045)	Feb. 4	GO	GA	Mar. 22	Mar. 1	95-105	95-32	9368	6153	Mar. 29	Mar. 3	Apr. 6	95-17
To provide the Secretary of the Interior with temporary authority to facilitate emergency actions to mitigate the impact of the 1976-1977 drought.	S. 925 (H.R. 5117)	Mar. 7	IIA	IINR	Apr. 1	Mar. 11	95-155	95-50	10226	7588	Apr. 4	Mar. 15	Apr. 7	95-18
To extend the Unemployment Compensation Act.....	H.R. 4800	Mar. 10	WM	Fin	Mar. 15	Mar. 28	95-82	95-67	8217	9677	Mar. 21	Mar. 30	Apr. 12	95-19
To increase authorizations for the Securities and Exchange Commission for fiscal year 1977.	S. 1025	Mar. 17	IPC	BHUA	....	Mar. 17	.....	95-56	10222	9094	Apr. 4	Mar. 25	Apr. 13	95-20
Authorizing $20 million in assistance to victims of recent earthquakes in Romania.	H.R. 5717	Mar. 29	.....	.....	.....	.....	.....	.....	10389	10610	Apr. 5	Apr. 6	Apr. 18	95-21
To extend until December 15, 1977, authority for the flexible regulation of interest rates on deposits and accounts in depository institutions (Regulation Q).	H.R. 3365 (S. 756)	Feb. 9	BFUA	BHUA	Feb. 22	Mar. 1	95-23	95-33	5593	5630	Mar. 1	Mar. 1	Apr. 19	95-22
Authorizing $34.5 million for fiscal year 1977 for military assistance to Portugal.	S. 489 (H.R. 3976)	Jan. 28	IR	FR	Mar. 15	Mar. 9	95-81	95-43	8425	7526	Mar. 22	Mar. 15	Apr. 30	95-23
To authorize additional funds for housing assistance for lower income Americans in fiscal year 1977, and to extend the Federal riot reinsurance and crime insurance programs.	H.R. 3843 (S. 1070)	Feb. 23	BFUA	BHUA	Mar. 4	Mar. 21	95-42	95-61	7043	10468	Mar. 10	Apr. 5	Apr. 30	95-24
To name a certain Federal building in Grand Rapids, Mich., the "Gerald R. Ford Building".	S. 385 (H.R. 2210)	Jan. 19	PWT	EPW	Apr. 5	Feb. 4	95-165	95-6	12033	4382	Apr. 25	Feb. 11	May 4	95-25
Making supplemental appropriations for fiscal year 1977..	H.R. 4877	Mar. 14	App	App	Mar. 11	Mar. 24	95-68	95-64	7754	10126	Mar. 16	Apr. 1	May 4	95-26
To print a revised edition of Senate Procedure.....	S.J. Res. 44	Apr. 5	HA	.....	.....	.....	.....	.....	12043	10486	Apr. 25	Apr. 5	May 4	95-27
Authorizing funds for public works employment programs.	H.R. 11 (S. 427)	Jan. 4	PWT	EPW	Feb. 16	Mar. 4	95-20	95-38	5353	7175	Feb. 24	Mar. 10	May 13	95-28
Making appropriations for economic stimulus programs for fiscal year 1977.	H.R. 4876	Mar. 14	App	App	Mar. 10	Mar. 17	95-66	95-58	7337	13128	Mar. 15	May 2	May 13	95-29
Tax Reduction and Simplification Act.....	H.R. 3477	Feb. 16	WM	Fin	Feb. 24	Mar. 28	95-27	95-66	6636	12959	Mar. 8	Apr. 29	May 23	95-30
To provide temporary authority to the Secretary of Commerce to facilitate emergency actions to mitigate the impacts of the 1976-1977 drought, and to promote water conservation.	S. 1279	Apr. 7	.....	App EPW	Mar. 1	May 2	.....	95-115	15126	14347	May 17	May 11	May 23	95-31
Authorizing the establishment of the Eleanor Roosevelt National Historic Site in Hyde Park, N.Y.	H.R. 5562 (S. 1125)	Mar. 24	IIA	ENR	May 6	May 13	95-264	95-148	13946	14959	May 9	May 17	May 26	95-32
Authorizing funds for fiscal years 1978 through 1980 to carry out the Atlantic Tunas Convention Act of 1975.	H.R. 6205	Apr. 6	MMF	CST	May 6	May 13	95-265	95-146	14097	14947	May 10	May 17	May 26	95-33
Authorizing Administrator of General Services to accept land, buildings and equipment for the John Fitzgerald Kennedy Library.	H.J. Res. 424	Apr. 29	GO	.....	May 9	.....	95-273	.....	14780	14959	May 16	May 17	May 26	95-34
Granting consent of Congress to the Mississippi-Louisiana Bridge Construction Compact.	H.R. 3662 (S. 837)	Feb. 17	Jud	Jud	May 10	May 12	95-279	95-136	14778	15206	May 16	May 18	June 1	95-35
To authorize funds for the administration of the Deepwater Port Act of 1974 through fiscal year 1980.	H.R. 6401 (S. 891)	Apr. 20	MMF PWT	CST	May 12	May 13	95-303	95-145	15125	15645	May 17	May 19	June 1	95-36
Extending for 2 years, until September 30, 1979, the Defense Production Act.	S. 853 (H.R. 4962)	Feb. 2	BFUA	BHUA	Apr. 29	May 11	95-232	95-131	15508	14679	May 19	May 13	June 1	95-37
Extending until September 30, 1977, life of the Privacy Protection Study Commission.	S. 1443 (H.R. 6258)	May 3	GO	GA	May 16	May 3	95-342	95-118	15877	13987	May 23	May 9	June 1	95-38
Authorizing funds for Energy Research and Development Administration for energy R. & D. programs not related to the development of nuclear energy.	S. 36	Jan. 10	ST	ENR	Apr. 27	Mar. 28	95-224	95-69	13167	10186	May 2	Apr. 4	June 3	95-39
Making technical amendments to the Vocational Education Act.	H.R. 3437	Feb. 9	EdL	HR	Mar. 17	May 12	95-86	95-142	8427	14829	Mar. 22	May 16	June 3	95-40
Authorizing funds for water resources planning for fiscal year 1978.	H.R. 6752 (S. 1530)	Apr. 28	IIA	EPW	May 13	May 16	95-307	95-192	15121	16564	May 17	May 25	June 6	95-41
To establish in the Land and Water Conservation Fund a special account to be used to acquire the backlog of lands previously authorized for inclusion in the National Park System.	H.R. 5306	Mar. 22	IIA	ENR	Apr. 1	May 14	95-156	95-162	10203	15200	Apr. 4	May 18	June 10	95-42
Making certain technical amendments to provisions relating to higher education contained in the education amendments of 1976.	H.R. 6774	Apr. 29	EdL	.....	May 6	.....	95-269	.....	13948	16565	May 9	May 25	June 15	95-43
Authorizing funds for programs under the Comprehensive Employment and Training Act.	H.R. 2992	Feb. 1	EdL	HR	Mar. 28	May 16	95-123	95-174	9332	16549	Mar. 29	May 25	June 15	95-44
Authorizing supplemental appropriations for fiscal year 1977 for certain activities of the Department of State.	H.R. 5040	Mar. 15	IR	FR	Mar. 16	Apr. 21	95-84	95-99	8932	14338	Mar. 24	May 11	June 15	95-45
Authorizing funds for fiscal year 1978 to continue construction of distribution systems and drains on the San Luis Unit, Central Valley project, California.	H.R. 4390	Mar. 2	IIA	ENR	Apr. 29	May 13	95-233	95-144	13166	16385	May 2	May 24	June 15	95-46
Authorizing an additional $50 million in operating capital for the Federal Crop Insurance Corporation for fiscal year 1977.	S. 955	Mar. 9	Agr	Agr	Apr. 21	May 12	95-85	95-293	17512	11970	June 6	Apr. 25	June 16	95-47

HISTORY OF BILLS ENACTED INTO PUBLIC LAW (95TH CONG., 1ST SESS.)

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House	Senate	House	Senate	House	Senate	Date approved	No.
To permit the wheat marketing quota referendum for the 1978 crop to be deferred until 30 days after the adjournment of Congress or October 14, whichever is earlier.	S. 1240	Apr. 7	Agr	Agr	Apr. 21	May 25	95–97	95–366	17488	11969	June 6	Apr. 25	June 17	95–48
Authorizing funds through fiscal year 1982 for education programs for handicapped persons.	H.R. 6692 (S. 725)	Apr. 27	EdL	HR	May 6	May 6	95–268	95–124	13947	16084	May 9	May 23	June 17	95–49
Authorizing funds for repairs to the John F. Kennedy Center for the Performing Arts.	S. 521 (H.R. 2846)	Jan. 31	PWT	EPW	Feb. 11	Jan. 31	95–13	95–4	6299	5180	Mar. 4	Feb. 24	June 20	95–50
To extend authorizations for the Federal disaster assistance program.	H.R. 6197 (S. 1512)	Apr. 6	PWT	EPW	May 12	May 13	95–302	95–154	15123	16385	May 17	May 24	June 20	95–51
To amend and extend the Export Administration Act	H.R. 5840 (S. 69)	Apr. 6	IR	BHUA	Apr. 6	Apr. 26	95–190	95–104	11450	13812	Apr. 20	May 5	June 22	95–52
Authorizing funds for fiscal years 1978 through 1980 to carry out the Commercial Fisheries Research and Development Act of 1964.	H.R. 6206	Apr. 6	MMF	CST	May 6	May 13	95–254	95–147	14098	14948	May 10	May 17	June 22	95–53
To provide that leasing of flue-cured tobacco acreage-poundage marketing quotas after June 15 be permitted only on farms on which at least 40 percent of the acreage allotment was planted for such year.	H.R. 3416	Feb. 9	Agr	Agr	Mar. 28	June 7	95–126	95–240	9341	18625	Mar. 29	June 13	June 25	95–54
Authorizing the Secretary of Agriculture to permit recreational access and geothermal explorations for 6 months within a portion of the Bull Run Reserve, Mount Hood National Forest, Oregon.	H.R. 7606	June 6	IIA	.....	June 9	.....	95–401	.....	18792	19468	June 14	June 16	June 25	95–55
To amend the Federal Home Loan Bank Act so as to allow a Board member whose term has expired to serve for not to exceed 30 days until his successor is appointed.	S.J. Res. 63	June 15	.....	BHUA	.....	June 15	.....	.....	19783	19308	June 20	June 15	June 29	95–56
Extending through September 30, 1978, special pay provisions for reenlistment bonuses for military personnel possessing critical skills.	H.R. 583	Jan. 6	AS	AS	Feb. 7	Apr. 27	95–9	95–106	3887	13051	Feb. 8	May 2	June 29	95–57
Authorizing funds for each of fiscal years 1978 and 1979 for the National Sea Grant College program.	H.R. 4301 (S. 1350)	Mar. 2	MMF	HR CST	May 11	May 16	95–287	95–213	14781	16135	May 16	May 23	June 29	95–58
To refund to Smith College duties paid on 33 bells imported for its carillon.	H.R. 1404	Jan. 6	WM	Fin	Mar. 15	June 24	95–80	95–298	8194	21273	Mar. 21	June 28	June 30	95–59
To provide for a temporary extension of certain Federal Housing Administration mortgage insurance and related authorities and of the national flood insurance program.	H.J. Res. 525	June 20	.....	.....	.....	.....	.....	.....	20891	21532	June 27	June 29	June 30	95–60
Authorizing funds for the activities of the Coast Guard for fiscal year 1978.	H.R. 6823 (S. 1250)	May 13	MMF	CST	May 13	May 16	95–308	95–200	14795	16540	May 16	May 25	July 1	95–61
Authorizing funds for grants to States for construction of veterans' health care facilities.	H.R. 3695	Feb. 17	VA	VA	Mar. 23	May 16	95–112	95–166	10230	16393	Apr. 4	May 24	July 5	95–62
To establish a National Advisory Committee on Oceans and Atmosphere.	H.R. 3849 (S. 1347)	Feb. 23	MMF	CST	May 12	May 16	95–297	95–211	14799	16136	May 16	May 23	July 5	95–63
Extending for an additional month until August 18, 1977, the statute of limitations for filing of claims in behalf of Indian tribes for monetary damages.	H.J. Res. 539	June 30	.....	.....	.....	.....	.....	.....	21651	21790	June 30	June 30	July 11	95–64
To strengthen and extend through fiscal year 1978 the surplus commodity food program for senior citizens, and to extend until November 28, 1977, the deadline for transmittal by the Commission on Civil Rights of its report on discrimination based on age in federally financed programs.	H.R. 6668 (S. 1321)	Apr. 27	EdL	HR	May 6	May 13	95–267	95–150	13948	15343	May 9	May 18	July 11	95–65
To provide that salaries at levels of Vice President of the United States down to and including positions in the Executive schedule not be increased by the next comparability pay adjustment.	S. 964	Mar. 10	POCS	.....	June 23	.....	95–458	.....	21120	7125	June 28	Mar. 10	July 11	95–66
Making it clear that Members of the Congress may not, for purposes of State income tax laws, be treated as residents of any State other than the State from which they were elected.	H.R. 6893	May 4	Jud	.....	June 1	.....	95–377	.....	17516	19519	June 6	June 16	July 19	95–67
Authorizing funds for fiscal years 1978 and 1979 for Indian business development programs.	H.R. 4992	Mar. 14	IIA	IA	May 9	June 27	95–271	95–304	15097	21791	May 17	June 30	July 20	95–68
Authorizing funds for fiscal years 1978 and 1979 for the Indian Claims Commission.	H.R. 4585	Mar. 3	IIA Jud	IA	Apr. 29 June 1	June 27	95–234	95–303	17502	21791	June 6	June 30	July 20	95–69
Extending authority of the Federal Energy Administration to issue coal conversion orders pursuant to the Energy Supply and Coordination Act.	S. 1468 (H.R. 6794)	May 5	IFC	ENR	May 16	May 5	95–323	95–123	17516	14256	June 6	May 11	July 21	95–70
Granting the consent of Congress to an amendment to the Sabine River Compact entered into by Texas and Louisiana.	H.R. 1551	Jan. 10	Jud	Jud	May 10	June 30	95–277	95–319	14777	22402	May 16	July 12	July 23	95–71
Requesting the President to designate the week of September 18–24, 1977, as National Lupus Week.	H.J. Res. 24	Jan. 6	POCS	.....	June 30	.....	95–478	.....	22161	22772	July 11	July 13	July 25	95–72
To make the reciprocal fisheries agreement between the United States and Canada effective during 1977.	H.R. 5638	Mar. 22	MMF	FR	Apr. 7	June 29	95–193	95–317	1203	22402	Apr. 25	July 12	July 26	95–73
Making appropriations for the Department of the Interior for fiscal year 1978.	H.R. 7636	June 6	App	App	June 6	June 16	95–392	95–276	18303	19680	June 9	June 17	July 26	95–74
To implement the Convention on the International Regulations for Preventing Collisions at Sea, 1972.	H.R. 186	Jan. 6	MMF	.....	June 20	.....	95–447	.....	22470	22772	July 12	July 13	July 27	95–75
Authorizing funds for the National Aeronautics and Space Administration for fiscal year 1978.	H.R. 4088	Feb. 24	ST	CST	Mar. 10	May 4	95–67	95–120	7885	14673	Mar. 17	May 13	July 30	95–76
To extend 19 non-competitive oil and gas leases for a period sufficient to allow the lessee to drill a well to a depth of approximately 25,000 feet.	H.R. 2502	Jan. 26	IIA	ENR	June 1	July 6	95–374	95–330	17506	23067	June 6	July 14	July 30	95–77
To approve, with modifications, certain amendments to the Federal Rules of Criminal Procedure proposed by the Supreme Court.	H.R. 5864	Mar. 31	Jud	Jud	Apr 11	July 20	95–195	95–354	11100	24641	Apr. 19	July 25	July 30	95–78
Authorizing funds for military procurement for fiscal year 1978.	H.R. 5970	Apr. 4	AS	AS	Apr. 7	May 10	95–194	95–129	12077	15068	Apr. 25	May 17	July 30	95–79
To extend through September 30, 1977, certain HUD–FHA insurance and related authorities, and the National Flood Insurance Program.	S.J. Res. 77	July 28	.....	.....	.....	.....	.....	.....	25652	25427	July 29	July 28	July 31	95–80
Making appropriations for the Department of the Treasury and Postal Service for fiscal year 1978.	H.R. 7552	June 2	App	App	June 2	June 14	95–378	95–267	17931	19933	June 8	June 20	July 31	95–81
Authorizing funds for construction at certain military installations for fiscal year 1978.	S. 1474 (H.R. 6990)	May 9	AS	AS	May 11	May 9	95–290	95–125	17539	14688	June 6	May 13	Aug. 1	95–82
To authorize funds for fiscal year 1978 for biomedical research and related programs.	H.R. 4975	Mar. 14	IFC	HR	Mar. 26	Apr. 26	95–117	95–102	9878	13548	Mar. 31	May 4	Aug. 1	95–83
Authorizing funds for the saline water conversion program and for other water research programs for fiscal years 1978 and 1979.	H.R. 4746 (S. 846)	Mar. 9	IIA	EPW	May 13	May 16	95–306	95–187	15120	16564	May 17	May 25	Aug. 2	95–84
Making appropriations for the Department of Transportation for fiscal year 1978.	H.R. 7557	June 2	App	App	June 2	June 14	95–383	95–268	17964	20562	June 8	June 23	Aug. 2	95–85
Making appropriations for the Departments of State, Justice, Commerce, and the Judiciary for fiscal year 1978.	H.R. 7556	June 2	App	App	June 2	June 21	95–382	95–285	18578	20864	June 13	June 24	Aug. 2	95–86
To establish in the Department of the Interior an Office of Strip Mining Reclamation and Enforcement to administer programs to control surface mining operations.	H.R. 2 (S. 7)	Jan. 4	IIA	ENR	Apr. 22	May 10	95–218	95–128	12888	15778	Apr. 29	May 20	Aug. 3	95–87
Authorizing funds for fiscal year 1978 for bilateral development assistance and voluntary contributions to international organizations programs.	H.R. 6714 (S. 1520)	Apr. 28	IR	FR	May 3	May 13	95–240	95–161	14494	19257	May 12	June 15	Aug. 3	95–88
To increase and extend through fiscal year 1978 loan and surety bond guarantee authorities for programs under the Small Business Act and Small Business Investment Act.	H.R. 692 (S. 1442)	Jan. 6	SB	SB	Jan. 27	May 16	95–1	.....	3986	15558	Feb. 9	May 19	Aug. 4	95–89

HISTORY OF BILLS ENACTED INTO PUBLIC LAW (95TH CONG., 1ST SESS.)

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House	Senate	House	Senate	House	Senate	Date approved	No.
To extend for an additional 15 days to August 15, 1977, the term of the member of the Federal Home Loan Bank Board which expired on July 31, 1977.	S.J. Res. 79	Aug. 1	.....	.....	.....	.....	.....	.....	25943	25816	Aug. 1	Aug. 1	Aug. 4	95-90
To establish a Department of Energy in the Federal Government to direct a coordinated national energy policy.	S. 826 (H.R. 6804)	Mar. 1	GO	GA	May 16	May 14	95-346	95-164	17437	15319	June 3	May 18	Aug. 4	95-91
Authorizing funds for fiscal year 1978 for the International Security Assistance Program.	H.R. 6884 (S. 1160)	May 4	IR	FR	May 9	May 16	95-274	95-195	16194	19294	May 24	June 15	Aug. 4	95-92
To provide employment and training opportunities for youth, and to provide for other improvements in employment and training programs.	H.R. 6138 (S. 1242)	Apr. 6	EdL	HR	May 13	May 16	95-314	95-173	15118	16826	May 17	May 26	Aug. 5	95-93
Making appropriations for the legislative branch for fiscal year 1978.	H.R. 7932	June 21	App	App	June 21	July 13	95-450	95-338	21414	23525	June 29	July 18	Aug. 5	95-94
Proposed Clean Air Act Amendments of 1977	H.R. 6161 (S. 252)	Apr. 6	IFC	EPW	May 12	May 10	95-294	95-127	16976	18514	May 26	June 10	Aug. 7	95-95
Making appropriations for Public Works for water and power development and energy research for fiscal year 1978.	H.R. 7553	June 2	App	App	June 2	June 25	95-379	95-301	18841	22798	June 14	July 13	Aug. 7	95-96
Making appropriations for the Department of Agriculture for fiscal year 1978.	H.R. 7558	June 2	App	App	June 2	June 23	95-384	95-296	20161	21463	June 21	June 29	Aug. 12	95-97
To amend the corporate name of the American Veterans of World War II to include Korea and Vietnam.	H.R. 1952	Jan. 17	Jud	Jud	May 10	Aug. 1	95-278	95-376	14778	26967	May 16	Aug. 4	Aug. 15	95-98
Authorizing funds for the National Science Foundation for fiscal year 1978.	H.R. 4991 (S. 855)	Mar. 14	ST	HR	Mar. 18	Apr. 18	95-98	95-92	8932	13808	Mar. 24	May 5	Aug. 15	95-99
Designating the week beginning November 20, 1977, as "National Family Week".	H.J. Res. 372	Apr. 4	POCS	Jud	June 30	Aug. 1	95-477	95-378	23429	26968	July 18	Aug. 4	Aug. 15	95-100
Making appropriations for construction at certain military installations.	H.R. 7589	June 2	App	App	June 2	June 23	95-388	.....	20171	21473	June 21	June 29	Aug. 15	95-101
Authorizing funds for fiscal year 1978 for activities of the Peace Corps.	S. 1235 (H.R. 6967)	Apr. 5	IR	FR	May 12	May 16	95-296	95-168	17173	16851	June 1	May 26	Aug. 15	95-102
Extending time for commencing actions on behalf of Indians for settlement of monetary damages on outstanding Indian Claims.	S. 1377 (H.R. 5023)	Apr. 25	Jud	IA	June 1	May 27	95-375	95-236	22513	17109	July 12	May 27	Aug. 15	95-103
Authorizing funds for prosecution of river basin plans in the Brazos River Basin and San Joaquin River Basin.	S. 2001	Aug. 3	.....	.....	.....	.....	.....	.....	26983	26324	Aug. 4	Aug. 3	Aug. 15	95-104
Proposed Foreign Relations Authorizations Act of fiscal year 1978.	H.R. 6689	Apr. 27	IR	FR	Apr. 29	May 16	95-231	95-194	13422	19507	May 4	June 16	Aug. 17	95-105
To authorize funds for activities of the International Trade Commission for fiscal year 1978.	H.R. 6370	Apr. 20	WM	Fin	Apr. 21	May 5	95-217	95-122	12039	15069	Apr. 25	May 17	Aug. 17	95-106
To provide temporary authorities to the Secretary of the Interior to facilitate emergency actions to mitigate the impacts of the 1976-77 drought.	S. 1935	July 27	IIA	ENR	.....	Aug. 1	.....	95-379	27084	25817	Aug. 4	Aug. 1	Aug. 17	95-107
Authorizing funds for fiscal year 1978 for the Arms Control and Disarmament Agency.	H.R. 6179	Apr. 6	IR	FR	Apr. 25	May 16	95-219	95-193	13259	19514	May 3	June 16	Aug. 17	95-108
To amend the Consumer Protection Act so as to prohibit abusive practices by independent debt collectors.	H.R. 5294	Mar. 22	BFUA	BHUA	Mar. 29	Aug. 2	95-131	95-382	10256	27383	Apr. 4	Aug. 5	Sept. 20	95-109
To abolish the Joint Committee on Atomic Energy, and to reassign certain of its functions and authorities.	S. 1153	Mar. 29	R	.....	.....	.....	.....	.....	27184	9749	Aug. 5	Mar. 31	Sept. 20	95-110
Making appropriations for fiscal year 1978 for the defense establishment.	H.R. 7933	June 21	App	App	June 21	July 1	95-451	95-325	21683	23838	June 30	July 19	Sept. 21	95-111
Extending programs under the Elementary and Secondary Education Act through fiscal year 1978.	S. 1752	June 24	EdL	HR	.....	Aug. 3	.....	95-392	28876	27987	Sept. 12	Sept. 7	Sept. 24	95-112
Food and Agricultural Act of 1977	S. 275 (H.R. 7171)	Jan. 18	Agr	Agr	May 16	May 16	95-348	95-180	25531	16351	July 28	May 24	Sept. 29	95-113
To extend the special pay provisions for physicians and dentists in the uniformed services.	S. 1731 (H.R. 8011)	June 21	AS	AS	June 30	Aug. 4	95-479	95-400	29825	28480	Sept. 19	Sept. 9	Sept. 30	95-114
To amend and extend through fiscal year 1980 programs under the Juvenile Justice and Delinquency Prevention Act, and to authorize funds to establish temporary shelter care facilities for runaway youth.	H.R. 6111 (S. 1021)	Apr. 6	EdL	Jud	May 13	May 14	95-313	95-165	15501	20039	May 19	June 21	Oct. 3	95-115
To provide an automobile assistance allowance and automotive adaptive equipment to veterans of World War I.	H.R. 6502	Apr. 21	VA	VA	May 23	July 29	95-358	95-375	15880	26422	May 23	Aug. 3	Oct. 3	95-116
Authorizing a cost-of-living increase for recipients of veterans disability compensation.	H.R. 1862	Jan. 13	VA	VA	May 23	Aug. 29	95-356	95-412	15878	28434	May 23	Sept. 9	Oct. 3	95-117
Authorizing U.S. subscriptions and contribution to six international financial institutions.	H.R. 5262	Mar. 21	BFUA	FR	Mar. 31	May 13	95-154	95-159	10794	19005	Apr. 6	June 14	Oct. 3	95-118
Making appropriations for the Department of Housing and Urban Development and for sundry independent agencies for fiscal year 1978.	H.R. 7554	June 2	App	App	June 2	June 21	95-380	95-280	19089	20836	June 15	June 24	Oct. 4	95-119
To increase by $52 billion the temporary public debt limit through March 31, 1978.	H.R. 9290	Sept. 26	WM	.....	Sept. 26	.....	95-632	.....	31345	31791	Sept. 28	Sept. 30	Oct. 4	95-120
To extend until September 30, 1979, the life of the Council on Wage and Price Stability.	H.R. 6951 (S. 2056)	May 5	BFUA	BHUA	May 13	Aug. 18	95-316	95-408	31999	32284	Oct. 3	Oct. 4	Oct. 6	95-121
To revise the basis for estimating the annual Federal payment to the District of Columbia for water services and sanitary sewer services furnished to the United States.	S. 1322 (H.R. 5813)	Apr. 20	DC	GA	May 5	May 24	95-247	95-229	30909	17873	Sept. 26	June 7	Oct. 6	95-122
To extend programs under the Library Services and Construction Act.	S. 602 (H.R. 3712)	Feb. 3	EdL	HR	Mar. 18	May 12	95-97	95-143	17262	15755	June 2	May 20	Oct. 7	95-123
To establish and maintain an effective earthquake hazard reduction program.	S. 126 (H.R. 6683)	Jan. 10	ST	CST	May 11	May 10	95-286	95-130	28386	14521	Sept. 9	May 12	Oct. 7	95-124
To provide for a GAO audit of the Internal Revenue Service and the Bureau of Alcohol, Tobacco, and Firearms.	S. 213	Jan. 14	GO	GA	July 1	Mar. 9	95-480	95-42	31080	7289	Sept. 27	Mar. 11	Oct. 7	95-125
To require case by case review prior to the awarding of veterans' benefits to persons discharged administratively from the military services under other than honorable conditions.	S. 1307 (H.R. 8698)	Apr. 19	VA	VA	Aug. 5	June 28	95-580	95-305	28880	28205	Sept. 12	Sept. 8	Oct. 8	95-126
Authorizing $7.5 million for the Federal Election Commission for fiscal year 1978.	S. 1435 (H.R. 6936)	May 2	HA	RAdm	May 13	May 2	95-309	95-113	23429	13837	July 18	May 5	Oct. 12	95-127
Authorizing funds for housing and community development assistance programs for fiscal years 1978 through 1980.	H.R. 6655 (S. 1523)	Apr. 26	BFUA	BHUA	May 2	May 16	95-236	95-175	14390	17862	May 11	June 7	Oct. 12	95-128
To establish within the Library of Congress a Center for the Book—a research center to investigate the history and prospects of the book.	S. 1331 (H.R. 6214)	Apr. 21	HA	RAdm	Jul, 12	June 29	95-491	95-315	30939	22401	Sept. 26	July 12	Oct. 13	95-129
Making continuing appropriations through October 31, 1977, for the District of Columbia, the Departments of Labor, and Health, Education, and Welfare, and for Foreign Assistance programs.	H.J. Res. 626	Oct. 13	.....	App	.....	Oct. 13	.....	.....	33611	33596	Oct. 13	Oct. 13	Oct. 13	95-130
Relating to the authority of the District of Columbia to borrow from the U.S. Treasury.	H.R. 6530 (S. 1061)	Apr. 21	DC	GA	May 5	May 23	95-248	95-224	30918	32211	Sept. 26	Oct. 4	Oct. 13	95-131
Authorizing $10,420,000 for fiscal year 1978 for the U.S. Commission on Civil Rights.	H.R. 5645 (S. 1231)	Mar. 28	Jud	Jud	May 16	May 20	95-324	95-223	15880	18743	May 23	June 13	Oct. 13	95-132
To convey certain federally owned land in Nevada to the Te-Moak Bands of Western Shoshone Indians.	S. 667	Feb. 10	IIA	IA	Sept. 23	May 27	95-624	95-237	31988	18265	Oct. 3	June 9	Oct. 15	95-133
To authorize funds for territories of the United States	H.R. 6550	Apr. 22	IIA	ENR	Apr. 28	July 6	95-228	95-332	13165	24641	May 2	July 25	Oct. 15	95-134
Making a technical correction in the enrolled bill, H.R. 6550, to authorize funds for territories of the United States.	S.J. Res. 89	Oct. 12	.....	.....	.....	.....	.....	.....	33627	33333	Oct. 13	Oct. 12	Oct. 15	95-135
Authorizing $15 million for fiscal year 1978 to carry out programs under the Marine Mammal Protection Act.	S. 1522 (H.R. 4740)	May 16	MMF	CST	May 16	May 16	95-336	95-177	28862	23555	Sept. 12	July 18	Oct. 18	95-136
Authorizing funds for fiscal years 1978-1980 for the Department of Justice to carry out its drug abuse law enforcement regulatory responsibilities.	H.R. 5742	Mar. 29	IFC	Jud	May 12	Sept. 21	95-298	95-444	15118	31656	May 17	Sept. 29	Oct. 18	95-137
To provide for additional allowance for staff of former Presidents.	H.R. 9354	Sept. 28	.....	.....	.....	.....	.....	.....	31710	32335	Sept. 30	Oct. 4	Oct. 18	95-138
To create a new position of Associate Attorney General in the Department of Justice.	S. 2089	Sept. 14	Jud	Jud	.....	Sept. 14	.....	95-429	34086	29922	Oct. 18	Sept. 20	Oct. 19	95-139

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			House	Senate	House	Senate	House	Senate	House	Senate	House	Senate	Date approved	No.
To disestablish one of the positions of Deputy Secretary of Defense, and establish an Under Secretary of Defense for Policy.	S. 1372	Apr. 25	AS	AS	July 21	May 27	95–519	95–234	29124	18263	Sept. 19	June 9	Oct. 21	95–140
Naming the new South Portal Federal Office Building in Washington, D.C., the "Hubert H. Humphrey Building."	S. 2169	Oct. 3	.....	EPW	.....	Oct. 10	.....	95–485	33604	33347	Oct. 13	Oct. 12	Oct. 23	95–141
To strengthen Government capability to detect, prosecute, and punish fraudulent activities under the Medicare and Medicaid programs.	H.R. 3 (S. 143)	Jan. 4	WM IFC	Fin	June 7 July 12	Sept. 26	95–393	95–453	30549	31773	Sept. 23	Sept. 30	Oct. 25	95–142
To extend the Export-Import Bank Act from June 30, 1978 until September 30, 1978, in order to conform to the new fiscal year.	H.R. 6415	Apr. 20	BFUA	BHUA	May 2	June 21	95–235	95–279	13235	21531	May 3	June 29	Oct. 26	95–143
To implement treaties between the United States and Mexico and Canada (Ex. D and H, respectively, 95th Cong., 1st sess.) calling for the transfer of offenders to or from these countries.	S. 1682	June 13	Jud	Jud	Oct. 19	Sept. 15	95–720	95–435	35029	30201	Oct. 25	Sept. 21	Oct. 28	95–144
To adjust the status of Indochina refugees, and to extend the Indochina Migration and Refugee Assistance Act of 1975.	H.R. 7769	June 14	Jud	.....	July 29	.....	95–547	.....	31077	33069	Sept. 27	Oct. 10	Oct. 28	95–145
To extend by 7 months, through July 31, 1978, the term of the National Commission on New Technological Uses of Copyrighted Works.	H.R. 4836	Mar. 10	Jud	Jud	Apr. 6	Oct. 6	95–187	95–477	11107	33591	Apr. 19	Oct. 13	Oct. 28	95–146
To authorize the Secretary of the Treasury to make short-term investments of any portion of its excess operating cash balance.	H.R. 5675	Mar. 29	BFUA WM	BHUA Fin	Apr. 4 Apr. 20	Sept. 23	95–159	95–450	12041	33220	Apr. 25	Oct. 11	Oct. 28	95–147
Making appropriations for foreign aid for fiscal year 1978.	H.R. 7797	June 15	App	App	June 15	July 18	95–417	95–352	20608	27453	June 23	Aug. 5	Oct. 31	95–148
Commemorating Gen. Thaddeus Kosciuszko by presenting to the people of Poland on behalf of the American people a memorial plaque to his memory.	H.J. Res. 573	Aug. 3	.....	FR	.....	Oct. 12	.....	95–491	31711	33830	Sept. 30	Oct. 17	Nov. 1	95–149
To provide for a study of certain lands to determine their suitability for designation as wilderness.	S. 393	Jan. 24	IIA	ENR	Sept. 23	May 14	95–620	95–163	34092	15202	Oct. 18	May 18	Nov. 1	95–150
To increase minimum wage levels under the Fair Labor Standards Act.	H.R. 3744 (S. 1871)	Feb. 22	EdL	HR	July 22	Sept. 21	95–521	95–446	29484	32909	Sept. 15	Oct. 7	Nov. 1	95–151
To provide for additions to the Tinicum National Environmental Center.	H.R. 2817 (S. 1237)	Feb. 1	MMF	EPW	May 6	May 16	95–253	95–185	14096	34528	May 10	Oct. 19	Nov. 4	95–152
To authorize funds for fiscal year 1978 for programs under the Marine Protection, Research, and Sanctuaries Act.	H.R. 4297 (S. 1425) (S. 1527)	Mar. 2	MMF ST	CST EPW	May 16 May 20	May 16 May 16	95–325	95–216 95–189	33790	34588	Oct. 14	Oct. 20	Nov. 4	95–153
To extend until April 30, 1978, the authority of the Federal Reserve Banks to purchase U.S. Government obligations directly from the Treasury up to the amount of $5 billion.	H.J. Res. 611	Oct. 4	.....	BHUA	.....	.....	.....	.....	35979	36805	Oct. 31	Nov. 3	Nov. 7	95–154
Authorizing funds for environmental research and development activities of the Environmental Protection Agency.	H.R. 5101 (S. 1417)	Mar. 16	ST	EPW	Apr. 1	May 16	95–157	95–188	11112	17071	Apr. 19	May 27	Nov. 8	95–155
To exempt disaster payments made in connection with the 1977 crops of wheat, feed grains, upland cotton, and rice from the payment limitations contained in the Agricultural Act of 1970 and the Agricultural Act of 1949.	H.R. 9090	Sept. 14	Agr App	.....	Sept. 27 Oct. 5	.....	95–638	.....	33981	34899	Oct. 17	Oct. 25	Nov 8	95–156
To create the District Court for the Northern Mariana Islands.	S. 2149	Sept. 27	Jud	Jud	.....	Oct. 6	.....	95–475	34989	32598	Oct. 25	Oct. 13	Nov. 8	95–157
To approve the Presidential decision on an Alaska natural gas transportation system.	H.J. Res. 621 (S.J. Res. 82)	Oct. 12	IFC IIA	ENR	Oct. 26 Oct. 25	Nov. 1	95–739	95–567	36622	36510	Nov. 2	Nov. 2	Nov. 8	95–158

To continue until June 30, 1978, suspension of duty on certain horses, to permit the free entry of Canadian petroleum (including reconstituted crude petroleum) and crude shale oil, provided that an equivalent amount of the same kind and quality of domestic crude petroleum and crude shale oil has been exported to Canada, and suspending through June 30, 1980, duty on certain doxorubicin hydrochloride antibiotics.	H.R. 3259	Feb. 8	WM	Fin	Mar. 15	Sept. 9	95–79	95–422	8195	29383	Mar. 21	Sept. 15	Nov. 8	95–159
Suspending through June 30, 1978, duty on certain latex sheets, continuing until June 30, 1979, the existing suspension of duty on synthetic rutile, and pertaining to tariff treatment accorded film, strips, sheets, and plates of certain plastics or rubber.	H.R. 2850	Feb. 1	WM	Fin	June 16	Sept. 9	95–423	95–419	23424	29382	July 18	Sept. 15	Nov. 8	95–160
Suspending until June 30, 1980, duty on synthetic tantalum/columbium concentrate, on concentrate of poppy straw used in producing codeine or morphine, and on certain bicycle parts.	H.R. 2982	Feb. 2	WM	Fin	June 16	Sept. 9	95–424	95–420	23436	29636	July 18	Sept. 16	Nov. 8	95–161
Providing permanent duty-free treatment for certain copying lathes used for making rough or finished shoe lasts and for parts for such lathes, suspending until June 30, 1980, duty on wool not finer than 46s, and providing for duty-free treatment of istle.	H.R. 3093	Feb. 3	WM	Fin	June 16	Sept. 9	95–425	95–421	23436	29383	July 18	Sept. 15	Nov. 8	95–162
To amend the Federal Aviation Act so as to expand the types of risks which the Secretary of Transportation may insure or reinsure.	H.R. 6010	Apr. 5	PWT	.....	May 12	.....	95–301	.....	15123	17071	May 17	May 27	Nov. 9	95–163
To promote safety and health in the mining industry....	S. 717 (H.R. 4287)	Feb. 11	EdL	HR	May 13	May 16	95–312	95–181	23191	20051	July 15	June 21	Nov. 9	95–164
Making further continuing appropriations for fiscal year 1978.	H.J. Res. 643	Nov. 1	App	.....	Nov. 2	.....	95–792	.....	36971	37145	Nov. 3	Nov. 4	Nov. 9	95–165
To revise and extend through fiscal year 1980 child nutrition programs administered under the National School Lunch Act and the Child Nutrition Act.	H.R. 1139 (S. 1420)	Jan. 6	EdL	Agr	May 10	June 16	95–281	95–277	15374	21799	May 18	June 30	Nov. 10	95–166
To amend the charter of Big Brothers of America to acknowledge its merger with Big Sisters International, Inc.	S. 2208 (H.R. 7249)	Oct. 17	Jud	Jud	Oct. 26	Oct. 19	95–750	95–510	35947	34602	Oct. 31	Oct. 20	Nov. 11	95–167
To extend for fourteen years, through 1991, the patent of the United Daughters of the Confederacy.	S. 810	Feb. 24	Jud	Jud	Oct. 25	May 13	95–745	95–152	35948	14686	Oct. 31	May 13	Nov. 11	95–168
Authorizing the Secretary of Agriculture to convey to the Madera Cemetery District, California, certain lands in the Sierra National Forest.	H.R. 2527	Jan. 26	IIA	ENR	Apr. 7	Oct. 20	95–192	95–518	13131	35720	May 2	Oct. 28	Nov. 12	95–169
Suspending until June 30, 1978, the rate of duty on mattress blanks of rubber latex, and providing for the duty-free entry of competition bobsleds and luges, and extending the dates during which the transition rules of the Tax Reform Act of 1969 postpone the applicability of Section 4941 of the Internal Revenue Code relating to private foundation leasing of business assets.	H.R. 2849	Feb. 1	WM	Fin	June 16	Sept. 15	95–422	95–433	23423	30197	July 18	Sept. 21	Nov. 12	95–170
To extend until January 31, 1978, funding for certain child care programs and program for employment of welfare recipients.	H.R. 3387 (H.R. 2850)	Feb. 9	WM	Fin	June 16	Sept. 29	95–439	95–456	23425	33866	July 18	Oct. 17	Nov. 12	95–171
Extending through June 30, 1980, current suspension of duty on certain classifications of yarns of silk.	H.R. 3373	Feb. 9	WM	Fin	June 16	Sept. 15	95–426	95–434	23437	30197	July 18	Sept. 21	Nov. 12	95–172
Authorizing funds for the fiscal years 1978 and 1979 for certain maritime programs of the Department of Commerce.	S. 1019 (H.R. 4963)	Mar. 17	MMF	CST	May 16	May 13	95–332	95–160	22676	16384	July 13	May 24	Nov. 12	95–173
Authorizing the Secretary of Agriculture to convey eight valid homesite claims within the Chugach and Tongass National Forests in Alaska.	S. 2118	Sept. 21	.....	ENR	.....	Oct. 21	.....	95–527	35950	35719	Oct. 31	Oct. 28	Nov. 12	95–174
To extend supervision of the Capitol Police to certain facilities leased by the Office of Technology Assessment at 600 Pennsylvania Avenue Southeast, Washington, D.C.	S. 2052	Aug. 5	PWT	RAdm	Oct. 21	Sept. 26	95–735	95–451	36346	31832	Nov. 1	Sept. 30	Nov. 14	95–175
To amend certain provisions of the Internal Revenue Code of 1954 relating to distilled spirits.	H.R. 4458	Mar. 3	WM	.....	Oct. 27	.....	95–761	.....	35977	31249	Oct. 31	Nov. 1	Nov. 14	95–176

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To extend the law authorizing the Secretary of Commerce to acquire mariner class vessels in exchange for obsolete vessels in the National Defense Reserve Fleet.	H.R. 7278	May 18	MMF	.....	Oct. 20	.....	95-727	.....	35028	36199	Oct. 25	Nov. 1	Nov. 15	95-177
To amend the Alaska Native Claims Settlement Act with regard to selections in the withdrawal for certain lands.	H.R. 8499	July 22	IIA	.....	Oct. 17	.....	95-712	.....	35947	36211	Oct. 31	Nov. 1	Nov. 15	95-178
To change the name of the Executive Protective Service to the U.S. Secret Service Uniformed Division.	H.R. 8992	Sept. 8	PWT	.....	Oct. 21	.....	95-737	.....	36347	83605	Nov. 1	Nov. 3	Nov. 15	95-179
To include the Trust Territory of the Pacific Islands in the definition of a "State" for purposes of participation in programs authorized by the Higher Education Act.	H.R. 9512	Oct. 12	.....	.....	.....	.....	.....	.....	34085	36486	Oct. 18	Nov. 2	Nov. 15	95-180
To add $50 million to the capital stock of the Federal Crop Insurance Corporation.	H.R. 9704 (S. 2230)	Oct. 20	Agr	Agr	Oct. 27	Oct. 27	95-772	95-553	36292	36808	Nov. 1	Nov. 3	Nov. 15	95-181
To authorize the Architect of the Capitol to furnish chilled water to the Folger Shakespeare Library.	H.R. 9836	Oct. 31	PWT	.....	Nov. 2	.....	95-797	.....	36928	36805	Nov. 3	Nov. 3	Nov. 15	95-182
To authorize funds for the Energy Research and Development Administration for their national defense programs for fiscal year 1978.	S. 1339 (H.R. 6566)	Apr. 21	AS ST	AS	May 9 May 16	May 16	95-272	95-212	31535	16146	Sept. 29	May 23	Nov. 15	95-183
Authorizing supplemental funds for fiscal year 1978 for military procurement.	S. 1863 (H.R. 8390)	July 14	AS	AS	Sept. 20	Sept. 27	95-614	95-455	33475	32936	Oct. 12	Oct. 7	Nov. 15	95-184
To place on a calendar year basis the fiscal year of the District of Columbia Armory Board.	S. 1062	Mar. 21	DC	GA	Oct. 26	May 23	95-751	95-225	36623	16846	Nov. 2	May 26	Nov. 15	95-185
To rescind certain budget authority contained in the message of the President of July 19, 1977.	H.R. 9019	Sept. 9	App	App Bud FR EPW	Sept. 23	Oct. 28	95-625	95-563	31541	36193	Sept. 29	Nov. 1	Nov. 16	95-186
To revise the program providing Federal operating assistance for programs under the Urban Mass Transportation Act.	H.R. 8346	July 15	PWT	.....	Oct. 21	.....	95-732	.....	35029	36486	Oct. 25	Nov. 2	Nov. 16	95-187
To extend the authority for the flexible regulation of interest rates on deposits and accounts in depository institutions, and to promote the accountability of the Federal Reserve System.	H.R. 9710	Oct. 20	BFUA	.....	Oct. 28	.....	95-774	.....	35979	36204	Oct. 31	Nov. 1	Nov. 16	95-188
To authorize an increase in monetary authorizations for nine comprehensive river basin projects.	S. 2281 (H.R. 9881)	Nov. 2	PWT	EPW	Nov. 2	Nov. 2	95-799	95-585	36955	36756	Nov. 3	Nov. 3	Nov. 16	95-189
Authorizing $80 million for fiscal year 1978 for programs administered under the Safe Drinking Water Act.	S. 1528 (H.R. 6827)	May 16	IFC	EPW	May 16	May 16	95-338	95-190	22470	16396	July 12	May 24	Nov. 16	95-190
To convey certain Federal land in Nevada to the Ely Indian Colony.	H.R. 6348	Apr. 19	IIA	IA	Sept. 23	Nov. 3	95-619	.....	31988	37226	Oct. 3	Nov. 4	Nov. 18	95-191
To further the conservation, protection, and enhancement of the Nation's land, water, and related resources.	S. 106 (H.R. 75)	Jan. 10	Agr	Agr	May 16	Mar. 18	95-344	95-59	17513	8749	June 6	Mar. 23	Nov. 18	95-192
To extend the period for child development programs under the Appalachian Regional Development Act.	H.R. 8777	Aug. 4	PWT IFC	.....	Oct. 21	.....	95-738	.....	36289	36807	Nov. 1	Nov. 3	Nov. 18	95-193
Extending programs authorizing the Federal Government to insure U.S. fishermen from financial losses resulting from the seizure of their vessels on the high seas.	S. 1184 (H.R. 4140)	Mar. 30	MMF	CST	May 13	May 16	95-319	95-178	34082	16395	Oct. 18	May 24	Nov. 18	95-194
To restore the Confederated Tribes of the Siletz Indians of Oregon the status of a Federally-recognized Indian tribe.	S. 1560 (H.R. 7259)	May 18	IIA	IA	Sept. 23	Aug. 2	95-623	95-386	36285	27387	Nov. 1	Aug. 5	Nov. 18	95-195
To provide accommodations to judges of the Courts of Appeals of the United States at places other than those where regular terms are authorized by law to be held.	H.R. 2770	Feb. 1	Jud	Jud	Oct. 26	Nov. 2	95-748	95-579	35948	37217	Oct. 31	Nov. 4	Nov. 19	95-196
Requesting the President to proclaim the third Thursday in December as the National Day of Prayer for the Year 1977.	S.J. Res. 81	Sept. 22	POCS	.....	.....	.....	.....	.....	37073	30388	Nov. 4	Sept. 22	Nov. 21	95-197
Providing for duty-free treatment of any aircraft engine used as a temporary replacement for an aircraft engine being overhauled within the U.S. if duty was paid on such replacement engine during a previous importation.	H.R. 422	Jan. 6	WM	Fin	Mar. 15	Sept. 9	95-77	95-425	8193	29695	Mar. 21	Sept. 16	Nov. 23	95-198
Authorizing funds for fiscal year 1978 for the U.S. Railway Association, and for the Office of Rail Public Counsel within the Interstate Commerce Commission.	H.R. 4049 (S. 922)	Feb. 24	IFC	CST	Apr. 20	May 16	95-215	95-198	13271	16144	May 3	May 23	Nov. 23	95-199
To provide improved administration of certain National Forest System lands in Oregon.	H.R. 7074	May 10	IIA	.....	Sept. 23	.....	95-622	.....	36664	37131	Nov. 2	Nov. 4	Nov. 23	95-200
To extend certain provisions of the Veterans' Administration Physicians and Dentists Pay Comparability Act.	H.R. 8175	June 30	VA	VA	Aug. 5	.....	95-585	.....	28882	37100	Sept. 12	Nov. 4	Nov. 23	95-201
To increase Educational Assistance Allowances for veterans.	H.R. 8701	Aug. 2	VA	.....	Aug. 5	.....	95-586	.....	28881	34405	Sept. 12	Oct. 19	Nov. 23	95-202
Proposing studies of the issues relating to the use, labeling, and advertising of saccharin.	S. 1750 (H.R. 8518)	June 23	IFC	HR CST	Oct. 3	July 19 July 27	95-658	95-353 95-369	33970	29389	Oct. 17	Sept. 15	Nov. 23	95-203
To increase the rates for disability and death pensions for veterans.	H.R. 7345	May 23	VA	VA	June 14	July 29	95-411	95-374	22488	26422	July 12	Aug. 3	Dec. 2	95-204
Making further continuing appropriations for fiscal year 1978.	H.J.Res. 662	Nov. 29	App	.....	Nov. 29	.....	95-824	.....	38401	38599	Dec. 6	Dec. 6	Dec. 9	95-205
Relating to status of duty on intravenous fat emulsion, photographic color couplers, certain binoculars and other telescopes, and cigarettes and liquor brought into the U.S. by nonresident aliens and U.S. citizens.	H.R. 1904	Jan. 13	WM	Fin	June 16	Sept. 15	95-420	95-432	23434	30195	July 18	Sept. 21	Dec. 12	95-206
To authorize a career education program for elementary and secondary schools.	H.R. 7	Jan. 4	EdL	HR	Mar. 31	Oct. 19	95-150	95-513	10389	34659	Apr. 5	Oct. 20	Dec. 13	95-207
To implement the provisions of the International Container Convention.	H.R. 8159 (S. 1597)	June 30	IR IFC MMF	CST	Oct. 12	Oct. 27	95-693	95-552	36319	37228	Nov. 1	Nov. 4	Dec. 13	95-208
Authorizing funds for fiscal year 1978 for the Nuclear Regulatory Commission.	S. 1131 (H.R. 3455)	Mar. 25	IIA	EPW	May 11	May 16	95-289	95-196	28879	16511	Sept. 12	May 25	Dec. 13	95-209
To provide for reimbusement for rural health clinic services under the medicare and medicaid programs.	H.R. 8422	July 19	WM IFC	.....	July 29 Sept. 19	.....	95-548	.....	33955	34383	Oct. 17	Oct. 19	Dec. 13	95-210
To authorize funds for fiscal year 1978 for the Securities and Exchange Commission.	H.R. 3722 (S. 1311)	Feb. 21	IFC	BHUA	May 11	May 16	95-288	95-182	15097	16510	May 17	May 25	Dec. 19	95-211
To authorize funds for fiscal years 1978 through 1980 to carry out State cooperative programs under the Endangered Species Act.	S. 1316 (H.R. 6405)	Apr. 20	MMF	EPW	May 16	May 16	95-333	95-186	34084	16560	Oct. 18	May 25	Dec. 19	95-212
To amend the Securities and Exchange Act so as to require issuers of securities to maintain accurate records, and to prohibit certain bribes.	S. 305 (H.R. 3815)	Jan. 18	IFC	BHUA	Sept. 28	May 2	95-640	95-114	36308	13816	Nov. 1	May 5	Dec. 19	95-213
To postpone for two years the date on which the Pension Benefit Guaranty Corporation first begins paying benefits under terminated multiemployer plans.	H.R. 9378 (S. 2125)	Sept. 29	EdL	HR	Oct. 13	Nov. 1	95-706	95-570	36309	36802	Nov. 1	Nov. 3	Dec. 19	95-214
To require an increase in the enrollment of third-year medical students in school year 1978–79 as a condition to receiving capitation grants under section 770 of the Public Health Service Act.	H.R. 9418 (S. 2159)	Oct. 3	IFC	HR	Oct. 13	Oct. 25	95-707	95-545	33917	37211	Oct. 17	Nov. 4	Dec. 19	95-215
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HISTORY OF BILLS ENACTED INTO PUBLIC LAW (95TH CONG., 1ST SESS.)

Title	Bill No.	Date introduced	Committee: House	Committee: Senate	Date reported: House	Date reported: Senate	Report No.: House	Report No.: Senate	Page of passage in Congressional Record: House	Page of passage in Congressional Record: Senate	Date of passage: House	Date of passage: Senate	Public Law: Date approved	Public Law: No.
To allow for the issuance of revenue bonds by the District of Columbia for the building of university facilities.	S. 1063 (H.R. 9544)	Mar. 21	DC	GA	Oct. 26	May 23	95-749	95-227	36625	16848	Nov. 2	May 26	Dec. 28	95-218
To bring the governing international fishery agreement with Mexico within the purview of the Fishery Conservation Zone Transition Act.	H.R. 9794	Oct. 27	MMF	.....	Oct. 31	.....	95-783	.....	36273	36745	Nov. 1	Nov. 3	Dec. 28	95-219
To provide for the efficient and regular distribution of current information on Federal domestic assistance programs.	S. 904 (H.R. 6257)	Apr. 3	GO	GA	May 16	May 12	95-341	95-135	31067	14940	Sept. 27	May 17	Dec. 28	95-220
To provide for the convening of the second session of the Ninety-fifth Congress at noon on Thursday, January 19, 1978, and to provide that the President transmit to the Congress not later than January 23 the fiscal year 1979 budget and his Economic Report.	H.J.Res. 674	Nov. 15	.....	.....	.....	.....	.....	.....	38948	39132	Dec. 15	Dec. 15	Dec. 28	95-221
Authorizing funds for extension of the Legal Services Corporation.	H.R. 6666 (S. 1303)	Apr. 27	Jud	HR	May 13	May 16	95-310	95-172	20925	33354	June 27	Oct. 12	Dec. 28	95-222
To define the powers of the President to regulate international economic transactions in time of war or national emergency.	H.R. 7738	June 13	IR	BHUA	June 23	Oct. 3	95-459	95-466	22473	33212	July 12	Oct. 11	Dec. 28	95-223

NOTE.—The bill in parentheses is companion measure.

TABLE OF COMMITTEE ABBREVIATIONS

AE	Joint Committee on Atomic Energy	CST	Commerce, Science and Transportation	GO	Government Operations
Aer	Aeronautical and Space Sciences		District of Columbia	HA	House Administration
Agr	Agriculture	DC	Education and Labor	HR	Human Resources
	Agriculture, Nutrition, and Forestry	EdL	Energy and Natural Resources	IA	Select Committee on Indian Affairs
App	Appropriations	ENR	Environment and Public Works	IFC	Interstate and Foreign Commerce
AS	Armed Services	EPW	Finance	IIA	Interior and Insular Affairs
BFUA	Banking, Finance and Urban Affairs	Fin	Foreign Relations	Intel	Intelligence
BHUA	Banking, Housing and Urban Affairs	FR	Government Operations	IR	International Relations
BUD	Budget	GA		Jud	Judiciary
				MMF	Merchant Marine and Fisheries
				POCS	Post Office and Civil Service
				PWT	Public Works and Transportation
				R	Rules
				RAdm	Rules and Administration
				SB	Small Business
				ST	Science and Technology
				VA	Veterans' Affairs
				WM	Ways and Means

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